

# ICAO LEGAL SEMINAR BANJUL, THE GAMBIA

February 24<sup>th</sup> - 25<sup>th</sup>, 2020

## Lessons from CALAF

From Singapore and Beyond - What Should Happen Next

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# ICAO Assembly Resolution A40-28 Appendix G (CALAF)

**Enhancing the capacity and effectiveness of States  
to implement air law treaties and update national laws and regulations**

*Recalling* the important role of law (especially air law) for the achievement by ICAO of its aims and objectives and for ICAO, Member States and the aviation industry to respond effectively to new and emerging opportunities, challenges and threats to the development of international civil aviation;

*Recognizing* that Member States must ensure that appropriate legislation and regulations are formulated to implement, and are applied in accordance with, the Chicago Convention, relevant air law instruments and ICAO provisions;

***Affirming* the important role that civil aviation legal advisers and air law practitioners play in supporting their States and Organizations to implement air law treaties, to formulate and update national laws and regulations to give effect to national policies and regulatory requirements, and to contribute to adherence to the rule of law;**



# ICAO Assembly Resolution A40-28 Appendix G (CALAF)

*Considering* that legal advisers must continuously update and enhance their competencies, capabilities and capacities to effectively carry out their responsibilities; and

*Welcoming* the first Civil Aviation Legal Advisers Forum initiative organized by ICAO and hosted in Singapore in May 2019, which enabled legal advisers, particularly those serving in Organizations that regulate civil aviation, to share and exchange views on current issues of interest to the international aviation community and on strengthening their support for their Organizations and States:



# ICAO Assembly Resolution A40-28 Appendix G (CALAF)

*The Assembly:*

1. *Encourages* Member States that have not already done so to establish positions of **dedicated in-house legal advisers** for their civil aviation administrations;
2. *Encourages* Member States to make use of ICAO seminars and workshops, the International Air Law Course and other similar events for the **continuous training and development of their legal advisers** and to consider hosting from time to time such events in their States and regions;
3. *Invites* Member States to support the **Civil Aviation Legal Advisers Forum** initiative and to consider **hosting** subsequent editions of the Forum as well as encourage and facilitate their legal advisers to **participate** in and to **contribute** to the Forum;
4. *Requests* the Secretary General to assist Member States in achieving and maintaining the appropriate competency of civil aviation legal advisers including through developing a **competency framework** for strengthening their role; and
5. *Urges* Member States to support ICAO's work in the legal field by encouraging the active **participation** of their legal advisers in the work of the **Legal Committee, subcommittees and task forces, panels, working groups, and similar bodies** established to examine air law issues and develop legal solutions.

# MINI SURVEY: ORGANIZATION OF THE LEGAL FUNCTION IN CIVIL AVIATION ADMINISTRATIONS

NAME OF CIVIL AVIATION ADMINISTRATION: \_\_\_\_\_

Q1: Does your State have an independent civil aviation organisation that is a separate legal entity: [YES] [NO]

Q2: Is your civil aviation administration responsible for:

(a) Civil aviation regulation: [YES] [NO]

(b) Air navigation services: [YES] [NO]

(c) Airports operations: [YES] [NO]

(d) Others (please specify) -----

Q3: Does your civil aviation administration have a legal department with a dedicated in house legal counsel [YES] [NO]

Q4: If Yes, how many lawyers are in the legal department including the chief counsel: .....

# MINI SURVEY: ORGANIZATION OF THE LEGAL FUNCTION IN CIVIL AVIATION ADMINISTRATIONS

Q5: Does the legal department report directly to the chief executive officer (DGCA) of your organization? [YES] [NO].

If your answer is NO, who does the legal department report to?

.....

Q6: Please provide below any other information about the legal function in your organization that you would like to highlight:

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Thank you for completing the survey.



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