

Federal Court of Appeal



Cour d'appel fédérale

Date: 20160520

Docket: 16-A-15

Ottawa, Ontario, May 20, 2016

CORAM: WEBB J.A.
NEAR J.A.
DE MONTIGNY J.A.

BETWEEN:

DR. GÁBOR LUKÁCS

Applicant

and

CANADIAN TRANSPORTATION AGENCY
AND BRITISH AIRWAYS PLC

Respondents

ORDER

UPON motion in writing pursuant to Rules 352 and 369 of the *Federal Courts Rules*,
SOR/98-106 for an order granting leave to appeal a decision made by the Canadian
Transportation Agency dated March 23, 2016 and bearing Decision No. 91-C-A-2016;

AND UPON reviewing the Motion Record of the moving party, the Memorandum of
Fact and Law of the respondent and the Reply of the moving party;

THIS COURT ORDERS that leave be granted with respect to the issue as to whether the inclusion of the exceptions found in Rule 87(B)(3)(a) of the proposed Tariff would result in the Tariff not being in compliance with the order of the Canadian Transportation Agency found in Decision 49-C-A-2016 to amend its Tariff “to reflect the regime proposed by Air Canada in the proceedings related to Decision No. 442-C-A-2013, including the incorporation by reference of Regulation (EC) 261/2004”.

“D.G.N.”
“YdM”

“Wyman W. Webb”

J.A.