

DECISION

DECISION: [2000] IASC 215
VARIATION OF: IASC/DET/9903
THE ROUTE: UNITED KINGDOM
THE APPLICANT: ANSETT INTERNATIONAL LIMITED
(ACN 060 622 460) (Ansett International)

1 The application

1.1 Ansett International applied on 3 October 2000 for a variation of Determination IASC/DET/9903 on the United Kingdom route. The variation sought would increase the allocation of third country code share capacity by 75 seats per week. Ansett International proposes to market the seats on three weekly Singapore Airlines services to Manchester.

1.2 The Commission published a notice on 12 October 2000 inviting other applications for the capacity and submissions from interested parties. None were received.

1.3 All non-confidential material supplied by the applicant is filed on the Register of Public Documents.

2 Provisions of relevant air services arrangements

2.1 Under the Australia – United Kingdom air services arrangements, the designated airlines of Australia may enter into code share arrangements with an airline or airlines of a third country to undertake services through blocked space arrangements with up to a total of 1,320 seats per week in each direction.

2.2 Ansett International currently has an allocation of 350 seats per week, leaving 970 available for allocation.

3 Commission's assessment

3.1 Allocations of capacity are made by the Commission in accordance with the *International Air Services Commission Act 1992* (the Act), and the Minister's Policy Statement (No 3 of 23 April 1997, as amended on 9 March 1999) which was issued under section 11 of Act.

3.2 Under paragraph 6.3 of the Policy Statement, in the absence of submissions about or opposing an application, the Commission need only apply the criteria in paragraph 4 of the Policy Statement. Paragraph 4 states that the use of Australian entitlements is of benefit to the public. For an established international carrier such as

Ansett International, which is already marketing capacity on the route, this means that there is a public benefit arising from the utilisation of the capacity.

3.3 The Commission therefore concludes that Determination IASC/DET/9903 should be varied as requested.

4 Decision ([2000] IASC 215)

4.1 In accordance with section 24 of the *International Air Services Commission Act 1992*, the Commission varies Determination IASC/DET/9903 on the United Kingdom route by *adding 75 seats per week in each direction*.

Dated: 20 October 2000

Ross Jones
Chairman

Michael Lawriwsky
Member

Stephen Lonergan
Member