

Decision 64/2017

Travel Agency Commissioner - Area 2

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

Applicant: *H&M Travel and Tours*
IATA Code # 24-2 1045
Ghana

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.

Background and Decision

The Applicant was served with a Notice of Default, it was suspended from the BSP and reinstatement requirements were duly communicated to it.

The Applicant committed to pay all outstanding monies and made partial payments of the total amount progressively. On December 8th, the Applicant stated: <<... *outstanding balance of GHS 99,516.85 will be paid on or before 29th December 2017*>>.

However, the original Notice of Termination that IATA had sent to the Applicant was dated November 2nd, 2017, giving to the Applicant until November 29th to settle all monies due.

This Commissioner acknowledges IATA's lenience not to terminate the Applicant after having allowed to *H&M Travel* more time to settle, on at least 3 occasions by "postponing" the termination; therefore, unless the outstanding balance is settled by **noon (12:00) local MAD time** on the 29th of December, 2017, IATA can terminate the Passenger Sales Agency Agreement of *H&M Travel and Tours*.

This Decision is effective as of today.

Decided in Stockholm, on December 12th, 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 December 27th, 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.