

Order 2006-9-5  
Served: September 8, 2006



**UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.**

Issued by the Department of Transportation  
on the 8<sup>th</sup> day of September, 2006

_____	)	
Agreements adopted by various cargo	)	Docket OST-2000-7806
services conferences of the International	)	OST 2001-11006
Air Transport Association relating to	)	OST 2002-12921
waybill notice of conditions of contract	)	OST 2002-18116
_____	)	

**ORDER DEFERING PROCEDURAL DATE**

By motion filed September 1, 2006, in these dockets, the International Air Transport Association (“IATA”) requests that the Department extend the date for the termination of its previous approval of and antitrust immunity for IATA Cargo Services Conference (“CSC”) Resolution 600b(II) until September 30, 2006.

Ordering paragraph 3 of Order 2006-3-11, served March 16, 2006, terminated DOT approval and immunity for Resolution 600b(II) as of 180 days following the date of service of that Order, or September 12, 2006. According to IATA, the 180-day period was intended to provide carriers an opportunity to utilize their existing stocks of air waybills based on Resolution 600b(II) as previously approved, pending a declaration by IATA of the effectiveness of a proposed new waybill notice of conditions of contract set forth in Resolution 600b. As stated in finding paragraph 9 of Order 2006-3-11, the effectiveness of Resolution 600b must occur simultaneously with the rescission of Resolution 600b(II) to avoid overlap.

The Department has disapproved, conditioned or deferred action on various provisions of Resolution 600b on past occasions, and Order 2006-3-11 has taken similar actions in considering the amendments in these dockets. IATA states that it is still attempting to clarify certain provisions of the Department’s Order, as well as consulting with its airline members regarding the CSC response to DOT concerns. Accordingly, IATA states, there is yet no finally agreed Resolution 600b that can be declared effective. As IATA is aware, any revised version of Resolution 600b must be submitted to the Department for its approval before it can become effective.

The Department finds that a deferral of the deadline of September 12, 2006 in ordering paragraph 3 of Order 2006-3-11 is in the public interest. IATA has asked for a deferral until September 30, 2006. We will grant IATA's request. However, to insure sufficient time for IATA to complete its actions on resolutions 600b and 600b(II), to allow time for Department review of the agreement, and to allow for the printing of new waybills if and when the agreement is approved, we will defer the September 12 date until September 30, 2006, or until 30 days following the service date of the Department's decision on a revised agreement, whichever occurs later.

ACCORDINGLY,

1. We grant IATA's motion for an extension of the date set in ordering paragraph 3 of Order 2006-3-11;
2. We establish a new date for paragraph 3 of September 30, 2006, or until 30 days following the service date of the Department's decision on a revised agreement on resolutions 600b and 600b(II), whichever occurs later; and
3. We will serve this order on the International Air Transport Association.

By:

MICHAEL W. REYNOLDS  
Acting Assistant Secretary for Aviation  
And International Affairs

(SEAL)

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