

Decision 3/2018 Travel Agency Commissioner - Area 2

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

Applicant: *Alkhalil Hajj Travels Ltd.*
New Applicant
United Kingdom

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:

In the email dated 17 January 2018 IATA asks for:

- a) Updated financials
- b) "Current photos"
- c) Most recent utility bill

and acknowledges that: *"... once they are accepted we will start the process"*.

This request does not, as I understand IATA's statement, amount to a "New Application".

I will not recreate the full story why the application has taken this extraordinary long time, so please **accept this document as a formal TAC decision** and, after compliance from *Alkhalil Hajj Travels Ltd.* (UK), allow IATA to fully finalize the application process.

Considerations and Decision:

The initial application was sent to IATA in **January 2016**. 2 years of processing an application is an extraordinary long time, and as stated *supra*, I will not "point

fingers" to either Party, therefore, this Decision will disregard the circumstances over the reasons behind such a delay.

By that, I will also allow that documents which were relevant and valid at the time of the original application to be considered valid today, unless there is a "relatively easy access" to update such material.

Consequently, **the Decision is as follows:**

A) The Applicant has to submit a copy of the "**latest audited annual financial statements**" filed at Companies House. If the fiscal year coincides with the Calendar Year then *Alkhalil Hajj Travels Ltd.* (unless not already done so) has to submit the financial statements corresponding 2016;

B) Additionally, 2017 fiscal year's audited financial statements, disregarding requirements by Companies House, have to be submitted **not later than 30th of April 2018**;

C) The photo/photos sent in October 2017 by the Applicant have to be accepted as they are for the application;

C) "Most recent utility bill" has to be provided by the Applicant as requested by IATA.

This Decision is effective as of today

Decided in Stockholm, the 18th of January 2018

Andreas Körösi
Travel Agency Commissioner
IATA-Area 2

In accordance with Res 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 01 February 2018**.

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.