

**DECISION 2019 - 11 - 4**  
**TRAVEL AGENCY COMMISSIONER – AREA 3**

Jo Foged  
685 Remuera Road  
Remuera, Auckland 1050  
New Zealand

---

**Applicant:**

***Safari Holidays (Pvt) Ltd.*** (the "Agent")  
IATA Numeric Code 27-3 1635  
Pakistan.

**Respondent:**

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

---

**The Case and Decision:**

The Agent was defaulted as a result of failing to settle a BSP billing of PKR 1,579,496 (USD 10,083). Due to one of this Agency's Directors also being involved with 3 other IATA Accredited Passenger Sales Agents these other 3 were also placed in default under the "common ownership" provisions of Resolution 818g.

These Agents are:

*Frontline Travels (Pvt) Ltd.* 27-3 1207

*Shirkat Madinah Travel Services (Pvt) Ltd.* 27-3 2098

*Safari Tours and Travels* 27-3 0915

These 3 did not have any outstandings owed to the BSP.

Post termination Safari Holidays settled the BSP billing in full and IATA indicated a preparedness to see these entities reinstated subject to their compliance with certain conditions.. All the previously held financial securities had been released.

Under the circumstances it would be fitting for this office to give effect to a positive outcome.

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.

Therefore based on the foregoing the following conditions are applied to all four Agents referred to in this decision.

These Agents are to be reinstated subject to complying with the following conditions:

1. submitting a financial security to IATA to the same level as that in place prior to the termination;
2. submitting a completed Agency Status Form to IATA;
3. paying any fees and charges associated therewith.

Decided this 4<sup>th</sup> day of November 2019 in Auckland.

All conditions are to be complied with within 30 days of the date of this decision.

This Decision is effective immediately. The following sub paragraphs of Resolution 820e are brought to the attention of the Parties:

"2.9 - 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."

"2.10 - within 30 days after the receipt of the decision or an interpreted or clarified decision pursuant to paragraph 2.8 hereinabove, a party, with notice to the other parties may request that the decision be reviewed by a majority decision of all of the Commissioners."

In this particular case the 15 day time frame expires on 19 November 2019 and the 30 day time frame expires on 4 December 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 5 December 2019 I will assume that there is no objection to that action being taken.

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

Regards,

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