



C-DEC 229/1
14/6/23

COUNCIL — 229TH SESSION

FIRST MEETING

(COUNCIL CHAMBER, MONDAY, 12 JUNE 2023, AT 1430 HOURS)

SUMMARY OF DECISIONS

OPEN MEETING

Opening of the Session

1. The Council took note of the information presented by the President of the Council in relation to the proceedings pertaining to the 229th Session. The Council also took note of the information concerning his attendance at relevant international meetings during the recess, it being understood that this information was also available on the ICAO public website.

Condolences

2. The Council expressed its sincere condolences to the Representative of Mauritania and his family, following the recent passing away of the Representative's father.

3. The Council also conveyed its condolences to the government and peoples of Italy following the recent passing away of the country's former Prime Minister, Silvio Berlusconi.

Amendments to the work programme of the Council for the 229th Session

4. On the basis of a proposal by the President of the Council, and the comments raised by the Council over the course of its deliberations, the Council agreed to add the following items to its work programme for the current session as set forth in Appendix A of C-WP/15463 Revision No. 1 and Addendum/Corrigendum No. 1:

- *Nomination of candidates for the Evaluation and Audit Advisory Committee (EAAC) (C-WP/15499);*
- *Enhancing the Efficiency of the Working Methods of the Council and its Subsidiary Bodies (COG oral report);*
- *Report of the Small Group on Innovation (SGI) (Chairperson of the SGI oral report)*
- *Missile Launches by the Democratic People's Republic of Korea (DPRK) (Oral update by the Secretariat)*

5. The Council also agreed that the item "Financial Year 2022 – Report on the Carry-Over", would be posted on the Council website for information, in lieu of it being presented as a working paper, as there was no specific action arising for the Council. It was understood that said report would nonetheless still be presented to the Finance Committee (FIC) for information.

6. It was noted that pursuant to C-DEC 228/9, the Secretariat would provide an oral update to the Council regarding the work being undertaken to address the matter of space debris, which would be presented under Any other business at a subsequent meeting.

7. The Council further agreed to the proposal of the President of the Council to invite Mr. Victor Aguado, the former Representative of Spain on the Council, in his capacity as the former Chairperson of the FIC, as well as the Council Small Groups on the Accountability Framework and A41 Lessons Learned, to participate in the Council meeting scheduled on Monday, 19 June 2023, in order to present the reports of the FIC and each of the Small Groups (C-WP/15500, C-WP/15502 and C-WP/15503, refer). In this connection, the Council also agreed to invite Mr. Aguado, in his capacity as the former Chairperson of the FIC and the FIC Small Group on Sustainable ICAO Financing and Budgeting, to participate in the FIC meeting scheduled on Thursday, 15 June 2023, it being understood that said FIC meeting would be chaired by its Vice-Chairperson (Representative of Chile).

Schedule of Meetings for the 229th Session of the Council

8. The Council noted the following additions to the *Calendar of Meetings* for the current session as reflected in the President's memorandum PRES SS/3456 Revision No.2, dated 18 May 2023:

- an additional meeting of the ATC was scheduled for Wednesday, 14 June 2023 in the afternoon; and
- pursuant to C-DEC 228/9, an informal briefing on the implications for the aviation industry of the COVID-19 pandemic would be held on Friday, 16 June 2023 in the afternoon.

Draft communication to States on the appointment of the Secretary General

9. The Council considered this item on the basis of C-WP/15482, which in accordance with the rules and procedures governing the appointment of the Secretary General, presented a draft State letter to inform Member States that the term of the incumbent would end on 31 July 2024, and therefore, nominations would be invited for the position.

10. Following consideration, the Council:

- a) approved the State letter notifying Member States of the forthcoming appointment of the Secretary General and inviting the submission of nominations, as appended to C-WP/15482, and agreed that said letter should be issued on 29 September 2023;
- b) noted that the deadline for the receipt of nominations would be 15 January 2024, it being understood that the Council would proceed to the appointment of the Secretary General during its 231st Session (February/March 2024); and
- c) recalled that pursuant to the conditions of service outlined in Attachment B to the State letter, the Secretary General was required to submit sessional, mid-term and end-of term reports on the progress made towards delivery of the expectations and objectives, to the Council.

Amendments to the *ICAO Service Code*

11. The Council considered this item on the basis of C-WP/15498, which presented consequential amendments to the *ICAO Service Code* (Doc 7350) arising from the recent revisions to the *ICAO Policy on Secondment*, the adoption of Resolution 77/256 by the United Nations General Assembly regarding the establishment of the new Parental Leave framework, and amendments to the International Civil Service Commission (ICSC) Statute. The Council also had for consideration an oral report thereon from the Committee on Governance (COG).

12. Following consideration, the Council:

- a) approved the proposed amendments to the *ICAO Service Code* as presented in C-WP/15498, with the exception of the proposed amendments to paragraph 4.30.2, on the understanding that the amendments to paragraph 4.30.2 might need to be revisited pursuant to the outcome of the Council's forthcoming deliberations regarding the efficiency of its working methods, including the current Committee structure, at a subsequent meeting;
- b) notwithstanding the final decision of the Council with respect to paragraph 4.30.2, underscored that secondments at the D-1 level could be considered only on an exceptional basis, and reaffirmed that secondees at this level should have no financial or policy-making responsibilities; and
- c) noted the Secretariat's intention to implement the new parental leave framework provisions of the *ICAO Service Code* retroactively, with effect from 1 January 2023, consistent with the approach taken by other UN organizations in this respect, and that those staff members who gave birth before the effective date of 1 January 2023, and who were on maternity leave on said date would be granted an additional 10 weeks of special leave with full pay, as a transitional measure.

Re-prioritization of the Business Plan 2023-2025 and Long Term Strategic Plan

13. The Council considered this item on the basis of C-WP/15497 and Corrigendum No. 1, which pursuant to C-DEC 228/2, provided an overview of the actions taken by the Secretariat to undertake an organization-wide reprioritization of activities, and presented a methodology to support an update in planning and resource allocation for the 2023 - 2025 triennium, as well as longer-term strategic planning. The Council also had for consideration an oral report thereon from the Committee on Governance (COG).

14. Following consideration, the Council:

- a) agreed with the list of priority focus areas as presented in Section 2 of C-WP/15497, on the understanding that these focus areas would complement but not replace the Strategic Objectives;
- b) directed the Air Navigation Commission (ANC) and the applicable rule-making related Committees of the Council to evaluate the list of priority focus areas and reprioritize their respective work programmes accordingly; and
- c) requested the Secretariat to continue to work on the re-prioritization of the 2023-2025 Business Plan work programmes and longer-term strategic planning process, as outlined in paragraphs 2.4 and 2.5 of C-WP/15497, with the understanding that the progress made in this regard would be reported to the Council during the 230th Session.

ICAO's leadership in economic development of air transport

15. The Council considered this item on the basis of C-WP/15489, which provided an update on the work undertaken by the Council Small Group on ICAO's Leadership in Economic Development of Air Transport (SGED). The Council also had for consideration an oral report thereon from the Air Transport Committee (ATC).

16. Following consideration, the Council:

- a) congratulated the Small Group for its outstanding work thus far, and in doing so, agreed that the SGED should continue to progress its work by conducting a deeper analysis on the challenges and gaps identified in the working paper, and develop appropriate recommendations accordingly, taking into consideration the comments of the ATC as outlined in paragraph 3 of the Committee's oral report, as well as the concerns expressed by the Council over the course of its deliberations regarding the limited resources available to support the Organization's work in this area; and
- b) pursuant to a) above, invited the SGED to consult with stakeholders in developing its recommendations, including during the upcoming ICAO Air Services Negotiation (ICAN2023) event, to be held in December 2023 in Saudi Arabia, among other fora for such consultations.

Progress achieved by the Committee on Relations with the Host Country (RHCC)

17. The Council considered this item on the basis of an oral report presented by the Chairperson of the Committee on Relations with the Host Country (RHCC).

18. Following consideration, the Council:

- a) took note of the information provided by the RHCC, including in relation to the status of issues under consideration by the Committee, as appended to the oral report, and in this connection, while recognizing the improvements made in several areas, encouraged the Secretariat, host State authorities and members of the RHCC to continue to progress these matters;
- b) noting that the total value of unpaid fees and dues owed to the Organization was of a significant amount, recommended that the Secretariat undertake appropriate measures, in the context of the relevant legal framework, to recuperate pending dues from States as well as to implement a system for the timely payment of outstanding dues, and to report to the Council the results of the actions taken in due course; and
- c) further noted, with appreciation, the update provided by the Secretariat on the progress made to identify options to facilitate the ICAO diplomatic community's access to family doctors in Québec, as well as the results of the survey circulated to national delegations in this regard, and in this connection, requested the Secretariat to implement the associated follow-up actions, as soon as practicable.

Nomination of candidates for the Evaluation and Audit Advisory Committee (EAAC)

19. The Council considered this item on the basis of C-WP/15499, which presented the nominations submitted by Member States for candidates to be appointed to the Evaluation and Audit Advisory Committee (EAAC).

20. Following consideration, the Council:

- a) recalled its previous decisions (C-DEC 228/1 and C-DEC 228/5, refer) to grant an extension of appointment to the following four current EAAC members, for a further period of up to three years, starting from 1 September 2023: Mr. Richard Brisebois (Canada), Mr. Gordon Kuukang Nuurbaare (Ghana), Ms. Colette Drinan (Ireland); and Mr. Damian Brewitt (United Kingdom);
- b) agreed to appoint the following three candidates to the EAAC for a period of three years starting from 1 September 2023: Ms. Yanhua Xiong (China), Capt. Sahattua P. Simatupang (Indonesia), and Mr. George Chabby Haule (Tanzania); and
- c) nominated the following candidates to be listed on a roster, it being understood that these individuals may be appointed as replacement EAAC members, if required, noting that the same process that applies for the appointment of members would apply equally to those listed on the roster: Mr. Richard Bellin (France), Mr. Widyowati Santoso (Indonesia), Dr. Abadi Dwi Saputra (Indonesia), Dr. Laura D'Ambrosio (Italy), Dr. Gladys Cherotich Byegon (Kenya), Mr. Sultan Alshammari (Saudi Arabia) and Mr. Hakan Yildiz (Türkiye).

Any other business

Request from Observers to participate in closed meetings of the Council

21. Pursuant to email notifications circulated by the President of the Council in April, May and June 2023, and in accordance with Rule 32 a) of the Rules of Procedure for the Council, it was noted that Ms. Delphine Micheaux Naudet (European Union); Mr. Michael Rossell (ACI); Mr. Carlos Cirilo and, in his absence Ms. Michelle Bishop, (CANSO); Mr. Michael Comber (IATA); and Mr. Daniel Carnelly and, in his absence Ms. Nina Brooks, (ICCAIA), would participate as Observers during the 229th Session of the Council's consideration in closed session, of items related to aviation safety and security, as appropriate.

Appointment of a Member of the Technical Advisory Body (TAB)

22. It was noted that in the absence of comments by 30 May 2023 to the President of the Council's email dated 23 May 2023, Mr. Rueban Manokara had been appointed to serve as Member from Singapore to the TAB, to replace Mr. Benedict Chia, with effect from 31 May 2023.

Appointment of a Member and Observers to the Committee on Aviation Environmental Protection (CAEP)

23. It was noted that in the absence of comments by 6 April 2023 to the President of the Council's email dated 23 March 2023, Mr. Andrei Mungiu had been appointed as the Observer from the EU to CAEP, replacing Mr. Magnus Gislev, with effect from 24 April 2023.

24. It was noted that in the absence of comments by 25 May 2023 to the President of the Council's email dated 9 May 2023, Mr. Makoto Eguchi had been appointed as the CAEP Member from Japan, to replace Mr. Hajime Yoshimura, with effect from 26 May 2023.

25. It was noted that in the absence of comments by 8 June 2023 to the President of the Council's email dated 25 May 2023, Mr. Muhammad Huzaifah Md Akhir had been appointed as the Observer from Malaysia to CAEP, to replace Ms. Nur Sulihatimarsyila Abd Wafti, with effect from 9 June 2023.

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