

DECISION 2018 - 12 - 28
TRAVEL AGENCY COMMISSIONER – AREA 3

Jo Foged
685 Remuera Road
Remuera, Auckland 1050
New Zealand

Applicant:

World View (“the Agent”)
IATA Code 42-3 1056
Chittagong, Bangladesh.

Respondent:

Agency Administrator, International Air Transport Association (“IATA”)
Singapore.

The Case and Decision:

IATA sought a Commissioner review of the Agent as a result of a sales spike, which exceeded the amount held as a financial security. IATA instructed the Agent to settle BDT 3,215,415 by 23 December 2018. When only BDT 500,000 was paid on 24 December 2018 IATA suspended the Agent's ticketing authority.

In its submission the Agent attached 3 deposit slips dated 24 and 26 December 2018, which in sum totalled BDT 3,215,415.

IATA confirmed having received value to the amount required and awaited the writer's decision.

Based on the events to date it would be appropriate for the Agency to have its ticketing authority restored.

The Parties have complied with the terms of Resolution 820e and were placed on notice that in the writer's judgement an oral hearing was not necessary and that this decision would be based on the written information submitted.

Consequently it is hereby decided as follows:

1. the Agent's ticketing authority is to be restored to the state extant prior to its suspension without delay,
2. any fees and charges related thereto are to be paid,

3. a completed Agency Status Form is to be submitted to IATA.

Items 2. and 3. are to be completed within 30 days of the date of this decision.

This Decision is effective as of today.

Decided this 28th day of December 2018 in Auckland.

The following sub paragraph of Resolution 820e is brought to the attention of the Parties:

"2.10 - within 15 days after the receipt of the decision, a party, with notice to the other parties, may request that the Commissioner gives an interpretation of the decision or correct in the decision any error in computation, any clerical or typographical error, or any error or omission of a similar nature. If the Commissioner considers that the request is justified, he shall make the interpretation or correction within 15 days of receipt of the request. The interpretation or correction shall form part of the decision."

In this particular case the 15-day time frame expires on 13 January 2018.

If after having pursued this process a Party still considers itself aggrieved by this Decision the Party has the right to seek review by arbitration as detailed in Resolution 824, Section 14.

Finally, I seek your authority for this Decision to be posted on the private pages of the Travel Agency Commissioner website which can only be accessed by the 3 TACs and the 12 members of the Passenger Agency Programme Global Joint Council. In the absence of advice to the contrary by 14 January 2018, I will assume that there is no objection to that action being taken.

Yours faithfully,

Jorgen Foged
Travel Agency Commissioner Area 3