

UNITED STATES OF AMERICA  
DEPARTMENT OF TRANSPORTATION  
OFFICE OF THE SECRETARY  
WASHINGTON, D.C.

Order 96-12-12  
Served 12/17/96

Action on IATA Agreement  
Issued by the Department of Transportation  
on the 11th day of December, 1996

Docket: OST-96-1962 1/

**Description:** The agreement reviews the list of non-stop sector s  
used to generate shortest operated and maximum permitted mileages t  
in the absence of service by IATA carriers in order to limi  
constructions resulting in inflated mileages.

We do not find the resolution incorporated in the above docket to  
be adverse to the public interest or in violation of 49 U.S.C .  
41309, provided that approval is subject, where applicable, t o  
conditions previously imposed.

**Accordingly,** we approve and grant antitrust immunity to th e  
agreement, subject, where applicable, to conditions previousl y  
imposed.

This order shall be effective and become the action of th e  
Department of Transportation upon the expiration of ten days ,  
unless within such period a petition for review is filed pursuant  
to 14 CFR 385.50 or the Department gives notice that it will review  
this order on its own motion. Such actions are subject to j udicial  
review under 49 U.S.C. 46110.

Given the noncontroversial nature of this agreement and th e  
availability of the above procedure, we are waiving the 21-da y  
period prescribed by 14 CFR 303.42.

Paul L. Gretch  
Director, Office of International Aviation

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1/ IATA memorandum COMP Telex Mail Vote 837, filed with the  
Department on November 18, 1996.