

Decision 59/2017

Travel Agency Commissioner - Area 2

Andreas Körösi
P.O. Box 5245
S-102 45 Stockholm, Sweden

Applicant: *Sound Travel*
IATA Code # 59-2 5671 3
Nigeria

Respondent: International Air Transport Association (IATA)
Torre Europa
Paseo de la Castellana, número 95
28046 Madrid, Spain

NOTE:

This summarized decision is being posted as the Parties have received it. Occasional requests for clarification are not posted. However, should any Stakeholder requests it, a copy of such clarification will be sent to her/him.

Decision:

Dear Ms. Al-Abbadi, thanks for your clarification, and, dear Onyinye Oduniyi your statements regarding the reasons for non-payment on time are noted.

Both Parties are hereby advised that this is a summarised decision based on the submissions made by both of you.

Background

Sound Travel was terminated due to a lack of response after being notified by IATA about the discrepancy of amounts settled, after having been defaulted due to a non-payment on Remittance Date. The amount corresponded to an ADM claimed by *Turkish Airlines* (for the sum of US\$ 1,895).

The reason for this "non compliance" is explained by *Sound Travel* as being for medical circumstances (evidence provided) and, thus, accepted by this Office as mitigating reasons.

Considerations and Decision

IATA has acted according to Resolutions.

Considering the trading record of *Sound Travel*, and the underlying reasons for not having paid in full the "subsequent billing" after default;
Considering also the relatively small amount, which was immediately paid after being aware of it, I find this being an excusable human error.

Therefore, provided:

- a) all debts are settled,
- b) a new Agency Status form is sent to IATA,
- c) adequate DIP is in place, and
- d) IATA's administrative fee is invoiced to the Applicant

- **It is hereby decided that *Sound Travel* can be reinstated.**

This Decision is effective as of today

Decided in Stockholm, on December 4th, 2017

Andreas Körösi
Travel Agency Commissioner
IATA-Area 2

In accordance with Resolution 820e § 2.10 any Party may ask for an interpretation or correction of any error in computation, any clerical or typographical error, or any error or omission of a similar nature which the Party may find relevant to this decision. The time frame for these types of requests will be maximum 15 calendar days after receipt of this decision. Meaning as soon as possible and **not later than 19 December 2017**.

Please also be advised that, unless I receive written notice from either one of you **before** the above mentioned date, this decision will be published in the Travel Agency Commissioner's secure web site, provided no requests for clarification, interpretation or corrections have been granted by this Commissioner, in which case the final decision will be posted right after that.

Please note that if after having asked for and obtained clarification or correction any Party still considers aggrieved by this decision, as per Resolution 820e §4, the Party has the right to seek review by Arbitration in accordance with the provisions of Resolution 824 §14.

Please let me know if any of the Parties requires a signed hard copy of this decision and I will send one once the time for "interpretation or correction" has elapsed.