

Decision 11/2018

Travel Agency Commissioner - Area 2

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

Applicant: *Dqera Travel*

IATA Code # non-applicant, New Applicant
Sudan

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

Dqera Travel applied for accreditation in February 2017 and was, amongst others, requested to supply a bank guarantee ("BG") not later than April 2017.

Unfortunately, even though due to reasons beyond *Dqera's* control, this was not done and IATA "closed the case".

On 24 December 2017 (**8 months late**) the BG was issued and sent to IATA, based on the application of February 2017.

Even though not timely done, ALL application fees, which were eligible for refund, were credited to *Dqera Travel*.

Dqera Travel was asked to provide a new application and a new set of audited financials (IATA's case # 08570250).

Based on the Applicant's financial evaluation IATA could not accept the "existing" BG, which is still valid until December 2018.

The Applicant was asked to amend the existing BG (with a new beneficiary's address, etc.) since it is not according to the new IATA template. It was also requested to provide additional financial security.

Considerations and Decision

Considering that IATA holds a valid BG, expiring on December 24th, 2018, it is decided as follows:

- IATA has followed proper procedures;
- **In order for *Dqera Travel* to be accredited**, it has to provide a total BG of SDG 1,580,000.00;
- *Dqera* has a choice of:
 - (a) Provide a new BG with the total amount referred *supra*, or,
 - (b) "Supplement" the existing BG of SDG 568,293, held by IATA with the old beneficiary address with a new (correct beneficiary's address) of the difference, so the total will be as requested by IATA;
- The time allowed for this will depend on Sudanese's banking procedures and as long there is a valid BG in place for not less than 6 months.
- The accreditation has to be approved if all other requirements are met

This Decision is effective as of today.

Decided in Stockholm, on March 29th, 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 April 13, 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.