

**DECISION 2019 – 05 - 06**  
**TRAVEL AGENCY COMMISSIONER – AREA 3**

Jo Foged  
685 Remuera Road  
Remuera, Auckland 1050  
New Zealand

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**Applicant:**

***Tour Booking Bangladesh Ltd.*** (“the Agent”)  
IATA Code 42-3 1061  
Bangladesh.

**Respondent:**

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

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**The Case and Decision:**

This decision, of necessity, is in a shorter format.

The Applicant was the unwitting party to a fraud enacted by a Bank executive who arranged a bank guarantee document that was not genuine. The crime was established and the perpetrator imprisoned. That scenario has not been disputed by IATA. The Applicant claims that it was advised by IATA that a future application would be considered.

The non-disclosure of that incident in the application, while regrettable, should not result in the Applicant's permanent exclusion from applying for IATA accreditation. That being the case the writer considers it unfair for the Applicant to be disapproved having complied with all the accreditation criteria including the submission of a valid bank guarantee.

Therefore, based on the preceding messages, it is hereby decided as follows:

1. Subject to the Applicant complying with the criteria it should be approved as an IATA Accredited Passenger Sales Agent.

This Decision is effective as of today.

A signed copy of this decision will be emailed to the parties.

Decided this 6<sup>th</sup> day of May 2019.

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 21 May 2019.

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 22 May 2019, I will assume that there is no objection to that action being taken.

Yours faithfully,

**Jorgen Foged**  
**Travel Agency Commissioner Area 3**