



Australian Government

International Air Services Commission

DECISION

Decision:	[2010] IASC 211
Variation of:	[2009] IASC 118
The Route:	Vanuatu
The Applicant:	Pacific Air Express (Australia) Pty Ltd (ACN 074 265 553) (Pacific Air Express)
Public Register:	IASC/APP/201021

1 The application

1.1 Pacific Air Express applied to the Commission on 5 November 2010 to reduce the capacity allocated by Determination [2009] IASC 118 from 35 tonnes of freight capacity per week on the Vanuatu route under the Australia – Vanuatu air services arrangements to 17.5 tonnes per week. Pacific Air Express advised that it currently operates one weekly B737 freighter service on the route but loadings indicate there will probably be insufficient demand to support the introduction of a second weekly service during the next six months.

1.2 Material supplied by the applicant is filed on the Register of Public Documents.

2 Commission's consideration

2.1 If an Australian carrier applies for a variation of a determination, the only effect of which would be to reduce capacity, the Commission is not required to invite submissions ((section 22(1A) of the *International Air Services Commission Act 1992* (the Act)) and must vary the determination as requested (section 24(3)).

3 Decision ([2010] IASC 211)

3.1 In accordance with section 24(3) of the Act, the Commission varies the allocation of capacity made to Pacific Air Express on the Vanuatu route by

removing the following from paragraph 4.1 of Determination [2009] IASC 118:

- “allocating 35 tonnes of freight capacity per week in each direction on the Vanuatu route under the Australia – Vanuatu air services arrangements.”, and

replacing the deletion from paragraph 4.1 with:

- “allocating 17.5 tonnes of freight capacity per week in each direction on the Vanuatu route under the Australia – Vanuatu air services arrangements.”

Dated: 11 November 2010

Stephen Bartos
Member Presiding

Ian Smith
Member