

Decision 7/2018 Travel Agency Commissioner - Area 2

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

Applicant:
RAMEL BUSINESS SERVICES LTD.
IATA Code # 24-2 1094
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.

Background

The Applicant ***Ramel Business Services LTD*** ("***Ramel***") was on 05 March, 2018 notified that its Passenger Sales Agency Agreement had been terminated due to not adhering to the requirements outlined in the Notice of Default dated 05 January, 2018.

The requirement was to pay at least 20% of the debt to be able to enter into a repayment agreement with the BSP Participating Airlines.

Ramel had at several occasions asked IATA for a one week extension of the deadline set at 28 February and finally received a response allowing "not later than 12:00 p.m. (MAD time) on 01 March".

Ramel has provided evidence that the 20% first down payment was done at 10:49 Ghana time, which would be 11:49 local Madrid time.

Considerations and Decision

- Even though reprehensibly late, the first initial required 20% payment by ***Ramel Business Services*** has been done within the time frame allowed and thus ***Ramel*** is entitled to a repayment agreement as mandated by Resolution 818g, Attachment "A" § 2.2.2.1(iii).

This Decision is effective as of today.

Decided in Stockholm, on March 12th, 2018

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 March 27th, 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.