

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Agreements Adopted by the Traffic
Conferences of the International Air
Transport Association

Docket OST-01-

APPLICATION FOR APPROVAL OF AGREEMENTS
BY THE
INTERNATIONAL AIR TRANSPORT ASSOCIATION

22 August 2001

Communications with respect to
this document should be sent to:

David M. O'Connor
Director, Government & Industry Affairs - United States
International Air Transport Association
1776 K St. N.W. Suite 400
Washington, D.C. 20006

(202) 293-9292

Summary	DOCKET: OST-01	DOT ORDER: pending
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Date: 22 August 2001

Filing fee/IATA Acct: \$366 - 2001-08

US/UST involved: Yes

End of Government Filing Period: 13 September 2001

Meeting site/date: Montreal, 30 July-4 August 2001

Intended effective date: **15 September 2001**

Agreement: **PTC1 0191** dated 14 August 2001

TC1 Longhaul (except between USA and Chile) Expedited Resolutions r1-r6

r-1--002u

r-2--015v

r-3--041c

r-4--061c

r-5--072rr

r-6--078ff

APPLICATION FOR APPROVAL OF AGREEMENT

Pursuant to statements submitted by Member airlines of the International Air Transport Association (IATA), the undersigned has been constituted to be their attorney-in-fact for filing with the Department of Transportation copies of agreements adopted by the IATA Traffic Conferences.

On their behalf, and pursuant to Sections 41308 and 41309 of Title 49 of the United States Code and Parts 303.03, 303.05 and 303.30(c) of Title 14 of the Code of Federal Regulations, I am filing with the Department this application for approval of an IATA agreement.

This agreement and related factual and explanatory material and documentation required by 14 C.F.R. 303.31 and Department and Civil Aeronautics Board (CAB) precedent are contained in the IATA Traffic Conference documentation summarized above.

This agreement arises from the continuing process of Tariff Coordinating Conferences and was developed in the context of prior Department and CAB rulings addressing related resolutions which reflected regulatory and market conditions then in effect. Thus, the present agreement should be viewed as part of a dynamic process of IATA Member airline adjustment to governmental and economic factors.

On previous occasions, the Department has found such agreements to be consistent with the public interest when they do not result in fares or rates that are unlawful or injurious to competition in the markets at issue. Approval of the present agreement would not yield fares or rates that are unlawful or injurious to competition. Moreover, approval of this agreement, which reflects compromises among the differing economic and social philosophies of the many nations whose airlines are parties, will advance the public interest in maintaining good aviation relations with other countries.

We request early approval by the Department of the foregoing agreement, pursuant to 49 U.S.C. 41309, and the grant of full antitrust immunity, pursuant to 49 U.S.C. 41308.

The conferral of full antitrust immunity would be in the public interest and necessary for the transaction to proceed. This agreement is a product of the IATA Tariff Coordinating Conferences which the Department found to be anticompetitive but nevertheless approved and immunized in Order 85-5-32 (May 6, 1985) on foreign policy and comity grounds because such action is necessary to achieve the serious transportation need of maintaining good aviation relations with other countries and these benefits are not obtainable by reasonably available means having materially less anticompetitive effects.

Insofar as this agreement concerns fares or rates between non-U.S. points, in which respect they have at most indirect application in foreign air transportation, the U.S. authorities have recognized (e.g, Order 79-8-194, 30 August 1979) that the interests of other sovereign nations in the conditions governing air transportation between them greatly exceed any that the U.S. might have by reason of U.S. airline, citizen or shipper participation. This agreement is not adverse to the public interest or in violation of the Act and, therefore, full immunity should be granted.

Respectfully submitted:

David M. O'Connor
Director, Government & Industry Affairs - United States
International Air Transport Association
Attorney-in-fact

CERTIFICATE OF SERVICE

A copy of this application or a summary notice thereof has been served by first class or priority mail on the following persons:

Chief, Transportation, Energy
& Agriculture Section
Antitrust Division
Department of Justice
Washington D.C. 20530

Donald L. Pevsner
1765 East Riviera Drive
Merritt Island, FL 32952
(upon request)

David M. O'Connor

22 August 2001
Date Served



International Air Transport Association

IATA Centre, Route de l'Aéroport 33
P.O. Box 416
CH-1215 Geneva 15 Airport
Switzerland

14 August 2001

M E M O R A N D U M

PTC1 0191

TO: Members Participating in Tariff Coordinating Conferences (SP-1565)

FROM: Director, Interline & Revenue Management Services

SUBJECT: TC1 Passenger Tariff Coordinating Conference
Montreal, 30 July-4 August 2001
TC1 Longhaul (except between USA and Chile) Expedited Resolutions
Intended Effective Date: 15 September 2001

Attached are TC1 Longhaul (except between USA and Chile) Expedited Resolutions which were adopted at the above meeting for an intended effective date of 15 September 2001.

The filing period for the attached Resolutions ends **13 September 2001**. Members are reminded of their obligations under Resolutions 001 and 006 to advise this office by the end of the filing period whether approval by their Government authorities is required and, if so to accomplish the necessary filing formalities. The effective date will be declared in accordance with Resolutions 001 and 006, when all the known necessary Government approvals have been received.

Ken Pickford
Manager, Conference Services
Interline & Revenue Management Services

RESOLUTIONS FINALLY ADOPTED AT

**TC1
PASSENGER TARIFF COORDINATING CONFERENCE**

**LONGHAUL
(EXCEPT BETWEEN USA AND CHILE)**

MONTREAL, 30 JULY - 4 AUGUST 2001

EXPEDITED EFFECTIVE DATE: 15 SEPTEMBER 2001

Filing Period: 31 August 2001 - 13 September 2001

RESO	TITLE	PAGE
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EXPEDITED
TC1
SPECIAL AMENDING RESOLUTION
LONGHAUL

PTC1(68)002u		New
Filing Period	Begins 31 August 2001	Intended Effectiveness 15 September 2001
	Ends 13 September 2001	Expiry 31 December 2001
		Type B

RESOLVED that, for application in the TC1 Longhaul sub-area

fares Attachments to Resolutions are amended in accordance with the Attachment to this Resolution

1 GENERAL

A) Fares re-established

Between	And	F/C	Y/Y1	Special Fares
NAS	Argentina, Brazil, Paraguay, Uruguay	= final MIA levels	= final MIA levels + USD50	= final MIA levels + USD100

2 NORMAL FARES

A) Midweek/weekend structure introduced for normal fares (except Y2 restricted economy), replacing all week levels

Between	And	F/C/C1/C2/Y/Y1 Midweek (X)	F/C/C1/C2/Y/Y1 Weekend (W)
Canada, Mexico, USA	Colombia, Ecuador	= current all week levels	= new midweek levels + CAD80 / USD50

3 RESOLUTION 041c - INTERMEDIATE CLASS FARES LONGHAUL

A) To/from Argentina, Uruguay

- 1) C2, CX2, CW2 fares deleted
- 2) C1, CX1, CW1 fares redesignated as C, CX, CW

4 RESOLUTION 041c - INTERMEDIATE CLASS FARES LONGHAUL RESOLUTION 051c - FIRST CLASS FARES LONGHAUL

A) From USA, midweek levels amended; weekend levels re-established

From	To	CUR	FX	FW	CX	CW
NYC	ASU BUE MVD POA RIO SAO	USD	4141	= new FX +12%	3214	= new CX +10%
MIA			3717		2579	
CHI			4472		3332	
LAX			4489		3350	
ATL	POA RIO SAO		4115		3166	
ORL	ASU POA RIO SAO		3717		2579	
ATL CHI LAX NYC	BEL MAO		+5%		+5%	
MIA ORL	FOR REC		3298		2374	

5 RESOLUTION 051c - FIRST CLASS FARES LONGHAUL

- A) From Toronto (YTO) to Guayaquil (GYE), first class fares re-established equal to final levels from Montreal (YMQ)
- B) Between Central America and Colombia, first class fares deleted

6 RESOLUTION 061c - ECONOMY CLASS FARES LONGHAUL

- A) Fares amended

From	To	Fare Basis	CUR	Amount
ATL	POA RIO SAO	Y1	USD	2018
CHI	ASU BUE MVD POA RIO SAO	Y1		2195
LAX		Y1		2208
MIA		Y1		1727
NYC		Y1		2018
ORL	ASU POA RIO SAO	Y1		1727
ORL		Y2		1052

7 RESOLUTION 072rr - EXCURSION FARES FROM CANADA, MEXICO, USA TO BOLIVIA, COLOMBIA, ECUADOR, PANAMA, PERU

- A) Midweek/weekend structure introduced replacing all week levels

From	To	Midweek (X)	Weekend (W)
Canada, Mexico, USA	Colombia, Ecuador	= current all week levels	= new midweek levels + CAD80 / USD50

8 RESOLUTION 072tt - EXCURSION FARES FROM BOLIVIA, COLOMBIA, ECUADOR, PANAMA, PERU TO CANADA, MEXICO, USA; FROM MEXICO, USA TO COLOMBIA

- A) Midweek/weekend structure introduced replacing all week levels

From	To	Midweek (X)	Weekend (W)
Mexico, USA	Colombia	= current all week levels	= new midweek levels + USD50
Colombia, Ecuador	Canada, Mexico, USA	= current all week levels	= new midweek levels + USD50

9 RESOLUTION 075kk - APEX FARES BETWEEN CANADA, USA AND BOLIVIA, COLOMBIA, ECUADOR, PANAMA, PERU

A) Midweek/weekend structure introduced replacing all week levels

Between	And	Midweek (X)	Weekend (W)
Canada, USA	Colombia, Ecuador	= current all week levels	= new midweek levels + CAD80 / USD50

B) From Toronto (YTO) to Guayaquil (GYE), basic (L) season fares re-established equal to final levels from Montreal (YMQ)

C) Peak (H) season levels introduced

From	To	CUR	Peak (H)
YMQ YTO YVR	GYE UIO	CAD	= basic (L) + CAD150

10 RESOLUTION 078ff - PEX FARES BETWEEN MEXICO, USA AND COLOMBIA

A) Midweek/weekend structure introduced replacing all week levels

Between	And	Midweek (X)	Weekend (W)
Mexico, USA	Colombia	= current all week levels	= new midweek levels + USD50

11 FARE LEVELS

A) Fares amended

From	To	F	C	Y
BZE	GUA SAL TGU MGA SJO	+ 10%	+ 10%	+ 10%
GUA	SAL SJO TGU	+ 40%	+ 40%	+ 40%
SAL	GUA	+ 40%	+ 40%	+ 40%
TGU	GUA	+ 50%	+ 50%	+ 50%
TGU	SAL	+ 20%	+ 20%	+ 20%
TGU	SJO	+ 30%	+ 30%	+ 30%
SJO	GUA TGU	+ 20%	+ 20%	+ 20%

From	To	FX/ FW	CX/ CW	Y	Reso 072pp
BZE	PTY	+ 5%	+ 5%	+ 10%	--
SJO	PTY	+ 20%	+ 20%	+ 20%	--
PTY	MGA	+ 10%	+ 10%	+ 10%	--
PTY	SJO	+ 20%	+ 20%	+ 20%	--
SJU	CCS	+ 10%	+ 10%	+ 10%	--
CCS	SJU	+ 15%	+ 15%	+ 30%	+10%

B) Between Central America and Colombia, normal fares amended/introduced/deleted

From	To	CUR	C	C1	C2	Y	Y1	Y2
BOG	GUA	USD	539			469		
	SAL TGU		539			469		
	SJO			512	476		427	383
BAQ CTG	GUA		539			469		
	MGA		496			425		
	SAL TGU		539			469		
	SJO		Deleted		476	Deleted		383
MDE	MGA		512			427		
	SAL TGU		539			469		
	SJO		Deleted		476	Deleted		383
GUA	BOG		539			469		
SAL TGU			539			469		
SJO				512	476		427	383
GUA	BAQ CTG		539			469		
MGA			496			425		
SAL TGU			539			469		
SJO			Deleted		476	Deleted		383
GUA	MDE		539			469		
MGA			512					
SAL TGU			539			469		
SJO			Deleted		476	Deleted		383

EXPEDITED

**TC1
ADD-ON AMOUNTS
(EXCEPT IN USA)
LONGHAUL**

PTC1(68)015v			Amending
Filing Period	Begins	31 August 2001	Intended Effectiveness 15 September 2001
	Ends	13 September 2001	Expiry Indefinite
			Type B

RESOLVED that, the Attachments to Resolution 015v are amended in respect of the TC1 Longhaul sub-area as attached



1 Canada**A) Add-ons deleted / introduced**

DIR	CTY	GWY	Zone	Fare Type	OW/RT	CUR	Amount	ACT
F/T	Regina (YQR), Saskatoon (YXE)	YTO	135/137	NRM SPC	OW RT	CAD/ USD		D
F	Regina (YQR), Saskatoon (YXE), Thompson (YTH)		130	F C Y SPC	OW OW OW RT	CAD	141 121 101 202	A A A A
T				F C Y SPC	OW OW OW RT	USD	109 94 78 157	A A A A
F/T	Bagotville (YBG)			NRM SPC	OW RT	CAD/ USD	= YVO	A
F	Sept-Iles (YZV), Baie Comeau (YBC), Mont Joli (YYY)			F C Y SPC	OW OW OW RT	CAD	182 156 130 260	A A A A
T				F C Y SPC	OW OW OW RT	USD	137 118 98 195	A A A A
F/T	Abbotsford (YXX)	YVR		NRM SPC	OW RT	CAD/ USD	0 0	A
F	Ft McMurray (YMM)			F C Y SPC	OW OW OW RT	CAD	221 190 158 316	A A A A
T				F C Y SPC	OW OW OW RT	USD	172 148 123 245	A A A A
F/T	Lethbridge (YQL), Medicine Hat (YXH)			NRM SPC	OW RT	CAD/ USD	= YYC	A

2 Mexico

A) Add-ons amended / deleted / introduced

CTY	GWY	Zone	Fare Type	OW/RT	CUR	Amount	ACT
Acapulco (ACA)	MEX	119	F/C	OW	USD	90	C
			Y	OW		60	C
			SPC	RT		120	C
Cancun (CUN)		119	F/C	OW		150	C
			Y	OW		100	C
			SPC	RT		200	C
		140	F/C	OW		200	C
			Y	OW		150	C
			SPC	RT		290	C
Ciudad Del Carmen (CME)		140	NRM	OW		138	D
			SPC	RT		276	D
		130	F/C	OW		200	A
			Y	OW		150	A
			SPC	RT		290	A
Guadalajara (GDL)		140	F/C	OW		140	D
			Y	OW		101	D
			SPC	RT		202	D
		130	F/C	OW		140	A
			Y	OW		101	A
			SPC	RT		202	A
Hermosillo (HMO)		140	F/C	OW		365	D
			Y	OW		263	D
			SPC	RT		525	D
		130	F/C	OW		210	A
			Y	OW		180	A
			SPC	RT		350	A
Huatulco (HUX)		140	F/C	OW		145	D
			Y	OW		105	D
			SPC	RT		210	D
		130	F/C	OW		145	A
			Y	OW		105	A
			SPC	RT		210	A
San Jose Cabo (SJD)	MEX	119	F/C	OW	USD	210	A
			Y	OW		180	A
			SPC	RT		210	A
		140	NRM	OW		210	C
			SPC	RT		340	C

CTY	GWY	Zone	Fare Type	OW/RT	CUR	Amount	ACT
Manzanillo (ZLO)		140	F/C	OW		145	D
			Y	OW		104	D
			SPC	RT		208	D
		130	F/C	OW		180	A
			Y	OW		130	A
			SPC	RT		260	A
Mazatlan (MZT)		140	F/C	OW		217	D
			Y	OW		157	D
			SPC	RT		313	D
		130	F/C	OW		210	A
			Y	OW		180	A
			SPC	RT		350	A
Merida (MID)		119	F/C	OW		210	C
			Y	OW		180	C
			SPC	RT		350	C
Mexicali (MXL)		140	NRM	OW		290	D
			SPC	RT		581	D
		130	F/C	OW		300	A
			Y	OW		250	A
			SPC	RT		500	A
Monterrey (MTY)		140	F/C	OW		194	D
			Y	OW		139	D
			SPC	RT		278	D
		130	F/C	OW		194	A
			Y	OW		139	A
			SPC	RT		278	A
Nuevo Laredo (NLD)		140	NRM	OW		193	D
			SPC	RT		385	D
		130	F/C	OW		210	A
			Y	OW		180	A
			SPC	RT		350	A
Oaxaca (OAX)	MEX	140	F/C	OW	USD	112	D
			Y	OW		80	D
			SPC	RT		161	D
		130	F/C	OW		120	A
			Y	OW		100	A
			SPC	RT		200	A
Puerto Vallarta (PVR)		140	F/C	OW		169	D
			Y	OW		122	D
			SPC	RT		243	D
		130	F/C	OW		169	A
			Y	OW		122	A
			SPC	RT		243	A

CTY	GWY	Zone	Fare Type	OW/RT	CUR	Amount	ACT
Tampico (TAM)		140	F/C	OW		103	D
			Y	OW		74	D
			SPC	RT		148	D
		130	F/C	OW		120	A
			Y	OW		100	A
			SPC	RT		150	A
Tijuana (TIJ)		140	F/C	OW		404	D
			Y	OW		290	D
			SPC	RT		581	D
		130	F/C	OW		300	A
			Y	OW		250	A
			SPC	RT		500	A
Tuxtla Gutierrez (TGZ)		140	F/C	OW		180	D
			Y	OW		130	D
			SPC	RT		260	D
		130	F/C	OW		180	A
			Y	OW		130	A
			SPC	RT		260	A
Veracruz (VER)		140	F/C	OW		116	D
			Y	OW		84	D
			SPC	RT		169	D
		130	F/C	OW		116	A
			Y	OW		84	A
			SPC	RT		169	A
Villahermosa (VSA)	MEX	140	F/C	OW	USD	191	D
			Y	OW		137	D
			SPC	RT		274	D
		130	F/C	OW		191	A
			Y	OW		137	A
			SPC	RT		274	A
Zacatecas (ZCL)		140	F/C	OW		140	D
			Y	OW		101	D
			SPC	RT		202	D
		130	F/C	OW		140	A
			Y	OW		101	A
			SPC	RT		202	A
Zihuatanejo (ZIH)		140	F/C	OW		128	D
			Y	OW		92	D
			SPC	RT		183	D
		130	F/C	OW		130	A
			Y	OW		100	A
			SPC	RT		200	A

EXPEDITED
TC1
INTERMEDIATE CLASS FARES
LONGHAUL

PTC1(68)041c		Amending	
Filing Period	Begins 31 August 2001	Intended Effectiveness	15 September 2001
	Ends 13 September 2001	Expiry	31 December 2001
			Type B

RESOLVED that, Resolution 041c is amended as follows

1 Paragraph 8) is amended

8) STOPOVERS

A) Exceptions:

1) ~~to/from Argentina, Uruguay: 'restricted' fares: one permitted at a charge of~~

ANG 110

AWG 110

EUR 64

USD 60

~~Exception: not permitted in Brazil~~

2) to/from Colombia: 'restricted' fares: one permitted

2 Paragraph 9) is deleted

9) TRANSFERS

~~A) Exception: to/from Argentina, Uruguay: 'restricted' fares: one permitted~~

EXPEDITED

TC1

ECONOMY CLASS FARES

LONGHAUL

PTC1(68)061c		Amending	
Filing Period	Begins 31 August 2001	Intended Effectiveness	15 September 2001
	Ends 13 September 2001	Expiry	31 December 2001
			Type B

RESOLVED that, Resolution 061c is amended as follows

Paragraph 2) is added

2) DAY/TIME

A) midweek and weekend periods

1) northbound

midweek X: Sun, Mon, Tue, Wed

weekend W: Thu, Fri, Sat

2) southbound

midweek X: Tue, Wed, Thu

weekend W: Fri, Sat, Sun, Mon

B) the day of departure on the international sector between Canada, Caribbean, Central America, Mexico, USA and South America for each component determines the applicable midweek and weekend fare

EXPEDITED

**TC1
EXCURSION FARES
FROM CANADA, MEXICO, USA
TO BOLIVIA, COLOMBIA, ECUADOR, PANAMA, PERU**

PTC1(68)072rr		Amending	
Filing Period	Begins 31 August 2001	Intended Effectiveness	15 September 2001
	Ends 13 September 2001	Expiry	31 December 2001
			Type B

RESOLVED that, Resolution 072rr is amended as follows

Paragraph 2) is added

2) DAY/TIME

A) midweek and weekend periods

midweek X: Mon, Tue, Wed, Thu

weekend W: Fri, Sat, Sun

B) the day of departure on the international sector between Canada, Caribbean, Central America, Mexico, USA and South America in each direction determines the applicable midweek and weekend fare

EXPEDITED

**TC1
PEX FARES
BETWEEN MEXICO, USA AND COLOMBIA**

PTC1(68)078ff		Amending	
Filing Period	Begins 31 August 2001	Intended Effectiveness	15 September 2001
	Ends 13 September 2001	Expiry	31 December 2001
			Type B

RESOLVED that, Resolution 078ff is amended as follows

Paragraph 2) is added

2) DAY/TIME

A) midweek and weekend periods

midweek X: Mon, Tue, Wed, Thu

weekend W: Fri, Sat, Sun

B) the day of departure on the international sector between Canada, Caribbean, Central America, Mexico, USA and South America in each direction determines the applicable midweek and weekend fare

**TC1
LONGHAUL
(Except between USA and Chile)**

**SUMMARY OF AGREEMENT
(To/from USA, US Territories)**

Expedited Effective Date: 15 September 2001

The TC1 (except USA-Chile) Conference met 30 July – 4 August 2001 in Montreal to develop an agreement for an intended effective date of 1 January 2002. Certain changes to/from USA and US Territories were agreed in the Longhaul subarea for an earlier effective date of 15 September 2001 and are summarised below.

- Normal fares (except Y2 restricted economy) to Argentina, Brazil, Paraguay, Uruguay are increased by varying percentages to align with higher carrier filings already in effect.
- Restricted intermediate class fares (C2) are deleted to/from Argentina, Uruguay.
- Midweek/weekend levels are introduced for all fares (except Y2 restricted economy) to/from Colombia, Ecuador.
- Normal and special fares between San Juan and Caracas are increased by 10% to 15% with isolated higher exceptions.

**TC1
LONGHAUL
(Except between USA and Chile)**

**DESCRIPTION OF AGREEMENT
(Except to/from USA, US Territories)**

Expedited Effective Date: 15 September 2001

The TC1 (except USA-Chile) Conference met 30 July – 4 August 2001 in Montreal to develop an agreement for an intended effective date of 1 January 2002. Certain changes, briefly described below, were agreed in the Longhaul subarea for an earlier effective date of 15 September 2001 and do not affect travel to/from the USA or US Territories.

- Restricted intermediate class fares (C2) are deleted to/from Argentina, Uruguay.
- First class fares are deleted between Central America and Colombia.
- Midweek/weekend levels are introduced for all fares (except Y2 restricted economy) between Canada, Mexico and Colombia, Ecuador.
- Certain fares from Canada to Ecuador are amended to correct anomalies.
- Normal fares in certain markets to/from/within Central America are increased by varying percentages.
- Add-ons in Mexico are amended/realigned.