

BEFORE THE
DEPARTMENT OF TRANSPORTATION
WASHINGTON, D.C.

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

Docket OST-2006-

APPLICATION FOR APPROVAL OF AGREEMENTS
BY THE
INTERNATIONAL AIR TRANSPORT ASSOCIATION

18 December 2006
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
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Summary	DOCKET: OST-2006-	US DOT ORDER: pending
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Date: 18 December 2006

Filing fee / IATA Acct: USD 61/ 0000-28

US/UST involved: **No**

End of Government Filing Period: **8 January 2007**

Meeting site, date: Bangkok, 27 November - 5 December 2006

Intended effective date: 15 January 2007

Agreement: TC3 Japan, Korea – South East Asia
except between Korea and Guam, Northern Mariana Islands
Expedited Resolution 002bb
(Memo 1020)

r1 002bb

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.

This agreement concerns fares or rates between non-U.S. points and thus has 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 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, should be granted full 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 person

Chief, Transportation, Energy & Agriculture Section
Antitrust Division
Department of Justice
Washington D.C. 20530

Douglas Lavin

18 December 2006
Date Served



14 December 2006

M E M O R A N D U M

PTC3 1020

TO: Members Participating in Tariff Coordinating Conferences (SP-4822)

FROM: Director, Interline & Revenue Management Solutions

SUBJECT: **TC3 Japan, Korea – South East Asia
except between Korea and Guam, Northern Mariana Islands
Expedited Resolution 002bb**
Bangkok, 27 November-5 December 2006
Intended Effective Date: 15 January 2007

EXPEDITED RESOLUTION - ADOPTED

Attached is the TC3 Japan, Korea – South East Asia except between Korea and Guam, Northern Mariana Islands Expedited Resolution 002bb which was adopted at the above meeting for an intended effective date of 15 January 2007.

The filing period for the attached Resolution ends **8 January 2007**. 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.

Alban Sato
Manager, Tariff Meetings
Interline & Revenue Management Solutions

International Air Transport Association

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RESOLUTION ADOPTED AT

**TC3
PASSENGER TARIFF COORDINATING CONFERENCE**

**BETWEEN JAPAN, KOREA AND SOUTH EAST ASIA
EXCEPT BETWEEN KOREA (REP. OF)
AND GUAM, NORTHERN MARIANA ISLANDS**

BANGKOK, 27 NOVEMBER - 5 DECEMBER 2006

EXPEDITED EFFECTIVE DATE: 15 JANUARY 2007

RESO	TITLE	COMMENTS	RD
<u>002bb</u>	<u>Special Amending Resolution between Japan, Korea and South East Asia</u>	New	2.1

EXPEDITED**TC3
SPECIAL AMENDING RESOLUTION
BETWEEN JAPAN, KOREA AND SOUTH EAST ASIA**

PTC3(83)002bb			New	
Filing Period	Begins	18 December 2006	Intended Effectiveness	15 January 2007
	Ends	8 January 2007	Expiry	31 March 2007
				Type B

RESOLVED that, for application in the TC3 Japan, Korea-South East Asia sub-area except between Korea (Rep. of) and Guam, Northern Mariana Islands

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

1 GENERAL

A) From Viet Nam (VN), fares amended to reflect government approved levels

From	To	Fare Type	OWRT	Reso	CCY	Amount
HAN	SEL	F	OW	053i	USD	930
HAN	SEL	C	OW	043i	USD	687
HAN	SEL	Y	OW	063i	USD	624
HAN	SEL	MEE1M	RT	070t	USD	1001
HAN	SEL	MGV10	RT	085t	USD	1071
SGN	SEL	F	OW	053i	USD	930
SGN	SEL	C	OW	043i	USD	687
SGN	SEL	Y	OW	063i	USD	624
SGN	SEL	MEE1M	RT	070t	USD	1001
SGN	SEL	MGV10	RT	085t	USD	1071

B) From Korea (Rep. of) (KR) to China excluding Hong Kong SAR and Macao SAR (CN), fares amended to reflect government approved levels

From	To	CCY	YOW	MHPX	MLPX	MHGV	MLGV
SEL	BJS	KRW	361500	618200	582100	596500	560400
	CAN	KRW	520700	890400	838400	859200	807100
	CGQ	KRW	322900	552200	519900	532800	500500
	CSX	KRW	466500	797800	751100	769800	723100
	CKG	KRW	544800	931700	877200	899000	844500
	CTU	KRW	559100	956100	900200	922600	866700
	DLC	KRW	273400	467600	440200	451200	423800
	HAK	KRW	594100	1016000	956600	980300	920900
	HGH	KRW	373600	638900	601500	616500	579100
	HRB	KRW	357900	612100	576300	590600	554800
	KMG	KRW	589000	1007200	948300	971900	913000
	KWL	KRW	550600	941600	886500	908500	853500
	NKG	KRW	372700	637400	600100	615000	577700
	SHA	KRW	342000	584900	550700	564300	530100
	SHE	KRW	302300	517000	486800	498800	468600
	SIA	KRW	482900	825800	777500	796800	748500
	SYX	KRW	594100	1016000	956600	980300	920900
	SZX	KRW	531900	909600	856400	877700	824500
	TAO	KRW	280200	479200	451200	462400	434400
	TNA	KRW	335400	573600	540000	553500	519900
	TSN	KRW	336200	575000	541300	554800	521200
	TYN	KRW	435300	744400	700900	718300	674800
	URC	KRW	661400	1131000	1064900	1091400	1025200
	WUH	KRW	442600	756900	712600	730300	686100
	WEH	KRW	273000	466900	439600	450500	423200
	XMN	KRW	466500	797800	751100	769800	723100
	YNJ	KRW	325000	555800	523300	536300	503800
	YNT	KRW	273000	466900	439600	450500	423200

From	To	CCY	YOW	MHPX	MLPX	MHGV	MLGV
PUS	BJS	KRW	426800	748800	712700	727100	691000
	CGQ	KRW	388200	682800	650500	663400	631100
	SHA	KRW	342000	584900	550700	564300	530100
	SHE	KRW	367600	647600	617400	629400	599200
	SIA	KRW	548200	956400	908100	927400	879100
	TAO	KRW	345500	609800	581800	593000	565000
CJU	BJS	KRW	438200	771600	735500	749900	713800
	SHA	KRW	342000	584900	550700	564300	530100
	SHE	KRW	379000	670400	640200	652200	622000
CJJ	SHE	KRW	329300	571000	540800	552800	522600
	SHA	KRW	369000	638900	604700	618300	584100
TAE	BJS	KRW	418200	731600	695500	709900	673800
	CAN	KRW	577400	1003800	951800	972600	920500
	TAO	KRW	336900	592600	564600	575800	547800
	SHA	KRW	398700	698300	664100	677700	643500
	SHE	KRW	359000	630400	600200	612200	582000
	YNT	KRW	329700	580300	553000	563900	536600
KWJ	SHA	KRW	399100	699100	664900	678500	644300

C) From Korea (Rep. of) (KR) to Chinese Taipei (TW), Mongolia (MN), fares amended to reflect government approved levels

From	To	Fare Basic	CCY	Amount
SEL	KHH	YOW	KRW	339100
	TPE	YOW	KRW	313300
		MHWEE1M	KRW	527700
		MHXEE1M	KRW	497800
		MLWEE1M	KRW	487600
		MLXEE1M	KRW	460000
		MHWPX15	KRW	470600
		MHXPX15	KRW	443800
		MLWPX15	KRW	428600
		MLXPX15	KRW	404300
		MHWGV	KRW	450800
		MHXGV	KRW	425300
		MLWGV	KRW	407800
		MLXGV	KRW	384700
	ULN	YOW	KRW	519900
		MEE1M	KRW	708500
		MPX15	KRW	628100
		MGV10	KRW	567900

2 INTRODUCTION OF FARES

A) From Japan (JP), fares introduced

From	To	Reso	Formula
Japan (JP)	SUB	076ee 081pp	=levels to JKT

B) Between CGQ and SPK, fares introduced

From	To	Reso	Formula
CGQ	SPK	all	=levels from SHE
SPK	CGQ	all	=levels to SHE



DESCRIPTION OF AGREEMENT

TC3

**Between Japan, Korea and South East Asia
Except between Korea (Rep. of) and Guam, Northern Mariana Islands**

(Not applicable to/from USA/US Territories)

Effective Date: 15 January 2007

The TC3 Conference met 27 November - 5 December 2006 in Bangkok to develop an agreement intended effective 1 April 2007. Certain changes were adopted for an earlier effective date of 15 January 2007 as briefly described below.

- From Viet Nam and Korea (Rep. of), fares amended to reflect government approved levels.
- Special fares introduced from Japan to Surabaya
- Fares introduced between Sapporo and Changchun.