



**Australian Government**  

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**International Air Services Commission**

**DECISION**

**Decision:** [2014] IASC 229  
**Variation of:** [2013] IASC 123  
**The Route:** Papua New Guinea (PNG)  
**The Applicant:** Qantas Airways Limited (Qantas)  
ACN 009 661 901  
**Public Register:** IASC/APP/201461

**The Commission varies Determination [2013] IASC 123 to reduce the capacity currently held by Qantas to 17.5 tonnes and to extend the date of utilisation of the capacity to 31 May 2015 or such other date approved by the Commission.**

## **1 The application**

1.1 Qantas applied to the Commission, on 10 June 2014, to vary Determination [2013] IASC 123 (the Determination) to reduce the total amount of allocated capacity to 17.5 tonnes. Additionally, Qantas sought to extend the time for utilisation of the capacity to 31 May 2015.

1.2 The Determination allocates to Qantas 35 tonnes of freight capacity per week on the PNG route. It also requires Qantas to fully utilise the capacity from no later than 20 April 2014 or such other date approved by the Commission.

## **2 Commission's consideration**

2.1 Under subsection 21(1) of the *International Air Services Act 1992* (the Act), an Australian carrier to whom a determination allocates capacity may, at any time, apply to the Commission for the determination to be varied. Pursuant to subsection 22(1A), the Commission is not required to conduct a review of the determination or to invite submissions if the only effect of the variation would be to reduce the capacity allocated to the carrier. Under subsection 24(3), the Commission must vary the determination as requested if the only effect of the variation would be to reduce the capacity allocated to the carrier. In light of this, the Commission decided to vary the Determination to reduce the allocated freight capacity to 17.5 tonnes per week in each direction.


2.2 In relation to Qantas' request to extend the date of utilisation of the capacity to 31 May 2015, Qantas provided confidential information to support its request. In light of the information provided, the Commission has decided to extend the date of utilisation as requested by Qantas.

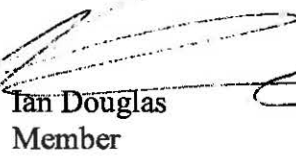
### 3 Decision [2014] IASC 229

3.1 In accordance with subsection 24(3) of the Act, the Commission varies Determination [2013] IASC 123 to reduce the allocation of capacity to Qantas on the PNG route to 17.5 tonnes of freight capacity per week.

3.2 Furthermore, Qantas is required to fully utilise the capacity from no later than 31 May 2015 or from such other date approved by the Commission.

Dated: 27 June 2014

  
Jill Walker  
Chairwoman

  
Ian Douglas  
Member

  
John King  
Member