

Decision 11/2019 Travel Agency Commissioner - Area 2

Andreas Körösi
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Applicant: *MD Travel*
IATA Code # 36-2 1078
Ireland

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:

MD Travel has followed the procedures set out in Resolution 818g Attachment "A" § 1.7.9 and has timely disputed an ADM issued by Iberia. The disputed amount is € 40, 350 and it does not represent issued tickets.

According to the Commissioners, the Post Billing Dispute ("PBD") mechanism invoked by IATA does not apply to **correctly and timely disputed** ADMs.

Decision:

Provided IATA does not see an imminent risk for Prejudiced Collection of Funds,

- The concerned ADM has to be expunged from the upcoming Billing and be subject to a bilateral dispute resolution.

This Decision is effective as of today.

Decided in Stockholm, on March 21, 2019

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 5th, 2019**.

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.