

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

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

Docket OST-00-

APPLICATION FOR APPROVAL OF AGREEMENTS
BY THE
INTERNATIONAL AIR TRANSPORT ASSOCIATION

31 October 2000

Communications with respect to
this document should be sent to:

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

(202) 293-9292

Summary	DOCKET: OST-00	DOT ORDER: pending
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Date: 31 October 2000
 Filing fee/IATA Acct: \$549 - 2000-62
 US/UST involved: Yes
 End of Government Filing Period: 17 November 2000
 Meeting site/date: Montreal, 11-14 October 2000
 Intended effective date: **1 December 2000/1 January 2001**
 Agreement: **PTC123 0116** dated 27 October 2000 (r--1-6)
PTC123 0117 dated 27 October 2000 (r--7-9)
 TC123 North Atlantic Expedited Resolutions

r-1--002mm	r-7--normal fares (002qq)
r-2--047m	r-8--071f (002qq)
r-3--057m	r-9--072n (002qq)
r-4--067m	
r-5--071cc	
r-6--072n	

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, External Relations - 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

31 October 2000
Date Served



International Air Transport Association

P.O. Box 416
CH-1215 Geneva 15 Airport
Switzerland

27 October 2000

M E M O R A N D U M

PTC123 0116

TO: Members Participating in Tariff Coordinating Conferences (SP-1066)

FROM: Senior Director, Tariff Services

SUBJECT: TC123 Passenger Tariff Coordinating Conference
Montreal, 11-14 October 2000
TC123 North Atlantic Expedited Resolutions
Intended Effective Date: 1 December 2000

Attached are TC123 North Atlantic Expedited Resolutions which were adopted at the above meeting for an intended effective date of 1 December 2000.

The filing period for the attached Resolutions ends **17 November 2000**. 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.

Susan Burbage
Manager, Tariff Conference Services

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RESOLUTIONS FINALLY ADOPTED AT

TC123 PASSENGER TARIFF COORDINATING CONFERENCE

NORTH ATLANTIC

MONTREAL, 11-14 OCTOBER 2000

EXPEDITED EFFECTIVE DATE: 1 DECEMBER 2000

Filing Period: 3-17 November 2000

RESO	TITLE	PAGE
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047m	Intermediate Class Fares	4
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EXPEDITED

**TC123 NORTH ATLANTIC
SPECIAL AMENDING RESOLUTION**

PTC123(113)002mm				New
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, for application in the TC123 North Atlantic sub-area

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



1 GENERAL

From Sri Lanka fares rolled back as attached to reflect IATA Conference agreed levels effective 1 March 1999

2 NORMAL FARES

Between Calcutta (CCU) and Chicago (CHI) fares added equal to levels to/from Chennai (MAA)

3 RESOLUTION 071cc - EXCURSION FARES FROM SOUTH ASIAN SUBCONTINENT TO CANADA, MEXICO, USA

From Calcutta (CCU) to Chicago (CHI) fares added equal to levels from Chennai (MAA)

4 RESOLUTION 072n - EXCURSION FARES FROM INDIA, PAKISTAN TO CANADA, USA

From Calcutta (CCU) to Chicago (CHI) fares added equal to levels from Chennai (MAA)

5 FARE LEVELS

A) Normal Fares

From	To	F	C	Y/Y1/Y2
India	North Atlantic	+5%	+5%	+5%
Sri Lanka		+3%	+3%	+3%

B) Special Fares

From	To	Special Fares
Sri Lanka	North Atlantic	+3%

**FARES FROM SRI LANKA
CMB-MEX**

Origin							Origin						
> Destination							> Destination						
Fare Basis	Note	Fare	Reso	GI	Effective	Expiry	Fare Basis	Note	Fare	Reso	GI	Effective	Expiry
COLOMBO CMB LKR													
>>>> MEXICO CITY MEX													
F	OW	213700	057H	AT	01DEC00								
C	OW	154400	047H	AT	01DEC00								
Y	OW	121200	067H	AT	01DEC00								
MHXEE4H	RT	133500	071CC	AT	01DEC00								
MHWEE4H	RT	137200	071CC	AT	01DEC00								
MLXEE4H	RT	124100	071CC	AT	01DEC00								
MLWEE4H	RT	126600	071CC	AT	01DEC00								
>>>> MONTREAL QC YMQ													
F	OW	162800	057H	AT	01DEC00								
C	OW	108100	047H	AT	01DEC00								
Y	OW	90100	067H	AT	01DEC00								
MHXEE4H	RT	104700	071CC	AT	01DEC00								
MHWEE4H	RT	108400	071CC	AT	01DEC00								
MLXEE4H	RT	95300	071CC	AT	01DEC00								
MLWEE4H	RT	97800	071CC	AT	01DEC00								
>>>> NEW YORK NY NYC													
F	OW	162200	057H	AT	01DEC00								
C	OW	107500	047H	AT	01DEC00								
Y	OW	89500	067H	AT	01DEC00								
MHXEE4H	RT	103400	071CC	AT	01DEC00								
MHWEE4H	RT	107100	071CC	AT	01DEC00								
MLXEE4H	RT	94000	071CC	AT	01DEC00								
MLWEE4H	RT	96500	071CC	AT	01DEC00								

Date: 25-OCT-00

CMB-NYC

PTC123 0116 YMQ, OCT00

EXPEDITED

**TC123 NORTH ATLANTIC
INTERMEDIATE CLASS FARES**

PTC123(113)047m				Amending
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, Resolution 047m is amended as follows

Paragraph 19) is amended

19) CHILDREN AND INFANT DISCOUNTS

A) 1) Children

a) accompanied children: charge 75% of applicable adult fare

Exception: from India, Japan: charge 67% of applicable adult fare

b) unaccompanied children: charge 100% of applicable adult fare

Exception: unaccompanied children aged 8-11 years

i) from India: charge 75% of applicable adult fare

ii) from Japan: charge 67% of applicable adult fare

EXPEDITED
TC123 NORTH ATLANTIC
FIRST CLASS FARES

PTC123(113)057m				Amending
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, Resolution 057m is amended as follows

Paragraph 19) is amended

19) CHILDREN AND INFANT DISCOUNTS

A) 1) Children

a) accompanied children: charge 75% of applicable adult fare

Exception: from India, Japan: charge 67% of applicable adult fare

b) unaccompanied children: charge 100% of applicable adult fare

Exception: unaccompanied children aged 8-11 years

i) from India: charge 75% of applicable adult fare

ii) from Japan: charge 67% of applicable adult fare

EXPEDITED**TC123 NORTH ATLANTIC
ECONOMY CLASS FARES**

PTC123(113)067m				Amending
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, Resolution 067m is amended as follows

Paragraph 19) is amended

19) CHILDREN AND INFANT DISCOUNTS**A) 1) Children**

a) accompanied children: charge 75% of applicable adult fare

Exception: from India, Japan: charge 67% of applicable adult fare

b) unaccompanied children: charge 100% of applicable adult fare

Exception: unaccompanied children aged 8-11 years

i) from India: charge 75% of applicable adult fare

ii) from Japan: charge 67% of applicable adult fare

EXPEDITED

**TC123 NORTH ATLANTIC
EXCURSION FARES
FROM SOUTH ASIAN SUBCONTINENT
TO CANADA, MEXICO, USA**

PTC123(113)071cc				Amending
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, Resolution 071cc is amended as follows

Paragraph 19)A) is amended

19) CHILDREN AND INFANT DISCOUNTS

A) 1) Children

a) accompanied children: charge 75% of applicable adult fare

Exception: from India: charge 67% of applicable adult fare

b) unaccompanied children: charge 100% of applicable adult fare

Exception: from India: unaccompanied children aged 8-11 years: charge 75% of applicable adult fare

EXPEDITED

**TC123 NORTH ATLANTIC
EXCURSION FARES
FROM INDIA, PAKISTAN TO CANADA, USA**

PTC123(113)072n				Amending
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 December 2000
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, Resolution 072n is amended as follows

Paragraph 19)A) is amended

19) CHILDREN AND INFANT DISCOUNTS

A) 1) Children

a) accompanied children: charge 75% of applicable adult fare

Exception: from India: charge 67% of applicable adult fare

b) unaccompanied children: charge 100% of applicable adult fare

Exception: from India: unaccompanied children aged 8-11 years: charge 75% of applicable adult fare

TC123 NORTH ATLANTIC**SUMMARY OF AGREEMENT
To/from USA, US Territories****Expedited Effective Date: 1 December 2000**

The TC123 Conference met 11-14 October in Montreal to develop a new package for intended effect 1 March 2001. Certain changes were adopted to/from USA/US Territories for an earlier effective date as summarised below.

1. Expedited Resolution 002mm – 1 December 2000

The Government of Sri Lanka had approved the agreement developed for 1 March 1999, as well as a subsequent 3% increase from Sri Lanka. However, the agreement developed for 1 March 2000 has not been approved. From Sri Lanka, the IATA data base is amended by reverting to the 1 March 1999 levels and applying a 3% increase.

In order to rationalise the structure, specified normal fares are introduced between Calcutta and Chicago, and excursion fares from Calcutta to Chicago, equal to Chennai.

From India, normal fares are increased by 5%.

2. Children's Fares – 1 December 2000

From India, children's fares revert to 67% of the applicable adult fare, in line with government approval.



International Air Transport Association

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

27 October 2000

M E M O R A N D U M

PTC123 0117

TO: Members Participating in Tariff Coordinating Conferences (SP-1067)

FROM: Senior Director, Tariff Services

SUBJECT: TC123 Passenger Tariff Coordinating Conference
Montreal, 11-14 October 2000
TC123 North Atlantic Expedited Resolution 002qq
Intended Effective Date: 1 January 2001

Attached is TC123 North Atlantic Expedited Resolution 002qq which was adopted at the above meeting for an intended effective date of 1 January 2001.

The filing period for the attached Resolution ends **17 November 2000**. 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.

Susan Burbage
Manager, Tariff Conference Services

mpg

RESOLUTION FINALLY ADOPTED AT

TC123 PASSENGER TARIFF COORDINATING CONFERENCE

NORTH ATLANTIC

MONTREAL, 11-14 OCTOBER 2000

EXPEDITED EFFECTIVE DATE: 1 JANUARY 2001

Filing Period: 3-17 November 2000

RESO	TITLE	PAGE
002qq	Special Amending Resolution	1-3

EXPEDITED

**TC123 NORTH ATLANTIC
SPECIAL AMENDING RESOLUTION**

PTC123(113)002qq				New
Filing Period	Begins	3 November 2000	Intended Effectiveness	1 January 2001
	Ends	17 November 2000	Expiry	28 February 2001
				Type B

RESOLVED that, for application in the TC123 North Atlantic sub-area

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



1 NORMAL FARES

A) From Pakistan fares added/amended

1) One way (OW) levels replaced by government approved one way(OO) levels

From	To	CCY	FOO	COO	YOO
KHI	LAX SEA SFO YVR	PKR	162190	113150	94290
	MEX		156270	104790	87320
	NYC YMQ		119090	73420	61180
	YTO		130660	86250	71870
ISB LHE	LAX SEA SFO YVR		164530	115850	96540
	MEX		158920	107550	89620
	NYC YMQ		121680	76200	63500
	YTO		133260	89240	74360

2) new one way (OO) levels increased by 15%

3) round trip (RT) levels added equal to twice new one way (OO) levels

4) one way (OO) levels re-established at 60% of new RT levels

B) To Pakistan fares amended

1) round trip (RT) levels added equal to twice one way (OW) levels

2) one way (OW) replaced by OO levels at 60% of new RT levels

2 RESOLUTION 071f - EXCURSION FARES BETWEEN CANADA, USA AND PAKISTAN

From Pakistan fares added/amended

From	To	CCY	MLXEE4M	MLWEE4M	MHXEE4M	MHWEE4M
ISB KHI LHE	NYC YMQ	PKR	77700	80010	85470	87780
	YTO		84030	86340	92460	94770

3 RESOLUTION 072n - EXCURSION FARES FROM INDIA, PAKISTAN TO CANADA, USA

From Pakistan fares added/amended

From	To	CCY	MLXEE6M	MLWEE6M	MHXEE6M	MHWEE6M
ISB KHI LHE	NYC YMQ	PKR	88270	90580	97450	99760
	YTO		94630	96940	104410	106720

4 FARE LEVELS

From Pakistan special fares increased by 5%

TC123 NORTH ATLANTIC

SUMMARY OF AGREEMENT To/from USA, US Territories

Expedited Effective Date: 1 January 2001

The TC123 Conference met 11-14 October in Montreal to develop a new package for intended effect 1 March 2001. Certain changes were adopted to/from USA/US Territories for an earlier effective date as summarised below.

Expedited Resolution 002qq – 1 January 2001

From Pakistan normal one way fares amended to reflect government-approved levels. A normal one way/round trip structure is then established based on those levels increased by 15%. Excursion fares from Pakistan amended to reflect government-approved levels, subject to a 5% increase.

To Pakistan, a normal one way/round trip structure is established reflecting existing round trip fare levels, and one way levels equal to 60% of the applicable round trip.

SFFL

Below is a comparison of current and proposed IATA normal economy class fares and SFFL maximums for SFFL-regulated markets affected by changes to normal economy class fares.

Route: USA – South Asian Subcontinent

Ctry	From	To	SFFL		IATA		% Var vs Current	% Var vs SFFL Max	
			Base	Flex	Max	Current			New
PK	NYC	ISB	900	1.05	1323	1880	2256	20.0	70.5
PK	NYC	KHI	885	1.05	1301	1787	2144	20.0	64.8