

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

Agreements Adopted by the
Passenger Agency Conference
of the International Air Transport Association

Docket OST

**APPLICATION FOR APPROVAL OF AGREEMENTS
BY THE
INTERNATIONAL AIR TRANSPORT ASSOCIATION**

02 December 2005

Communications with respect to
this document should be sent to:

Douglas Lavin
Regional Vice President – North America
International Air Transport Association
1750 K St. N.W. #12th Floor
Washington, D.C. 20006
(202) 293-9292

SummaryDOCKET: **OST-2005-**DOT ORDER: **pending**

Date: December 2, 2005
Filing fee/IATA Acct: \$61 – A515
US/UST involved?: No
Intended effective date: **1 February 2006**
Memorandum: **PAC2** dated 04 November 2005
MAIL VOTE NUMBER A 126
Extension of Resolution 814hh to Cyprus

r1. 814hh

APPLICATION FOR APPROVAL OF AGREEMENTS

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 materials 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 Services Conferences through which IATA Member airlines establish standardized facilitation arrangements intended to ease international air transportation and interline procedures. This agreement was developed in the context of prior Department and CAB rulings addressing related agreements which reflected regulatory and market conditions then in effect. The present agreement, which makes amendments to the framework agreements forming the charter for ongoing facilitation programs or creates new agreements pursuant to that framework, should be viewed as part of a dynamic process of IATA Member airline adjustment to governmental and economic factors.

On previous occasions, the Department and CAB have found these framework agreements to be consistent with the public interest. The present agreement does not impair the previous bases for approval and themselves are not adverse to the public

interest. 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 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 Services 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.

The agreement embodies amendments to services resolutions/recommended practices that have been previously approved and immunized or creates new resolutions / recommended practices pursuant to the framework forming the charter for ongoing facilitation programs. Therefore, consistent with the Department's policy of immunizing amendments coextensively with the underlying agreement, the subject agreement should be granted immunity.

Respectfully submitted:

Douglas Lavin
Regional Vice President – North America
International Air Transport Association

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

Douglas Lavin

02 December 2005
Date Served



4 November 2005

M E M O R A N D U M
PAC/RESO/441

TO: Members, Passenger Agency Conference Steering Group

FROM: Director, Passenger

SUBJECT: **MAIL VOTE (A126)**
PAC2 (Mail A126) 814hh
Extension of Resolution 814hh to Cyprus

1. Agent Representatives and Members of APJC Cyprus have requested the installation of satellite ticket delivery printers in non-IATA agent offices throughout Cyprus. This request aims at the provision of better service to customers and in reducing operating expenses.

2. APJC Cyprus recommends the extension of resolution 814hh - Satellite Ticket Delivery Office - which also applies in countries such as Austria, Belgium, France, Finland, Greece etc., for Cyprus as well.

3. It is recommended that both types of tickets, OPTAT and OPATB2, be in use in the Satellite Ticket Delivery Office since one GDS in Cyprus only supports OPTAT, one only supports OPATB2 and one supports both types.

4. Members are requested to adopt the extension of Resolution 814hh to Cyprus. The required amendments to the resolution are shown at **Attachment 'A'**. Subject to PACConf approval the implementation date would be 1 February 2006.

5. The timetable for Mail Vote (A126) is as follows:

Voting Period:	4 November to 25 November
Filing Period with Governments:	25 November to 9 December
Implementation and Effectiveness	1 February 2006

6. Members may cast their votes by the following methods:

- a) by e-mail from the PAConf Accredited Representative to the Assistant Director, Passenger on masonj@iata.org, with copy to robbinsc@iata.org, clearly setting out the Member's voting preference, or
- b) by teletype message from the PAConf Accredited Representative to the Assistant Director, Passenger on **GVATLXB**, clearly setting out the Member's voting preference, or
- c) by using the ballot form supplied in **Attachment 'B'** and sending it by fax to +41 22 770 2662.

7. Ballots should reach this office by close of business (CET), on 25 November 2005. Votes not received by that deadline will be deemed to be affirmative.

8. Any Member seeking clarification concerning any aspect of this mail vote is invited to contact John Mason by email to masonj@iata.org.



Michael Feldman
Director
Passenger

Resolution 814hh
SATELLITE TICKET DELIVERY OFFICE

1. *Amend the designator of Resolution 814hh as below;*

PAC1(41)814hh (Argentina, Brazil & Uruguay only)	Expiry: Indefinite
PAC2(41)814hh(<u>Mail A126</u>) (Austria, Belgium and Luxembourg, <u>Cyprus</u> France, Finland, Germany, Greece, Iceland, Italy, the Netherlands, Poland, Romania, Scandinavia, Switzerland and Liechtenstein & the United Kingdom)	Type: B
PAC3(41)814hh (Japan only)	

2. *Amend Resolution 814hh Section 2 as below;*

2.1.3 only OPATB2s (and OPTATs in Argentina, Brazil, Cyprus and Uruguay only) shall be in use in the Satellite Ticket Delivery Office;

2.1.5 EXCEPT ARGENTINA, BRAZIL AND URUGUAY

at least one person which can be the person described in 2.1.4, who is qualified in all facets of operating the Satellite Ticket Delivery Printer and aware of the importance of OPATB2 accountability shall be assigned to the Delivery location. Such person shall be experienced and trained in the following aspects:

- activating and shutting down a Satellite Ticket Delivery Printer (STDP)
- loading and unloading OPATB2 stock
- recognising malfunctions
- removing printed OPATB2 coupons and
- provision of completed documents, including cover, notices and conditions of contract, for delivery to the passenger;

ARGENTINA, BRAZIL, CYPRUS AND URUGUAY ONLY

at least one person which can be the person described in 2.1.4, who is qualified in all facets of operating the Satellite Ticket Delivery Printer and aware of the importance of OPTAT/OPATB2 accountability shall be assigned to the Delivery location. Such person shall be experienced and trained in the following aspects:

- activating and shutting down a Satellite Ticket Delivery Printer (STDP)
- loading and unloading OPTAT/OPATB2 stock
- recognising malfunctions
- removing printed OPTAT documents/OPATB2 coupons and

— provision of completed documents, including cover, notices and conditions of contract, for delivery to the passenger (applicable for OPATB2s only);

3. *Amend Resolution 814hh Section 4 as below;*

Section 4 — Custody and Issue of Traffic Documents

Stocks of OPATB2s (and OPTATs in Argentina, Brazil, Cyprus and Uruguay only) to be printed in a STDO shall be assigned by the controlling Host Location from its own stock and delivered to the STDO;

4. *Amend Resolution 814hh Attachment 'A' Section 5 as below;*

5.1(c)(ii) loading and unloading OPATB2 stock (and OPTAT stock in Argentina, Brazil, Cyprus and Uruguay only),

...

5.1(c)(iv) removing printed OPATB2 coupons (and OPTAT documents in Argentina, Brazil, Cyprus and Uruguay only) and the provision of completed documents, including cover, notices and conditions of contract, for delivery to the passenger;

MEMORANDUM PAC/Reso/441

To: Mr John Mason
Assistant Director
International Air Transport Association
Route de l'Aéroport 33
P.O. Box 416
1215 Geneva 15 Airport, Switzerland

Fax: +41 (0)22 770 2662

BALLOT

Subject: Extension of Resolution 814hh to Cyprus

_____ hereby vote as follows:
(Airline name)

	<u>In favour</u>	<u>Against</u>	<u>Abstain</u>
<u>on Mail Vote: PAC2(Mail A126)</u>

Date: _____

Signature of Accredited Representative

Name

Airline