

DECISION 2019 – 08 – 13 (Addendum)
TRAVEL AGENCY COMMISSIONER – AREA 3

Jo Foged
685 Remuera Road
Remuera, Auckland 1050
New Zealand

Applicant:

Phantom Tours and Travels Pvt Ltd. (“the Agent”)
IATA Numeric Code 14-3 2711
New Delhi, India.

Respondent:

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

The Case and Decision:

In the core decision the Agent was granted the opportunity to be reinstated subject to it complying with a number of conditions. One of those requirements was for the Agency to submit a satisfactory bank guarantee to IATA.

On 19 August 2019 the Agent asked if it could transform its accreditation model from *GoStandard* to *GoLite* as it was unable to obtain a bank guarantee.

In response IATA stated that the Agent remained terminated as it had not been able to fulfill the conditions for reinstatement but it would support the Agent's request should a decision to that effect be rendered.

In considering this matter it is pleasing to note that an alternative to termination exists under the NewGen programme and it would be churlish for the writer not to facilitate such an outcome.

Therefore based on the foregoing it is hereby decided as follows:

1. the Agent is granted the ability to apply for accreditation as a *GoLite* entity under the Resolution 812 provisions.

Decided this 30th day of August 2019 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 15th September 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 16th September 2019, I will assume that there is no objection to that action being taken.

Yours faithfully,

Jorgen Foged
Travel Agency Commissioner Area 3