



## **Competition Law Guidelines for IATA Events**

IATA is publishing these Competition Law Guidelines to ensure that IATA Events are conducted in full compliance with all applicable competition laws.

### **Statement of Policy**

IATA Events shall be conducted in full compliance with United States antitrust laws, the competition rules of the European Union, and the competition laws of all other relevant jurisdictions.

### **Procedural Guidelines**

IATA Events shall be conducted pursuant to the following procedures in order to ensure compliance with all relevant competition laws:

1. All discussions or conversations among meeting participants, including during breaks and scheduled or non-scheduled social activities connected with the events must follow these Guidelines.
2. Meetings shall be conducted in accordance with written agendas that are reviewed in advance by IATA counsel familiar with the competition laws of the United States, the European Union and all other relevant jurisdictions to assure that the agenda items are in compliance with these laws.

### **Prohibited Agreements and Activities**

1. Unless attendees of IATA Meetings are advised to the contrary by competition counsel, the following types of agreements, whether express or implied, are STRICTLY PROHIBITED:
  - a. Any collective agreement concerning prices or charges for airline services;
  - b. Any collective agreement allocating markets, territories, customers, suppliers or agents;
  - c. Any collective agreement relating to prices or charges to be paid to suppliers, and any other agreement that is intended to, or that in operation is likely to, harm non-participants, including without limitation any agreement that is intended to, or in operation is likely to, exclude a non-participant from any market; and
  - d. Any agreement that is intended to, or in operation is likely to, induce airlines or their suppliers or agents to engage in collective anticompetitive behaviour, or collectively to punish any business enterprise for its exercise of independent business judgment.

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2. Recognizing that the existence of an unlawful agreement or concerted practice may be inferred from circumstances, including the exchange of information by competitors, discussions or disclosures of the following types of information, are also PROHIBITED, except when such information has otherwise been made public or IATA competition counsel advises that such discussions are legally permissible:
  - a. Individual airline rates, charges or surcharges;
  - b. Individual airline costs;
  - c. An individual airline's intentions regarding increasing, reducing or reallocating aircraft capacity (including entering or exiting routes);
  - d. An individual airline's intentions regarding charging for certain products or services or changes to the existing charges for such products or services;
  - e. Information on individual airline customers; and
  - f. Any other sensitive commercial or proprietary information that the company would not disclose in the absence of an express or implied agreement to exchange such information for the purpose of reducing or restricting competition in the airline industry.