

6. *Directs* the Secretary General to monitor and, where appropriate, assist in the development of contractual frameworks to which parties may accede, *inter alia*, on the basis of the structure and model proposed by the Members of the European Civil Aviation Conference and the other regional civil aviation commissions, and on international law;

7. *Invites* the Contracting States to transmit regional initiatives to the Council; and

8. *Directs* the Council to register such regional initiatives, to consider their value and to make them public as soon as possible (in accordance with Articles 54, 55 and 83 of the Chicago Convention).

## APPENDIX G

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

1. *The Assembly:*

*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;

*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;

2. *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.

#### **Resolution A41-5: 75th Anniversary of the ICAO Legal Committee**

*Whereas* the year 2022 marks the 75th Anniversary of the establishment of the Legal Committee of the International Civil Aviation Organization (ICAO) by the First Session of the ICAO Assembly held in 1947; Recalling that the ICAO Legal Committee was established on the foundation of the Comité International Technique d'Experts Juridiques Aériens (CITEJA);

*Noting* that since its inception the ICAO Legal Committee has prepared draft instruments which led to the adoption of 24 international air law treaties in the areas of air carrier and aircraft liability, aircraft finance and aviation safety and security;

*Noting* also that the Legal Committee was involved in the preparation of studies on specific issues pertaining to international air law as well as in the development of guidance material benefiting ICAO Member States and International Organizations in their implementation of air law treaties and Standards and Recommended Practices (SARPs);

*Recognizing* the significant contribution that the ICAO Legal Committee has, with the strong support of the ICAO Secretariat, in particular, the Legal Affairs and External Relations Bureau (LEB), made to the development and codification of international air law;

*Recognizing* further that only a universal participation in the international air law treaties would secure and enhance the benefits of unification of the international rules which they embody; and

*Determined* to ensure that the ICAO Legal Committee will continue to play an important role in dealing with ongoing challenges that are of interest to the international air law community;

*The Assembly*, on the occasion of the 75th Anniversary of the establishment of the ICAO Legal Committee:

1. *Pays* tribute to the leadership and vision of CITEJA which drafted the first body of international air law treaties;

2. *Emphasizes* the essential role that the ICAO Legal Committee has played in the development and codification of international air law since its inception in 1947;

3. *Recognizes* the numerous contributors to the work of the Legal Committee including representatives of ICAO Member States who have served as its chairpersons and vice-chairpersons and in its sub-committees and working groups and the secretariat study groups and task forces as chairpersons, vice-chairpersons, Rapporteurs or members as well as representatives of international observer organisations accredited by the Legal Committee and the Legal Affairs and External Relations Bureau for its supporting role;