

DECISION

DECISION: IASC/DEC/9914
VARIATION OF: DETERMINATIONS
IASC/DET/9404, IASC/DET/9701
AND IASC/DET/9804
THE ROUTE: JAPAN
THE APPLICANT: QANTAS AIRWAYS LIMITED
(ACN 009 661 901)
PUBLIC REGISTER FILE: IASC/APP/99007

1 The application

1.1 Qantas Airways Limited (Qantas) has applied to the Commission to reduce the capacity allocated in the following determinations which allocated capacity to Qantas on the Japan route:

- reduce determination IASC/DET/9404 from 1.2 B767-200 units of capacity per week to Kansai to one unit of capacity;
- reduce determination IASC/DET/9701 from 51 B767-200 units of capacity per week on the Japan route to 45.6 units of capacity; and
- reduce determination IASC/DET/9804 from seven B767-200 units of capacity per week (six units between Australia and Kansai and one unit to points other than Kansai) on the Japan route to six units of capacity between Australia and Kansai.

1.2 Qantas submits that it has reduced its presence on the route in response to difficult market conditions and it believes that the current level of operations will continue in the short to medium term.

2 Commission's consideration

2.1 If an Australian carrier applies for a variation of a determination it holds, and the only effect of the variation would be to reduce the capacity allocated to the carrier, the Commission is not required to invite submissions (section 22(1A)) and must vary the determination as requested in the application (section 24(3)).

3 Decision (IASC/DEC/9914)

3.1 In accordance with section 24(3) of the Act, the Commission varies the following determinations on the Japan route as requested by Qantas;

- *changing* the capacity allocated by Determination IASC/DET/9404 from 1.2 B767-200 units per week to one B767-200 unit per week;
- *changing* the capacity allocated by Determination IASC/DET/9701 from 51.0 B767-200 units per week to 45.6 B767-200 units per week; and
- *changing* the capacity allocated by Determination IASC/Det/9804 from seven B767-200 units per week to six B767-200 units per week between Australia and Kansai

Dated 17 May 1999

Russell Miller
Chairman

Michael Lawriwsky
Member

Stephen Lonergan
Member