

BEFORE THE  
DEPARTMENT OF TRANSPORTATION  
WASHINGTON, D.C.

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Agreements Adopted by the Passenger Services  
Conference (PSC) of the  
International Air Transport Association

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Docket OST-2006-

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

July 27, 2006

Communications with respect to  
this document should be sent to:

Douglas Lavin  
Regional Vice President – North America  
International Air Transport Association  
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Washington, D.C. 20006  
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**Summary**DOCKET: **OST-2006-**

DOT ORDER: pending

Date: July 27, 2006  
Filing fee/IATA Acct: \$183 – A328  
US/UST involved?: YES  
Intended effective date: **September 1, 2006**

Memorandum: **PAC/RESO/448** dated July 27, 2006

TWENTY-NINTH PASSENGER AGENCY CONFERENCE  
(PACONF/29) Geneva, 28-30 June 2006  
ADOPTED RESOLUTIONS FOR EXPEDITED IMPLEMENTATION

r1.	800b
r2.	800t
r3.	832

Summary is included.

### **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

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Douglas Lavin

Date Served



**RESOLUTIONS ADOPTED AT THE  
TWENTY-NINTH PASSENGER AGENCY CONFERENCE  
FOR EXPEDITED IMPLEMENTATION**

**Geneva, 28-30 June 2006**

**PAC/Reso/449**

**P.O. Box 416  
1215 GENEVA 15 AIRPORT  
SWITZERLAND**





27 July 2005

**M E M O R A N D U M**

To: All Members of IATA  
Passenger Agency Conference Accredited Representatives

From: Director, Passenger

Ref: PAC/Reso/448

Subject: **TWENTY-NINTH PASSENGER AGENCY CONFERENCE (PACConf/29)**  
***Geneva, 28-30 June 2006***  
**ADOPTED RESOLUTIONS FOR EXPEDITED IMPLEMENTATION**

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1. Attached are the expedited Resolutions adopted at PACConf/29 (Geneva 28-30 June 2006) and the relevant draft minutes.
2. Members are requested kindly to file these Resolutions with their respective Government authorities, where required, and to advise this office of such authorities' reactions when received.
3. The filing period is 27 July – 10 August 2006 and the intended effectiveness and implementation date is 1 September 2006.
4. Filing formalities with U.S. Department of Transportation on behalf of U.S. Members will be handled by the IATA Geneva office. Filing formalities with the National Transportation Agency of Canada will be handled by the IATA Geneva office.
5. You are reminded that these Resolutions will be declared effective upon receipt of the required Government approvals, in accordance with Resolutions 001 and 006.

Michael Feldman

**RESOLUTIONS ADOPTED AT PACONF/29**  
**FOR EXPEDITED EFFECTIVENESS**  
**SUMMARY**

Below is a list of the amended and newly adopted Resolutions with a brief description of the purpose of those Resolutions. Amendments specific to a particular Resolution are explained beneath it.

All amendments shall be implemented on 1 September 2006, subject to government approval, where required.

**RESOLUTION 800b, SATELLITE TICKET PRINTER AND TICKET DELIVERY LOCATIONS**

*(not applicable in the USA)*

**Amendments:**

Section 3 Added Ukraine to the list of countries allowing a Ticket Delivery Location to be established and detailing the special qualifications for approval and retention of such locations.

**RESOLUTION 800t, TICKET DELIVERY OFFICE LOCATION**

*(not applicable in the USA)*

**Amendments:**

Designator of the resolution amended to add Ukraine to the list of countries where a Ticket Delivery Office Location may be provided.

**RESOLUTION 832, REPORTING AND REMITTANCE PROCEDURES**

*(applicable in all countries except the USA, EU, EEA and Switzerland)*

**Amendments:**

Change to the reporting and remittance cycle for the Russian Federation to be weekly as from 1 September 2006 with the launch of the pilot Billing and Settlement Plan.

**EXTRACT FROM THE DRAFT MINUTES OF THE  
TWENTY-NINTH PASSENGER AGENCY CONFERENCE**

**Geneva, 28-30 June 2006**

**Agenda Item C1.9 – Extension of Resolution 800b to Ukraine**

M/ Mr Mason introduced the proposal to approve the addition of Ukraine to the list of countries specified in Resolution 800b providing for approval and retention of a Ticket Delivery Location.

M/ PAcnf unanimously adopted the amendment and the request for an expedited implementation date of 1 August 2006.

**Agenda Item C1.10 – Extension of Resolution 800t to Ukraine**

M/ Conference considered a request for extension of the provision of Resolution 800t to allow for a Ticket Delivery Office Location situated at airports in the Ukraine.

M/ Conference unanimously adopted proposed amendments to Resolution 800t with an expedited date of 01 August 2006.

**Agenda Item C1.14 – Reporting and Remittance Frequency Russia**

M/ Conference considered a proposal to implement weekly reporting and remittance for Russia to coincide with the pilot launch of the Billing and Settlement Plan in the country on 1 September 2006.

M/ Conference unanimously adopted the proposed reporting and remittance cycle.

## OUTLINE OF CONTENTS AND STATUS OF EFFECTIVENESS

Expedited Resolutions Adopted At:

### Twenty-Ninth Passenger Agency Conference (PACConf/29)

Geneva, 28-30 June 2006

Intended Effective Date: 01 AUGUST 2006 and/or 01 SEPTEMBER 2006

Resolution	Title	Page/s	Declared Effective Date	Notes
PAC1(42)800b (except USA) PAC2(42)800b (Except Russian Federation) PAC3(42)800b (except China)	Satellite Ticket Printer and Ticket Delivery Locations	6		
PAC2(42)800t (Belgium/Luxembourg, France, Germany, Hungary, Italy and Netherlands)	Ticket Delivery Office Location	7		
PAC1(42)832 (except USA) PAC2(42)832 (except EU/EEA and Switzerland) PAC3(42) 832	Reporting and Remittance Procedures	8		

**Resolution 800b****SATELLITE TICKET PRINTER AND TICKET DELIVERY LOCATIONS**  
(Amending)

PAC1 (42) 800b (except USA)  
PAC2 (42) 800b (except Russian Federation)  
PAC3 (42) 800b (except China)

Expiry: Indefinite  
Type: B

*1. Amend Resolution 800b Section 3.2 by adding the following:*

**3.2.1 BELGIUM/LUXEMBOURG, FRANCE, GERMANY, HUNGARY, ITALY,  
and NETHERLANDS and UKRAINE only**

**Filing Period**  
1 - 15 July 2005

**Effective/Implementation Date**  
1 September 2006

**Resolution 800t**

**TICKET DELIVERY OFFICE LOCATION**  
(Amending)

1. *Amend Designator to include Ukraine as follows:*

PAC2 (42) 800t (Belgium/Luxembourg,  
France, Germany, Hungary, Italy,  
~~and Netherlands~~ and Ukraine only)

Expiry: Indefinite

Type: B

**Filing Period**  
1 - 15 July 2005

**Effective/Implementation Date**  
1 September 2006

## Resolution 832

**REPORTING AND REMITTANCE PROCEDURES**  
(Amending)

PAC1 (42) 832 (except USA)

Expiry: Indefinite

PAC2 (42) 832 (except EU, EEA and Switzerland)

PAC3 (42) 832

Type: B

*1. Amend Resolution 832 Attachment A Frequency of Agent Remittances as follows;*

BSP	Permitted remittance frequencies	Monthly remittance	Twice Monthly remittance	Greater than Twice Monthly remittance	Weekly remittance	Greater than Weekly remittance
<b>Resolutions 800, 810i and <del>810r</del></b>	Monthly or Twice Monthly <sup>1</sup>	Except Resolution 800 countries within Area 3:  Remittances shall be made by the Agent to reach the Clearing Bank by not later than its close of business on the date established by the Conference which date shall not be earlier than the tenth nor later than the fifteenth day of the month covered by the billing	Remittance shall be made by the Agent so as to reach the Clearing Bank by no later than its close of business on the last day of the month in respect of billing covering the first 15 days of the following month in respect of billings covering the period from the 16th to the last day of the month <sup>2</sup> .	Remittances shall be made by the Agent so as to reach the Clearing Bank by not later than its close of business on the fifth day following the reporting dates so determined <sup>2</sup>	–	–
<u>810r</u>	<u>Weekly</u>				<u>the Remittance Date shall be ten days after the corresponding reporting period.</u>	

Note

<sup>1</sup> or such greater frequency as the Conference shall determine, provided that individual Agents may elect to remit at such greater frequency and for such length of time as the Conference shall deem appropriate.

<sup>2</sup> in Resolution 810 countries only, in respect of tier-two Agents, remittances shall be made by the Agent so as to reach the Clearing Bank by not later than its close of business on the seventh day following the reporting dates so determined.

(Secretary's Note – Detailed information regarding the remittance cycles established in each Billing and Settlement Plan can be found in Chapter 14 of the BSP Manual for Agents)

**Filing Period**  
1 - 15 July 2005

**Effective/Implementation Date**  
1 September 2006