

DECISION 2014 – 07 - 24A
TRAVEL AGENCY COMMISSIONER – AREA 3

Jo Foged
685 Remuera Road
Remuera, Auckland 1050
New Zealand

Applicant:

Sri Aity Travel and Transport Sdn Bhd
6B, Jalan Elmas
31/2 Miles off Jalan Sungai Besi
57100 Kuala Lumpur
Malaysia.
Represented by Ms. Jennifer Tan, Ticketing Manager

Respondent:

Agency Administrator, Geneva
International Air Transport Association, IATA
Represented by Mr. Nawaz Shaikh, Manager Agency Risk Management Asia/Pacific,
IATA, Singapore.

The Case and Decision

The Agent was required to submit its audited financial statements to IATA by 24 July 2014. On 23 July 2014 the Agent contacted the writer with a request for interlocutory relief for a further 6 weeks.

In its explanation the Agent stated that it normally had its accounts ready by July however this year the Agency was selected by the Malaysian Government Inland Revenue Department for an audit of its accounts for the years 2010, 2011 and 2012. This process commenced in June and occupied the time of the accounts staff member in providing information and searching for documents hence the normal work was left undone and the deadline could not be met.

IATA has not objected to interlocutory relief being granted for the period requested.

As required by sub paragraph 2.3 of Resolution 820e, both Parties have been placed on notice that in the writer's judgement an oral hearing is not justified and that a decision will be based on the written information submitted.

In considering this matter the writer feels that an extension of 6 weeks is too long for the work involved and hence in order to generate some urgency this period will not be granted.

Based on the circumstances described by the Agent it is hereby decided as follows:-

1. The Agent is granted interlocutory relief until 30 August 2014.

Decided this 24th day of July 2014 in Auckland

Jorgen Foged
Travel Agency Commissioner Area 3

Notes:

1. As per Resolution 820e, Section 4, any Party has the right, if it considers itself aggrieved by this Decision, to seek review by Arbitration in accordance with the provisions of Resolution 824, Section 14.
2. The Parties are advised that effective from 1 June 2012, according to Subparagraph 2.10 of Resolution 820e, any of them may request an interpretation of this Decision, or for a correction of any error in computation, any clerical or typographical error, or any omission in this Decision. Such request must be made within 15 days of receipt of the electronic version of this Decision.