



Australian Government

International Air Services Commission

DECISION

Decision:	[2013] IASC 216
Revocation of:	[2011] IASC 134
The Route:	Fiji
The Applicant:	Pacific Air Express (Australia) Pty Ltd (ACN 074 265 553) (Pacific Air Express)
Public Register:	IASC/APP/201319

1 The application

1.1 Pacific Air Express applied to the Commission on 18 April 2013 to revoke, pursuant to section 27AA of the *International Air Services Commission Act 1992* (the Act), Determination [2011] IASC 134 which allocates 17.5 tonnes of freight capacity per week on the Fiji route.

1.2 The application for revocation was included in Pacific Air Express' capacity utilisation report for 2013 Northern Summer scheduling period which was filed on the Commission's Register of Public Documents and released through notification to aviation stakeholders.

1.3 Pacific Air Express reported to the Commission that it has not been able to utilise its capacity allocation on the Fiji route. For this reason, the airline decided to seek revocation of its 17.5 tonnes of freight capacity on this route.

2 Delegate's consideration

2.1 In accordance with section 27AB of the Act and regulation 3A of the International Air Services Commission Regulations 1992, the delegate of the Commission may consider the application by Pacific Air Express. (For purposes of this instrument, all references to the Commission include the delegate of the Commission).

2.2 Under subsection 27AA(1) of the Act, an Australian carrier, to whom a determination allocating capacity is issued, may at any time request the Commission to revoke the determination.

2.3 Upon receipt of an application to revoke a determination, the Commission must make a decision revoking the determination pursuant to subsection 27AA(3).

3 Decision ([2013] IASC 216)

3.1 In accordance with section 27AA of the Act, the Commission's delegate revokes Determination [2011] IASC 134 with effect from the date this instrument is made.

Dated: 24 April 2013



Marlene Tucker

Executive Director

Delegate of the IASC Commissioners