



Australian  
Competition &  
Consumer  
Commission

# **Determination**

## **Application for Minor Variation of Authorisation A90791**

**Lodged by**

**INTERNATIONAL AIR TRANSPORT ASSOCIATION**

**In respect of the IATA Passenger Agency Program**

**Date: 21 December 2005**

**Commissioners:** Samuel  
Sylvan  
Martin  
Smith  
Willett  
McNeill

**Public Register no. C2005/1914**

# 1. The Application

- 1.1. On 18 November 2005, the International Air Transport Association (IATA) lodged an application for minor variation of authorisation A90791 under section 91A of the *Trade Practices Act 1974* (the Act). IATA amended its application for minor variation on 28 November 2005 and 6 December 2005. This is IATA's seventh request for minor variation in relation to this authorisation.
- 1.2. IATA is the international trade association of most airlines operating international air services in the transport of passengers, mail or cargo. Its members are estimated to account for over 95% of international passenger travel to and from Australia.

## Authorisation A90791

- 1.3. Authorisation A90791 was granted by the Australian Competition and Consumer Commission (the ACCC) on 13 November 2002 under a determination which also revoked an existing authorisation (A90408). Both A90791 and A90408 concern the IATA Passenger Agency Program (the IPAP).
- 1.4. Authorisation A90791 was granted subject to conditions, including a review to be undertaken jointly of airlines and agents of the conditions imposed by IATA through its IPAP for travel agents in Australia to obtain and retain IATA accreditation.
- 1.5. The review was undertaken by the Travel Industry Accreditation Review Committee (TIARC), a joint travel agent and airline body established for this purpose. The TIARC has delivered its final report with recommendations.
- 1.6. The recommendations in the TIARC report and related to the IPAP which are directed at improving the efficiency or reducing the operating costs of, or burdens on, accredited agents are required as a condition of authorisation to be implemented at the earliest opportunity but no later than 5 December 2005.

## Application for minor variation

- 1.7. IATA's application for minor variation seeks to vary authorisation A90791 to take account of resolutions adopted by IATA members at the IATA Passenger Agency Conference held in June 2005, that are applicable to Australia. It also includes decisions of the General Assembly South West Pacific made since IATA's application for minor variation to authorisation A90791 dated 15 July 2004.
- 1.8. IATA submitted that the variations the subject of the application are in respect of changes which either:
  - a) improve the IATA Passenger Agency Program for airlines and agents;
  - b) comply with the condition of authorisation A90791 contained in

paragraph 10.2(2)(c) to determination A90791;

c) comply with condition of authorisation A90791 contained in paragraph 10.2(3) to determination A90791 as amended by the determination dated 16 May 2005; or

d) are of a technical or drafting nature.

1.9. An outline of IATA's proposed variations is at Annexure A.

1.10. IATA also requested interim authorisation of its proposed minor variation. However, given the expeditious nature of this determination, interim authorisation does not require consideration at this stage.

## **2. Statutory Provisions**

2.1. Section 87D of the Act defines a minor variation as a single variation that does not involve a material change in the effect of the authorisation.

2.2. Section 91A of the Act provides that the ACCC must, if it is satisfied that the proposed variation is a minor variation, invite submissions from interested parties. After consideration of the application and any submissions received, the ACCC may make a determination varying the authorisation or dismissing the application.

2.3. Section 91A(4) of the Act provides that the ACCC may grant a minor variation to an authorisation granted under section 88(1), where it is satisfied that the variation would not result, or would be likely not to result, in a reduction in the extent to which the benefit to the public of the authorisation outweighs any detriment to the public caused by the authorisation.

2.4. Section 91A(7) of the Act provides that:

a) if a person applies for 2 or more variations:

(i) at the same time; or

(ii) in such close succession that the variations could conveniently be dealt with by the ACCC at the same time; and

b) the ACCC is satisfied that the combined effect of those variations, if all were granted, would not involve a material change in the effect of the authorisation;

the ACCC may deal with all of those variations together as if they were a single minor variation.

## **3. Submissions**

### International Air Transport Association

3.1. IATA submitted that the variations would not result, and would not be likely to result, in either a reduction in the extent to which the benefit to the public of the authorisation outweighs any detriment to the public caused by the

authorisation, or a reduction in the benefit to the public that arose from the original authorisation.

#### Air New Zealand

- 3.2. Air New Zealand supports the proposed variations and generally agrees with the conclusions detailed in Schedule 2 Part A to IATA's application.

#### Northern Territory Tourist Commission

- 3.3. The Northern Territory Tourist Commission submitted no objections to IATA's application.

#### Other submissions

- 3.4. Tourism Tasmania and the Department of Transport and Regional Services each made a submission, but did not wish to provide information on IATA's application.

## **4. ACCC Evaluation**

### **Satellite ticket printers and ticket delivery locations - Resolution 800b**

- 4.1. Resolution 800b has been amended to remove the prescribed security requirements in relation to safes, premises access points and stock levels of unused traffic documents.
- 4.2. A provision has also been introduced making accredited agents liable for the fraudulent or improper use of lost, stolen or misused traffic documents until the agent reports the missing documents to the Billing and Settlement Plan (BSP).
- 4.3. IATA submitted that the changes relating to rules on the security of premises and agent liability have been adopted to comply with the condition of Determination A90791 at paragraph 10.2(2)(c), as amended by the Determination dated 16 May 2005.
- 4.4. IATA further submitted that the other changes reflect existing legal requirements and that all of changes to resolution 800b are neutral in their competitive effect.
- 4.5. As discussed earlier, the ACCC granted authorisation A90791 subject to a review being undertaken of the conditions imposed by IATA through its IPAP for travel agents in Australia to obtain and retain IATA accreditation.
- 4.6. The TIARC delivered in its final report a number of recommendations, including at 13(c):

*"[R]ules on premises security, driven largely by the need to secure traffic documents, should be liberalized, including by deletion of the requirement for a safe and for windows and skylights to be secured."*

- 4.7. The ACCC notes that the proposed amendments to resolution 800b relax the minimum storage requirements for unprinted traffic documents (UTP's). For example, paragraph 5.1.1(e)(iii) of resolution 800b requires UTP's which are not secured within the satellite ticket printer (STP) and not in use, to be stored in a lockable steel cabinet. As such, the ACCC considers that recommendation 13(c) as it relates to the deletion of the requirement for a safe has been satisfied.
- 4.8. With regard to the remaining components of recommendation 13(c) in relation to security of premises, windows and skylights, the ACCC notes a number of proposed exceptions that will be applicable to accredited agents in Australia. In particular, exceptions to:
- secure normal access points to the premises of each STP location when the premises are not attended by authorised personnel; and
  - secure to a standard acceptable to the Conference, all other possible access points to the premises such as skylights and windows.
- 4.9. The ACCC considers that these proposed exceptions to security of premises, skylights and windows will impose a less strict security regime, thereby providing greater flexibility to accredited agents in deciding what security arrangements are appropriate for their individual circumstances.
- 4.10. Further, in lieu of less prescriptive security requirements, the increase in liability of accredited agents for the fraudulent or improper use of UTP's resulting from the loss, theft or misuse of such documents, reflects recommendation 13(g) of the TIARC report.
- 4.11. Recommendation 13(g) states:
- “[I]n lieu of prescriptive security requirements, in the event of loss or theft of traffic documents in an Agent's custody the Agent should be liable for their subsequent fraudulent or improper use until such time as the Agent becomes aware of such theft or misuse and reports the missing documents in writing to the Billing and Settlement Plan who should immediately list them in the Industry Tickets Services Blacklist.”*
- 4.12. In light of the above, the ACCC considers that the proposed amendments to resolution 800b satisfy recommendations 13(c) and 13(g) of the TIARC report.
- 4.13. The other proposed amendment to resolution 800b of substance is a requirement that the accredited agent, where required by law, be in possession of a valid licence to operate the STP location.
- 4.14. The ACCC considers that the proposed amendments to resolution 800b would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

## **Passenger sales agency rules - South West Pacific - Resolution 816**

### *Resolution 816(3)*

- 4.15. Resolution 816(3) has been amended to remove the provision for site examination of accredited agents' financial documents and to allow for extension of the deadline for accredited agents to comply with financial criteria guidelines.
- 4.16. The resolution has also been amended in line with changes to sales agency rules worldwide to remove the requirement for a recommendation from the Local Customer Advisory Group in order for provision for electronic ticketing locations to be implemented.
- 4.17. IATA submitted that the changes relating to on site examinations and deadline extensions will have a liberating effect on the program and implement recommendations all of the TIARC report in compliance with a condition of authorisation.
- 4.18. In relation to electronic ticketing locations, IATA submitted that the changes will not have any practical effect in Australia as provision for electronic ticketing locations has already been implemented in Australia.
- 4.19. IATA further submitted that all of these changes are neutral in terms of their competitive effect.
- 4.20. Recommendations 13(a) and 13(b) of the TIARC report state:  
*“[T]he right of an IATA appointed inspector to carry out on site examination of financial documents is unnecessary and should be deleted.*  
  
*IATA should have the flexibility to prescribe a deadline of more than 21 days by which an Agent should comply with conditions in relation to the financial criteria.”*
- 4.21. The ACCC considers that the proposed amendments in relation to site examinations and the provision for an extension of more than 21 days is consistent with recommendations 13(a) and 13(b) of the TIARC report.
- 4.22. The ACCC considers that the proposed amendments to resolution 816(3) would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

### *Resolution 816(4) and 816(10)*

- 4.23. Resolution 816(4) has been amended to remove the requirement in Australia for accredited agents to submit photographs of premises. Similarly, resolution 816(10) has been amended to remove the requirement for the provision of photographs on changing location.

- 4.24. Resolution 816(10) has also been amended to include a requirement for accredited agents to provide notification on sharing their premises with another agent.
- 4.25. IATA submitted that these changes have been adopted to implement a recommendation of the TIARC report and that other changes consist of editorial amendments, all of which are neutral in their competitive effect.
- 4.26. Recommendation 13(f) of the TIARC report states:  
*“[R]equirements for applicants to lodge photographs of premises were unnecessary.”*
- 4.27. The ACCC is satisfied that the proposed amendments in relation to photographs is consistent with recommendation 13(f) of the TIARC report.
- 4.28. The ACCC is also satisfied that the remaining amendments to resolutions 816(4) and 816(10) are likely to be neutral in their competitive effect or editorial in nature.
- 4.29. The ACCC considers that the proposed amendments to resolutions 816(4) and 816(10) would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

*Resolution 816(11)*

- 4.30. Resolution 816(11) has been amended in relation to Australia to remove prescribed security requirements in relation to safes and premises access points, and limitations on stock of unused traffic documents.
- 4.31. The resolution has also been amended to clarify an existing requirement that accredited agents comply with security standards contained in the local addendum to the BSP manual for agents.
- 4.32. IATA submitted that the changes relating to rules on security of premises have been adopted to implement recommendations of the TIARC in compliance with a condition of authorisation and are neutral in their competitive effect.
- 4.33. IATA further submitted that other changes clarify existing legal requirements.
- 4.34. The ACCC considers that the amendments in relation to prescribed security requirements are consistent with recommendations of the TIARC report in relation to security as already discussed.
- 4.35. The ACCC considers that the proposed amendments to resolution 816(11) would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

*Resolution 816(14)*

- 4.36. Resolution 816(14) has been amended to provide that the procedures established for arbitrations requested by applicants and accredited agents also apply to arbitrations requested by IATA member airlines.
- 4.37. IATA submitted that this change is positive as it ensures that all arbitrations, whether airline or agent initiated, are conducted on the same basis.
- 4.38. The ACCC considers that the proposed amendment to resolution 816(14) is not likely to affect competition between agents and airlines. Rather, that the proposed amendment simply extends procedures for arbitration review to IATA members where such members wish to contest a ruling of the Travel Agency Commission in relation to that member's decision.
- 4.39. The ACCC considers that the proposed amendment to resolution 816(14) would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

**Office of Travel Agency Commissioner - Resolution 820(d)**

4.40. Resolution 820(d) has been amended to:

- expand the United Federation of Travel Agents Association role to include joint authority with the IATA Director General for ending a Travel Agency Commissioner's term early and joint review of the annual statement of accounts;
- include the newly formed World Travel Agents Association Alliance (WTAAA) in evaluations of candidates for Travel Agency Commission positions and early termination decisions;
- set a three year minimum on the term of a Travel Agency Commissioner's appointment; and
- set out the funding arrangements for the Office of Travel Agency Commissioner.

- 4.41. IATA submitted that the changes providing global agents associations with joint authority for appointment and termination of Travel Agency Commission positions will have a liberating effect on the IPAP and are pro-competitive.
- 4.42. IATA further submitted that the changes in relation to funding and term of appointment improve the transparency of the office of Travel Agency Commission, all of which are neutral in terms of their competitive effect.
- 4.43. The ACCC considers that the proposed amendments to resolution 820(d) would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.



## **Reviews by the Travel Agency Commissioner - Resolution 820e**

4.44. Resolution 820e has been amended to:

- expand the categories of decisions that an accredited agent or applicant can have reviewed;
- add persistent failure of an accredited agent to settle amounts owing against currency debit memos in the categories of conduct that the Agency Administrator can have reviewed;
- remove the provision enabling an IATA member airline to have a successful application against which that member protested reviewed; and
- exclude reviews of issues that are the subject of litigation or arise out of restraint of trade laws.

4.45. Resolution 820e has also been amended in relations to reviews conducted at the request of agents or applicants to:

- introduce a preliminary step requiring the Travel Agency Commissioner to consider a case credible before proceeding to conduct a review;
- clarify the form of the review proceedings;
- clarify that a decision that is the subject of review is suspended while the review is on foot; and
- enable the Travel Agency Commissioner to require an agent or applicant seeking interlocutory relief to provide some form of guarantee.

4.46. IATA submitted that in public benefit terms these changes are positive as they improve the transparency of the program, and are neutral in terms of their competitive effect.

4.47. The ACCC considers that the proposed amendments to resolution 820e would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

## **Other amendments**

4.48. Resolution 816(9) has been amended to remove references to sales made by way of charter agreement where payment is made by cheque by a third party to the airline concerned.

4.49. Resolution 830(a) (Multiple Ticket Issuance by Agents) has been amended to remove the specific reference to accredited agents being provided with copies of the IATA Ticketing Handbook.

- 4.50. Resolution 866 (Definitions) has been amended to remove the definition of 'de novo hearing' and in relation to a number of terms.
- 4.51. IATA submitted that these amendments are neutral in terms of their competitive effect.
- 4.52. The ACCC considers that the proposed amendments to these resolutions would be likely not to result in a reduction in the net benefit to the public caused by authorisation A90791.

## **Conclusion**

- 4.53. The ACCC is satisfied that the combined effect of IATA's proposed variations would not involve a material change in the effect of authorisation A90791 and can be dealt with together as if they were a single minor variation.
- 4.54. The ACCC concludes that the proposed amendments in IATA's application for minor variation are minor and would not result, or would be likely not to result, in a reduction to the extent to which the benefit to the public recognised in authorisation A90791 outweighs any detriment to the public caused by that authorisation.

## **5. Determination**

- 5.1. Pursuant to section 91A(3) of the Act, the ACCC makes a determination varying authorisation A90791 as follows:
- that authorisation A90791 be amended by inserting the text set out at Schedule 2 Part A of IATA's application for minor variation lodged 18 November 2005 and amended on 28 November 2005 and 6 December 2005 (other than the column entitled 'impact of changes' and the resolution text itself) at the end of and to form part of Part 2 of Appendix B of authorisation A90791.
  - that authorisation A90791 be amended by inserting the text set out at Schedule 2 Part B of IATA's application for minor variation lodged 18 November 2005 and amended on 28 November 2005 and 6 December 2005 (other than the column entitled 'impact of changes' and the resolution text itself) at the end of and to form part of Part 3 of Appendix B of authorisation A90791.
- 5.2. This determination is made on 21 December 2005. If no application for review of this determination is made to the Australian Competition Tribunal (Tribunal) in accordance with section 101 of the Act, this determination will come into force on 12 January 2006.
- 5.3. If an application for review is made to the Tribunal, this determination will come into force:

- a) Where the application is not withdrawn - on the day on which the Tribunal makes a determination on the review; or
- b) Where the application for review is withdrawn - on the day on which the application is withdrawn.

## Annexure A

### *Outline of changes set out in Schedule 2 of IATA's application for minor variation*

#### **SCHEDULE 2 PART A**

### **AUTHORISED 2005 AMENDMENTS TO OR SUBSTITUTIONS FOR THE RESOLUTIONS SPECIFIED IN APPENDIX B PART 1**

<b>No</b>	<b>Title</b>	<b>Outline of changes<sup>1</sup></b>	<b>Impact of changes / competitive effect and public benefit</b>
800b	Satellite Ticket Printer and Ticket Delivery Locations	<p>Amended to add a requirement that accredited agents hold a valid licence to operate an STP location where required by law.</p> <p>Also amended in relation to Australia to:</p> <ul style="list-style-type: none"> <li>remove the prescribed security requirements in relation to safes, premises access points and stock levels of unused traffic documents; and</li> <li>introduce a provision making accredited agents liable for the fraudulent or improper use of lost, stolen or misused traffic documents until the agent reports the missing documents to the BSP.</li> </ul>	<p>The changes relating to rules on premises security and agent liability have been adopted to implement recommendations of TIARC, in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).</p> <p>The other change reflects existing legal requirements. The changes are neutral in terms of competitive effect.</p>
816(2)	Passenger Sales Agency Rules - South West Pacific	<p>Amended to make editorial changes to remove the duplicate listing of countries which is also contained in the resolution preamble.</p> <p>All other amendments relate to the Executive Council New Zealand</p>	<p>The changes applicable in Australia consist of minor editorial amendments. They are neutral in terms of competitive effect.</p>
816(3)	Passenger Sales Agency Rules - South West Pacific	<p>Amended in relation to Australia to remove the provision for site examinations of accredited agents financial documents and to allow for extension of the deadline for accredited agents to comply with financial criteria conditions.</p> <p>Also amended, in line with changes to sales agency rules worldwide, to remove the requirement for a recommendation from the Local</p>	<p>The changes relating to on site examinations and deadline extensions will have a liberating effect on the programme. They implement recommendations of the Travel Industry Accreditation Review Committee (TIARC), in compliance with the condition contained in paragraph 10.2(2)(c) to Determination</p>

<sup>1</sup> This outline is provided for general guidance only. The full text of the amended resolutions, indicating the amendments made, is in IATA's application for minor variation.

No	Title	Outline of changes <sup>1</sup>	Impact of changes / competitive effect and public benefit
		Customer Advisory Group in order for provision for electronic ticketing locations to be implemented.	A90791 (as amended by the Determination dated 16 May 2005).  The changes in relation to electronic ticketing locations will not have any practical effect in Australia as provision for electronic ticketing locations has already been implemented in Australia.  All of these changes are neutral in terms of competitive effect.
816(4)	Passenger Sales Agency Rules - South West Pacific	Amended in relation to Australia to remove the requirement for applicants to provide photographs of premises.  Also amended to make editorial changes consequential on other amendments and to improve the overall drafting.	The change relating to the provision of photographs has been adopted to implement a recommendation of TIARC, in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).  Other changes consist of editorial amendments.  All of these changes are neutral in terms of competitive effect.
816(9)	Passenger Sales Agency Rules - South West Pacific	Amended to remove references to sales made by way of charter agreement where payment is by cheque made out by a third party direct to the airline concerned.	This is a minor change and reflects modern business practices. It is neutral in terms of competitive effect
816(10)	Passenger Sales Agency Rules - South West Pacific	Amended in relation to Australia to remove the requirement for accredited agents to submit photographs of premises on changing location, and to include a requirement that accredited agents provide notification on sharing their premises with another agent to reflect the changes to 816(3) (see above).  Also amended to make editorial changes.	The changes will have a liberating effect on the programme. They have been adopted to implement recommendations of TIARC, in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).  The changes are neutral in terms of competitive effect.
816(11)	Passenger Sales Agency Rules - South West Pacific	Amended in relation to Australia to remove prescribed security requirements in relation to safes	Those changes relating to rules on premises security have been adopted to implement

No	Title	Outline of changes <sup>1</sup>	Impact of changes / competitive effect and public benefit
		and premises access points, and limitations on stock of unused traffic documents.  Also amended to clarify existing requirement that accredited agents comply with security standards contained in the local addendum to the BSP Manual for Agents.	recommendations of TIARC, in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).  Other changes clarify existing requirements.  The changes are neutral in terms of competitive effect.
816(14)	Passenger Sales Agency Rules - South West Pacific	Amended to provide that the procedures established for arbitrations requested by applicants and accredited agents also apply to arbitrations requested by IATA member airlines	This change reflects changes made to Resolution 820e in 2003 (previously authorised) giving IATA member airlines the right to request arbitrations in relation to certain decisions of the Travel Agency Commissioner.  This change is positive as it ensures that all arbitrations, whether airline or agent initiated, are conducted on the same basis.
820(d)	Travel Agency Commissioner	Amended to <ul style="list-style-type: none"> <li>• expand UFTAA's role to include joint authority with the IATA Director General for ending a commissioner's term early and joint review of the annual statement of accounts;</li> <li>• include the newly formed World Travel Agents Association Alliance (WTAAA) in evaluations of candidates for commissioner positions and early termination decisions;</li> <li>• set a three year minimum on the term of a commissioner's appointment;</li> <li>• set out the funding arrangements for the office of commissioner.</li> </ul> Also amended to make editorial changes to update and clarify the resolution.	The changes providing the global agents associations with joint authority for appointment and termination of commissioners will have a liberating effect on the programme and are pro-competitive.  The changes in relation to funding and term of appointment improve the transparency of the office of travel agency commissioner, and are neutral in terms of competitive effect.
820e	Reviews by the Travel Agency	Amended to:	In public benefit terms these changes are positive as they

No	Title	Outline of changes <sup>1</sup>	Impact of changes / competitive effect and public benefit
	Commissioner	<ul style="list-style-type: none"> <li>• expand the categories of decisions that an accredited agent or applicant can have reviewed;</li> <li>• add persistent failure of an accredited agent to settle amounts owing against agency debit memos in the categories of conduct that the Agency Administrator can have reviewed;</li> <li>• remove the provision enabling an IATA member airline to have a successful application against which that member protested reviewed; and</li> <li>• exclude reviews of issues that are the subject of litigation or arise out of restraint of trade laws.</li> </ul> <p>Also amended in relation to reviews conducted at the request of agents or applicants to;</p> <ul style="list-style-type: none"> <li>• introduce a preliminary step requiring the Travel Agency Commissioner to consider a case credible before proceeding to conduct a review;</li> <li>• clarify the form of the review proceedings;</li> <li>• clarify that a decision that is the subject of review is suspended while the review is on foot;</li> <li>• enable the Travel Agency Commissioner to require an agent/applicant seeking interlocutory relief to provide some form of guarantee.</li> </ul> <p>Also amended to make editorial changes to clarify the resolution.</p>	improve the transparency of the programme. They are neutral in terms of competitive effect.

No	Title	Outline of changes <sup>1</sup>	Impact of changes / competitive effect and public benefit
830a	Consequences of Violation of Ticketing Procedures	Amended to remove the specific reference to accredited agents being provided with copies of the IATA Ticketing Handbook.	This change is technical only. Hard copies of the Ticketing Handbook are no longer provided to accredited agents as the information contained in it is more readily available through an agent's global distribution system (GDS). The handbook will, however be provided on CD rom. This change is neutral in terms of competitive effect.
866	Definitions of Terms Used in Passenger Agency Programme Resolutions	Amended to remove the definition of 'de novo hearing' as a consequence of the changes to Resolution 820e above. Also amended in relation to a number of terms not relevant to resolutions applicable in Australia.	The changes consist of minor technical amendments and are neutral in terms of competitive effect.



**AUTHORISED 2005 DECISIONS OF THE GENERAL ASSEMBLY  
SOUTH WEST PACIFIC MADE USING POWERS DELEGATED  
PURSUANT TO RESOLUTIONS APPEARING IN APPENDIX B PART**

**1**

<b>No</b>	<b>Title</b>	<b>Outline of changes<sup>2</sup></b>	<b>Impact of changes / competitive effect and public benefit</b>
816(3)	Passenger Sales Agency Rules - South West Pacific	<p>Amended in relation to Australia to remove the provision for site examinations of accredited agents financial documents and to allow for extension of the deadline for accredited agents to comply with financial criteria conditions.</p> <p>Also amended, in line with changes to sales agency rules worldwide, to remove the requirement for a recommendation from the Local Customer Advisory Group in order for provision for electronic ticketing locations to be implemented.</p>	<p>The changes relating to on site examinations and deadline extensions will have a liberating effect on the programme. They implement recommendations of the Travel Industry Accreditation Review Committee (TIARC), in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).</p> <p>The changes in relation to electronic ticketing locations will not have any practical effect in Australia as provision for electronic ticketing locations has already been implemented in Australia.</p> <p>All of these changes are neutral in terms of competitive effect.</p>
816(4)	Passenger Sales Agency Rules - South West Pacific	<p>Amended in relation to Australia to remove the requirement for applicants to provide photographs of premises.</p> <p>Also amended to make editorial changes consequential on other amendments and to improve the overall drafting.</p>	<p>The change relating to the provision of photographs has been adopted to implement a recommendation of TIARC, in compliance with the condition contained in paragraph 10.2(2)(c) to Determination A90791 (as amended by the Determination dated 16 May 2005).</p> <p>Other changes consist of editorial amendments.</p> <p>All of these changes are neutral in terms of competitive effect.</p>

<sup>2</sup> This outline is provided for general guidance only. The full text of the amended resolutions, indicating the amendments made, is in IATA's application for minor variation.