

01/2020 – SALES TO PERSONS SELLING UNDER A GENERAL BUSINESS TRAVEL AGREEMENT EXEMPTION

1. Subject to paragraphs (3) and (4), the Civil Aviation Authority, in exercise of its powers under Regulation 11 of the Civil Aviation (Air Travel Organisers' Licensing) Regulations 2012 as amended ("ATOL Regulations 2012"), exempts any person who makes available flight accommodation in the circumstances set out in paragraph 2 from the need to hold an Air Travel Organiser's Licence.
2. This exemption applies if the person (A) makes available flight accommodation to a person (B) who will sell the flight accommodation on to another person (C) under and in accordance with the terms of a "general business travel agreement".
3. This exemption only applies if (A) has taken all reasonable steps and exercised all due diligence to enquire of the person (B) buying the flight accommodation whether (B) will make the flight accommodation available to another person (C) under and in accordance with the terms of a general business travel agreement, and (A) has satisfied itself that this is the case.
4. This exemption only applies if (A) states on all invoices and receipts that it issues in respect of the flight accommodation it makes available: - "This sale is not protected under the ATOL Scheme".
5. In this exemption, "general business travel agreement" has the same meaning as that used in Regulation 10 of the ATOL Regulations 2012.¹
6. This exemption comes into force on 18 September 2020.

Civil Aviation Authority
18 September 2020

¹ Regulation 10 of the ATOL Regulations states "... "general business travel agreement" means an agreement which is concluded between a trader and another person, for the purpose of booking travel arrangements in connection with that other person's trade, business, craft or profession."