



| ICAO

INTERNATIONAL CIVIL AVIATION ORGANIZATION

A UN SPECIALIZED AGENCY

Thirteenth North American, Central American and Caribbean Directors of Civil Aviation Meeting
(NACC/DCA/13)

P/22 Agenda Item 8

**Preparation for the Forty-Second ICAO Assembly and
Ratification of International Air Law Instruments**

Presented by the Secretariat

Preparation for the Forty-Second ICAO Assembly and Ratification of International Air Law Instruments

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International Civil Aviation Organization

Thirteenth North American, Central American and Caribbean Directors
of Civil Aviation Meeting

Santo Domingo, Dominican Republic, 4-7 August 2025



Preparation for the Forty-Second ICAO Assembly

Agenda and meeting documentation

Organisation of meetings

Registration visas and credentials

Voting

Ministerial pledging event

Q & A



Agenda and Meeting Documentation

- **A42-WP/1 Provisional Agenda**
Submission of proposals for additional items by 14 August
- **Streamlined and efficient proceedings**
Focusing on strategic priorities and policy matters
- **A42-WP/3 Timetable for consideration of Agenda Items**
Focusing on strategic priorities and policy matters
- **Documentation**
53 Council working papers
Working papers by Member States by 29 July
Working papers by International Organizations by 2 August
Information papers from Member States and IOs by 13 September
- **Written, Pre-recorded video, and Oral Statements**
No interpretation services for pre-recorded video
- **A42 is a “paperless” event, A42 App**



Organisation of meetings

- Plenary

Agenda items 1 to 9

- Executive Committee

Agenda items 10 to 22

- Technical Commission

Agenda items 23 to 25

- Economic Commission

Agenda items 26 and 27

- Legal Commission

Agenda items 28 and 29

- Administrative Commission

Agenda items 30 to 39



Registration, Visas and Credentials

- Registration is open

<http://www.icao.int/A42registration>

- Visas

Application recommended eight weeks in advance
Deadline for visa support letters was 21 July 2025

- Credentials in original form are required

In one of ICAO's working languages
Preferably submitted by 29 August but may be presented in person



Voting

Chicago Convention, art 48

- Quorum required for Assembly – majority of Contracting States
- Decision by majority of votes cast
- One State one vote unless voting power suspended
- Technical advisers to State delegations not entitled to vote

Standing Rules of Procedure of Assembly

- Rule 3 – No person shall represent more than one State
- Rule 7 – Eligibility to participate in Assembly
- Rules 54 to 62 – Voting on election of the Council
 - Secret ballot voting
 - Electronic means with manual votes remaining as fall-back position



Assembly Resolution A39-31

States eligible for election to the Council

- no outstanding annual assessed contributions except for the current year's assessment



Ministerial Pledging Event

- First ICAO A42 Ministerial Pledging Event
24 September 2025 • ICAO Assembly Hall, Montréal

- Launches ICAO Consolidated Appeal
2026-2028

CAD 90.8 M unfunded needs

- Structured around 6 Strategic Goals +
High-Priority & Supporting Enablers

- Donor options

Multi-year flexible contributions, regional earmarking, in-kind expertise

- Impact

Closes critical funding gap, accelerates safety, sustainability and NCLB delivery



Preparation for the Forty-Second ICAO Assembly

Q & A

Ratification of International Air Law Treaties



Introduction

Working paper 3 presents:

- a) actions taken by ICAO with respect to the promotion of the ratification of international air law treaties since NACC/DCA/12;
- a) an overview of the NACC States' responses to actions taken by ICAO, including depositary actions;
- a) proposed future actions to accelerate ratification of international air law treaties.

Ratification of International Air Law Treaties¹²



Outlined the benefits of certain international air law treaties adopted under the auspices of ICAO and urged States of the NACC region that have not done so to ratify these treaties.



Provided summaries of the provisions and benefits of six key international air law instruments, listed under footnote 1 of WP/03.



Contained information pertaining to the ratification process and an overview of the resources available for States to assist them with ratification matters.



Conclusion 12/12 from NACC/DCA/12

States were encouraged to:

- a) become parties to the six international air law treaties and to any other international air law treaties that they have not yet ratified;
- b) nominate a Focal Point for the Ratification of International Air Law Treaties and to inform the ICAO NACC Regional Office accordingly;
- c) participate in the Third Edition of the Civil Aviation Legal Advisers Forum (CALAF) in London, United Kingdom, from 26 to 28 November 2024, in the ICAO International Air Law Course, as well as other similar events for the continuous training and development of their legal advisers with regard to ratification and implementation of international air law instruments and to consider hosting from time to time such events in their States;
- d) inform ICAO by **31 October 2024** of their further progress towards the ratification of international air law treaties by updating/using the DGCA tracking matrix;
- e) contact the ICAO LEB Treaty Section for any information or assistance with regard to ratification matters at **treaty@icao.int** or **officeleb@icao.int**; and
- f) report on the progress made by NACC States at the NACC/DCA/13 meeting.

Ratification of International Air Law Treaties

- The 41st Session of the ICAO Assembly recognized in several Resolutions that unification of international rules could only be achieved through universal participation by all ICAO Member States
- Called upon States that have not done so to consider becoming parties to international air law treaties



OACI

Doc 10184

Resoluciones vigentes de la Asamblea
(al 7 de octubre de 2022)



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ORGANIZACIÓN DE AVIACIÓN CIVIL INTERNACIONAL



ICAO

Provisions and Benefits of Six Key Treaties



Montreal Convention 1999 (air carrier liability): 141 Parties, Universal application for uniform regime



Beijing Convention 2010 (security and safety): 56 Parties, deals with new and emerging threats using aircraft, BCN weapons, cyber attacks



Beijing Protocol 2010 (security and safety): 57 Parties: deals with new forms of unlawful seizure including by any technological means



Montréal Protocol 2014 (unruly and disruptive passengers): 53 Parties, expands jurisdiction beyond State of registry, and promotes enforcement



2016 Protocol on Art. 50 (a) of the Chicago Convention (increase in the size of Council): 114 ratifications, 128 needed, broader representation n the Council



2016 Protocol on Art. 56 of the Chicago Convention (increase in the size of the ANC): 114 ratifications, 128 needed, broader representation on the ANC

Ratification process for international air law treaties



Two-phase process

- First phase: treaty to be approved for ratification by the national legislature or other organ of a State responsible for approving ratification of treaties
- DGCA can assist to:
 - Identify organs of State responsible for ratification process
 - Propose ratification of treaties to them, follow up for further action
 - Facilitate consultation processes with industry/key stakeholders

Ratification process for international air law treaties

Two-phase process

- Second phase:
- deposit of an instrument of ratification with ICAO



ICAO Treaty Collection

- Administrative packages providing guidelines for the ratification of, or accession to, international air law instruments in order to assist States in the ratification/accession process
- Lists of Parties to international air law instruments
- Forms indicating the current status of individual ICAO Member States with respect to international air law instruments

ICAO / Secretariat / Legal Affairs and External Relations Bureau / Treaty Collection

Director
Aeronautical Agreements
eDocuments
International Registry
DGCA Directory
Meetings
Treaty Collection
Familiarization Course
Legal Seminars
 2016 Geneva Seminar
 2015 Korea Seminar
 2017 Kenya Seminar
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Treaty Collection

- Recently adopted treaties
 - Montréal Protocol 2014
 - Final Act (pdf) (2014)
 - Beijing Convention
 - Beijing Convention 2010 (pdf)
 - Beijing Protocol 2010 (pdf)
 - Final Act (pdf)
- Current lists of parties to multilateral air law treaties
- Status of individual States with regard to multilateral air law treaties
- Composite Table (Status of treaties and status of States vis-à-vis treaties) (pdf)
- Chronological record of depositary actions by year (starting from 2001)
- Administrative packages to assist States in becoming parties to treaties
- Assembly Resolutions related to ratification matters (pdf)

English | Français | Español | Русский | 中文

— Other resources to assist States in the ratification of air law treaties

- ICAO International Air Law Course (NACC Region, 2026)
- ICAO legal seminars and workshops
- Third ICAO Treaty Event at the 42nd Session of the Assembly – 23 & 24 September 2025
- Fourth Meeting of the Civil Aviation Legal Advisers Forum (CALAF/4) – Bahamas, February 2026



Tracking Matrix for Treaty Ratification

[NAME OF THE MEMBER STATE]					
	TREATY PROPOSED BY DGCA TO COMPETENT AUTHORITY FOR RATIFICATION	TREATY SUBMITTED FOR APPROVAL TO LEGISLATURE OR OTHER COMPETENT AUTHORITY	AWAITING SUBMISSION OF THE INSTRUMENT OF RATIFICATION TO THE DEPOSITARY (E.G., ICAO)	TREATY NOT CONSIDERED FOR RATIFICATION	COMMENTS
[NAME OF TREATY]					
[NAME OF TREATY]					
[NAME OF TREATY]					
[...]					

Conclusion

The Meeting is invited to encourage NACC States to:

- a) become parties to the six treaties highlighted at footnote 1 of this paper, and to any other international air law treaty that they have not yet ratified;
- b) nominate a Focal Point for the Ratification of International Air Law Treaties, if they have not already done so and to inform the ICAO NACC Regional Office accordingly;
- c) participate in the third ICAO Treaty Event in September 2025, in the fourth edition of the Civil Aviation Legal Advisers Forum (CALAF) in Bahamas in February 2026, in the ICAO International Air Law Course as well as other similar events for the continuous training and development of their legal advisers with regard to ratification and implementation of international air law instruments and to consider hosting from time to time such events in their States;
- d) inform ICAO by 1 October 2025 of their further progress towards the ratification of international air law treaties by updating/using the DGCA tracking matrix set out in Appendix B to this paper; and
- e) contact the ICAO LEB Treaty Section (treaty@icao.int) for any information or assistance with regard to ratification matters.

Emails:

treaty@icao.int

officeleb@icao.int

- For any questions with respect to the ratification process with ICAO please do not hesitate to contact LEB

12.50	Direction des affaires juridiques et des relations extérieures ; LEB
	Legal Affairs and External Relations Bureau; LEB



Thank You!

