



**WORKING PAPER**

**ASSEMBLY — 38TH SESSION**

**EXECUTIVE COMMITTEE**

**Agenda Item 13: Aviation Security – Policy**

**DEVELOPMENT OF GUIDANCE MATERIAL FOR IMPLEMENTING A RESULTS-BASED APPROACH TO AVIATION SECURITY**

(Presented by Venezuela (the Bolivarian Republic of))

**EXECUTIVE SUMMARY**

This working paper highlights the many different circumstances and factors that States must consider when applying a results-based approach to security in accordance with the basic principles governing international cooperation in aviation security, as called for by the High-level Conference on Aviation Security (HLCAS) held from 12 to 14 September 2012 at ICAO Headquarters. The implementation of a philosophy to promote fulfilment of ICAO Annex 17 — *Security* commitments should be supported with guidance enabling States to identify those measures that impact other factors such as facilitation, fair treatment of passengers and non-discrimination, and the residual risks that arise when such a philosophy is applied.

**Action:** The Assembly is invited to:

- a) take note of the information presented in this working paper, and;
- b) request the Council to develop guidance material to assist States in implementing a results-based approach to security.

<i>Strategic Objectives:</i>	This working paper relates to Strategic Objectives B — <i>Security</i> .
<i>Financial implications:</i>	The activities described in this working paper are proposed to be carried out subject to available funds in the Draft Programme Budget for 2014-2016 and/or extra-budgetary contributions.
<i>References:</i>	Communiqué of the High-level Conference of Aviation Security (HLCAS) held from 12 to 14 September 2012 at ICAO Headquarters.

**1. INTRODUCTION**

1.1 The High-level Conference on Aviation Security (HLCAS) held from 12 to 14 September 2012 at ICAO Headquarters produced a number of important recommendations to achieve more secure air operations.

1.2 One recommendation is for States to adhere to the basic principles that govern international cooperation in aviation security, namely:

<sup>1</sup> Spanish version provided by Venezuela (Bolivarian Republic of).

- a) respect for the spirit of cooperation established in multilateral and/or bilateral air service agreements;
- b) recognition of equivalent security measures between States; and
- c) focus on security outcomes.

1.3 With regard to this last basic principle of international cooperation, focusing on security outcomes, and in view of the changes in approach observed among the regulators of Contracting States with the implementation of results-based management systems, the commercial aviation sector should be evaluated on the basis of what has been agreed and proper risk management, with less emphasis on prescriptive measures. A results-based approach to aviation security will promote greater consistency between States and the aviation industry.

## 2. DISCUSSION

2.1 According to this principle, Contracting States would coordinate their responses to aviation security threats and adopt arrangements whereby each State may have a degree of flexibility in implementing security procedures and measures using the best suited provisions that will most feasibly achieve the desired results.

2.2 At the last ICAO Aviation Security Panel meeting (AVSECP/24) in Montréal from 8 to 12 April 2013, the experts discussed the results-based approach to security and found that such an approach should take account of the many factors involved such as assessment of risk and internal threats in each State; the volume and characteristics of the operations of their airports and aircraft operators; facilitation and security procedures and measures; available funding; climate and geographical features; regulations; cultural aspects and any other significant national factor.

2.3 An analysis of all these factors yields a large number of variables that States should take into account when implementing procedures and measures to comply with principles set out in the Standards and Recommended Practices of Annex 17 — *Security to the Convention on International Civil Aviation*.

2.4 In a results-based approach to security and compliance with Annex 17 requirements, a variety of interpretations may lead States to take measures which, though they may solve the security problems, could create conflicts or residual risks in other parts of the aviation sector such as facilitation. This would be a distortion of Annex 17 concepts and principles.

## 3. CONCLUSIONS

3.1 To provide assistance to member States in the practical implementation of a results-based approach to security, and to pre-empt any arguments as to whether the end justifies the means, it is proposed that the Assembly request Council to have guidance material developed that will help States efficiently and effectively apply the basic principles governing international cooperation, with special emphasis on a results-based approach to security.