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INTERNATIONAL CIVIL AVIATION ORGANIZATION

ASSEMBLY — 32ND SESSION

TECHNICAL COMMISSION

Agenda Item 24: Development of an up-to-date consolidated statement of ICAO continuing policies related to air navigation

SUMMARY

In accordance with Resolution A15-9, the Assembly is expected to adopt during the 32nd Session a revised consolidated statement of continuing air navigation policies, up to date as of the end of that session.

The Council has reviewed the existing consolidated statement in Resolution A31-5 and recommends amendment as set out in the appendix to this paper.

To facilitate the Assembly's task, the Council recommends a procedure for the development of the up-to-date consolidated statement.

REFERENCE

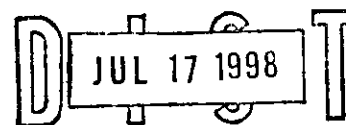
Doc 9662, *Assembly Resolutions in Force* (as of 4 October 1995)

1. INTRODUCTION

1.1 Under Agenda Item 24, the Assembly is expected to adopt a revised consolidated statement of continuing air navigation policies up to date as of the end of the 32nd Session. To this end, the Council recommends amendments and additions to the existing consolidated statement in Resolution A31-5 and its appendices, and a procedure for the development of the up-to-date consolidated statement.

2. REVIEW OF THE EXISTING CONSOLIDATED STATEMENT

2.1 The Council, taking into account the recommendations of the Air Navigation Commission, reviewed the existing consolidated statement in Resolution A31-5, Appendices A to W, to



determine whether any amendments thereto should be recommended to the Assembly. In accordance with previous practice, the review was based on the following types of changes:

- a) amendments needed to clarify the intent of present policies and associated practices;
- b) amendments needed as a consequence of developments since the 31st Session of the Assembly; and
- c) deletion of policies and associated practices that have served their purpose and are no longer required.

2.2 Amendments of a purely editorial nature (e.g. updating of resolution numbers and typographical corrections, etc.) are not proposed since they can be included in the final published document on Assembly Resolutions in Force.

2.3 Pursuant to the successful conclusion of the trial application of the facilities and services implementation document (FASID) in the North Atlantic (NAT) Region and the subsequent agreement of the Council on 26 February 1997 (C 150/3) that a basic air navigation plan (ANP) document and FASID be developed for all ICAO regions, the Council recommends that Appendix K now be modified in accordance with Resolving Clause 2 of Resolution A31-8 (Modernization of the Regional Air Navigation Plan Format and Amendment Processes). The Council further recommends that one modification be made to the text of new Appendix K. The text of new Appendix K, showing the proposed additional modification which relates to the need to improve safety levels, is set out in the appendix to this paper. In addition, the Council recommends introducing similar amendments in a number of other appendices to Resolution A31-5. The recommended amendments are set out in the appendix.

3. DEVELOPMENT OF REVISED CONSOLIDATED STATEMENT UP TO DATE AS AT THE END OF THE 32ND SESSION

3.1 In accordance with Resolution A15-9, the revised consolidated statement to be adopted by the Assembly should be up to date as of the end of the 32nd Session and thus should incorporate any new or revised policies and associated practices of a continuing nature adopted by the Assembly during that session.

3.2 To facilitate the Assembly's task, the Council recommends below a procedure for the development of revised consolidated statements. This is based on the experience of the Assembly in the preparation of previous consolidated statements.

4. RECOMMENDED PROCEDURE FOR THE DEVELOPMENT OF THE REVISED CONSOLIDATED STATEMENT

4.1 The following three-stage procedure is recommended:

Stage 1

At the beginning of the 32nd Session, the Technical Commission reviews any amendments and additions proposed by the Council to the existing consolidated statement in Resolution A31-5, Appendices A to W and any proposals from the floor for the amendment of the existing consolidated statement. Resolution A31-5 is reproduced in full in Doc 9662, copies of which are available to delegates as a reference document.

Any decisions reached during Stage 1 are agreed upon by the Technical Commission in principle only. The specific wording to reflect these decisions is left for development by the Secretariat for approval by the Technical Commission towards the end of the 32nd Session, under Stage 3.

Note: Please see paragraph 4.2 below.

Stage 2

As the work of the Technical Commission on the other agenda items proceeds, any resolution developed by the Technical Commission that contains continuing policies and associated practices is submitted to the Plenary for noting only under the respective agenda item. This is done with the understanding that the substance of the resolution will be incorporated into the revised consolidated statement to be presented for adoption by the Plenary at the very end of the session.

Stage 3

Towards the end of the 32nd Session, after the work on all agenda items of the Technical Commission but Item 24 is completed, the Secretariat prepares a draft final version of the revised consolidated statement. This incorporates the changes agreed upon in principle during Stage 1 as well as the continuing policies and associated practices developed during Stage 2. The Technical Commission reviews the draft revised consolidated statement and submits it to the Plenary for adoption.

4.2 During Stage 1 the Technical Commission has in the past experienced difficulty discussing proposals for substantial amendment to the existing consolidated statement submitted from the floor unless such proposals were documented in advance of the Assembly session. Accordingly, States wishing to propose substantial amendments to the consolidated statement in Resolution A31-5 are requested to document them in advance of the 32nd Session so that delegates in the Technical Commission can be prepared for the discussion.

5. PRINCIPLES RECOMMENDED FOR THE WORK ON THE SUBJECT

5.1 In the light of past experience, it is recommended that the Assembly may wish to apply the following principles:

- a) a policy or associated practice that requires continued application for a period of more than three years should be regarded as a continuing policy or associated practice; and
- b) material which is contained in readily available authoritative ICAO documents, such as Annexes and Rules of Procedures and Directives to Air Navigation Meetings, should normally be excluded from the consolidated statement. This pertains, in particular, to the associated practices.

6. ACTION BY THE ASSEMBLY

6.1 The Assembly is invited to adopt a revised consolidated statement of continuing air navigation policies and associated practices up to date as of the end of the 32nd Session, applying the procedure and principles recommended in paragraphs 4 and 5 above.

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APPENDIX**RECOMMENDED AMENDMENTS TO THE EXISTING CONSOLIDATED STATEMENT
IN RESOLUTION A31-5****NOTES ON THE PRESENTATION**

The text of the recommended amendment set out in the pages that follow is arranged to show deleted text with a line through it and new text highlighted with grey shading. The following illustrates the various amending methods:

~~text to be deleted is shown with a line through it~~
followed by the new text which is highlighted with grey shading

new text to replace existing text

new text to be inserted is highlighted with grey shading

new text to be inserted

~~text to be deleted is shown with a line through it~~

existing text to be deleted

**PROPOSED NEW APPENDIX K TO THE EXISTING CONSOLIDATED STATEMENT IN
RESOLUTION A31-5**

APPENDIX K¹

**Formulation of Regional Plans including
Regional Supplementary Procedures**

Whereas the Council establishes Regional Plans setting forth the facilities, services and Regional Supplementary Procedures to be provided or employed by the Contracting States pursuant to Article 28 of the Convention; and

Whereas the Regional Plans require amendment from time to time to reflect the changing needs of international civil aviation;

The Assembly resolves that:

1. Regional Plans shall be revised when it becomes apparent that they are no longer consistent with current and foreseen requirements of international civil aviation;

2. when the nature of a required change permits, the associated amendment of the Regional Plan shall be undertaken by correspondence between the Organization and the Contracting States and international organizations concerned; and

3. when amendment proposals are associated with the services and facilities provided by States and such amendment proposals:

- a) do not represent changes to the requirements set by the Council in the Regional Plans;
- b) do not conflict with established ICAO policy; and
- c) do not involve issues which cannot be resolved at the regional level;

the Council may delegate authority for processing and promulgating such amendments to the regional level.

¹ Text is taken from Resolution A31-8 (page II-16 of Doc 9662), and replaces existing Appendix K.

Associated practices

1. The Council, taking into account the requirement to improve still further existing safety levels, should keep under review the effect of changing requirements on the Regional Plans to ascertain in good time any need for their revision.

2. In assessing the urgency of any revision of the Regional Plans the Council should take into account the time needed by Contracting States to arrange for the provision of any necessary additional facilities and services.

3. The Council should ensure that implementation dates in Regional Plans involving the procurement of new types of equipment are realistically related to the ready availability of suitable equipment.

4. The Council should use the planning groups it has established throughout the regions to assist in keeping up to date the Regional Plans and any complementary documents.

Reason for the amendment.— To reflect the requirement to enhance safety.

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**PROPOSED AMENDMENTS TO APPENDICES E, L, M AND Q
OF RESOLUTION A31-5**

The following amendments are proposed in order to highlight the requirement to improve still further existing safety levels:

APPENDIX E

ICAO technical manuals and circulars

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Associated practices

1. The Council, taking into account the requirement to improve still further existing safety levels, should keep under review the ICAO technical manuals and circulars programme so as to ensure that all appropriate technical fields are adequately covered by the necessary guidance material.

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APPENDIX L

Regional air navigation (RAN) meetings

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Associated practices

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5. The Council, taking into account the requirement to improve still further existing safety levels, should foster the establishment, for and by RAN meetings, of up-to-date planning criteria which would aim to ensure that Regional Plans satisfy the operational requirements and are economically justified.

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APPENDIX M**Implementation of Regional Plans**

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Associated practices

1. The Council, taking into account the requirement to improve still further existing safety levels, should inform fully and promptly each Contracting State of the recommendations for the provision of air navigation facilities and services which are applicable to that State under the Regional Plans.

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APPENDIX Q**The provision of adequate aerodromes**

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Associated practices

1. In the light of the results of the continuing review mentioned in Resolving Clause 1 above the Council, taking into account the requirement to improve still further existing safety levels, should:

- a) develop additional guidance material on future developments; and
- b) keep Contracting States informed of developments.

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