

Decision 25/2018

Travel Agency Commissioner - Area 2

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

Applicant: *OLINET SARL*
IATA Code # 85-2 0990
Togo

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.

Considerations and Decision

On January 19, 2018 IATA proposed a repayment agreement, which was not signed by *Olinet Sarl* Togo (also refer to hereinafter as "the Agent"). The repayment agreement proposed a settlement plan of six instalments with the final one being on 30 June 2018.

After several reminders a first instalment was paid on 14th of March. Obviously *Olinet Sarl* was not able to honour the repayment plan so IATA, after having informed the Agent of the consequences of not following the repayment "agreement", terminated the Agent's Passenger Sales Agency Agreement on 01 May 2018.

A letter dated 02 May, 2018 signed by Mr. Georges Amousson, General Manager of ITP and representing the "Shareholders" confirms that a shareholders meeting had decided to honour the debt in full by the original dead line of 30 June, 2018.

This Office does acknowledge IATA's need for strict routines and by that confirms that IATA has acted according to Resolutions' requirements.

Having said the above, it is this Office's view that the efforts of the Share Holders of *Olinet Sarl* Togo are laudable and since the "final payment" still is according to IATA's suggested repayment plan, it is hereby decided as follows:

- *Olinet Sarl* (since 30 June is a Saturday) is allowed a new final Deadline to repay in full (interest and fees included)
- Final Deadline is 29 June, 2018.
- IATA is to re calculate the remaining interest and fees not later than 08 May, 2018.
- AFTER repayment in full and all other reinstatement requirements have been met,
- *Olinet Sarl* can be reinstated as Accredited Agent.

This Decision is effective as of today.

Decided in Stockholm, on May 21st, 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 June 5th, 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.