



COUNCIL — 223RD SESSION

SEVENTH MEETING

(VIRTUAL MEETING ON WEDNESDAY, 16 JUNE 2021, AT 1000 HOURS)

SUMMARY OF DECISIONS

OPEN MEETING

Update on the work on CORSIA

1. The Council considered this item on the basis of C-WP/15209, which provided an update on the implementation of CORSIA, as well as the updated analyses of CAEP related to the impact of COVID-19 on CORSIA as part of input to the 2022 CORSIA periodic review. The Council also had for consideration an oral report thereon from the Advisory Group on CORSIA (AGC).
2. Following consideration, the Council:
 - a) expressed appreciation to the Chairperson and Members of CAEP for all their outstanding efforts and positive contributions to Council deliberations on the impacts of the COVID-19 pandemic on CORSIA, including the Executive Summary of the CAEP analyses;
 - b) took note of the continued progress on the implementation of CORSIA, and welcomed the Secretariat's ongoing efforts to support States in this regard;
 - c) emphasized the importance for States to complete the reporting of CO₂ emissions as soon as possible, through the CORSIA Central Registry (CCR), in accordance with the provisions of Annex 16, Volume IV;
 - d) took note of the results of the updated CAEP analyses on the impacts of COVID-19 on CORSIA as presented by CAEP, and the key takeaway messages contained in the Executive Summary appended thereto, as well as the intention of CAEP to continue to refine its analyses and report to Council in its 224th Session; and
 - e) requested that the CAEP analyses on the impacts of COVID-19 on CORSIA, as contained in Appendix B of C-WP/15209, be made available on the ICAO CORSIA public website, and that future updates to the CAEP analyses also be published accordingly, following their consideration by Council.

Environmental protection – Recent developments in ICAO and other United Nations bodies and international organizations

3. The Council considered this item on the basis of C-WP/15210, which reported on recent developments in ICAO and other United Nations (UN) bodies and international organizations in the field of aviation and the environment, including the ICAO work on the feasibility of a long-term aspirational goal (LTAG) for international aviation, as well as ICAO cooperation related to the UNFCCC COP26.

4. Following consideration, the Council:

- a) took note that the results of the LTAG Global Aviation Dialogues (GLADs) held in May 2021, together with a future work plan for LTAG related tasks, would be presented to the 224th Session of the Council, and that a separate item regarding the convening of a High-level Meeting on LTAG in 2022, would also be presented at that time;
- b) encouraged Member States to work with ICAO on outreach activities related to the UNFCCC process and other UN bodies and international organizations, so that ICAO achievements in international aviation and climate change were well-recognized, and in this connection, requested the Secretariat to explore innovative ways to showcase the Organization's work via the development of ICAO video, leaflet, and other media packages, organization of side events at COP26, and invited Delegations to put forward additional suggestions in that regard;
- c) also encouraged Member States to consider including aviation experts as part of their national Delegations to attend COP26, as a means to help ensure that key messages and positions agreed at ICAO are communicated effectively and well-understood in the course of the deliberations at the COP26 Conference;
- d) reiterated that an increase in the number of Member States volunteering to participate in CORSIA was one of specific means by which ICAO could send a strong signal to the UNFCCC COP26 conference, thereby reinforcing ICAO's continued leadership in addressing emissions from international aviation; and
- e) agreed at this stage not to proceed with the issuance of a Council Declaration as outlined in Appendix B to C-WP/15210, while at the same time took note of the intention of the President of the Council to be fully engaged in advocating and conveying positive messages within COP26 to reinforce ICAO's leadership role on international aviation.

International Interests in Mobile Equipment (Aircraft Equipment)

5. The Council considered this item on the basis of C-WP/15213, which provided additional information on elements of the proposal for a draft Formula for an expedited procedure to consider and decide on New Business Activity submissions by the Registrar of the International Registry, Aviareto Limited, as requested by the Council during the 221st Session (C-DEC 221/8, refers).

6. Following consideration, the Council:

- a) recalled C-DEC 221/8, and in doing so, took note of the additional explanation provided on the need for an expedited procedure to consider and decide on New Business Activity submissions by Aviareto, and the potential associated risks of such procedure;

- b) approved the revised draft Formula for an expedited procedure, as contained in the Appendix to the working paper subject to sub-paragraph c) below; and
- c) agreed that in relation to all three categories of New Business Activity submissions from Aviareto, the President of the Council would decide on whether a submission would be circulated for approval by the Council via the recently adopted written “silence” procedure (C-DEC 223/3 refers) or alternatively whether a submission should instead be tabled for consideration at a meeting of the Council.

International interests in mobile equipment (Aircraft equipment) – Report of the Tenth Meeting of CESAIR (CESAIR/10)

7. The Council considered this item on the basis of C-WP/15212, which reported to the Council on the outcome of the Tenth Meeting of the Commission of Experts of the Supervisory Authority of the International Registry established under the Cape Town Convention and Aircraft Protocol.

8. Following consideration, the Council:

- a) approved the changes to the *Regulations and Procedures for the International Registry* as indicated in Appendix C to the working paper; and
- b) took note that the *Rules of Procedure for CESAIR* (Doc 9893), would be revised by the Secretariat to reflect gender neutral language, pursuant to Council’s *Declaration on Improving Gender Representation in ICAO’s Governing and Technical Bodies* (C-DEC 222/7, refers).

ICAO Vendor Sanction Policy

9. The Council considered this item on the basis of C-WP/15222, which presented proposed amendments to the existing ICAO Vendor Sanction Policy. The Council also had for consideration a joint oral report thereon from the Implementation Strategy and Planning Group (ISPG) and the Working Group on Governance and Efficiency (WGGE).

10. Following consideration, the Council:

- a) took note of the proposal presented in C-WP/15222 to outsource the receipt, preliminary assessment, and investigation of allegations of proscribed practices by a vendor, to the United Nations Office of Internal Oversight (OIOS);
- b) expressed concern with respect to the time, expeditiousness and costs involved in the review of allegations and investigations by the OIOS and the potential impact on ICAO’s corporate and Technical Cooperation Programme procurement activities;
- c) agreed that a further review was warranted of the proposed amendment to the ICAO Vendor Sanction Policy, taking into consideration all options and related implications in the matter;
- d) agreed to refer the issues identified in sub-paragraphs a) to c) above, to the Small Group on the ICAO Ethics Framework Review (SGE) for further consideration and advice;

- e) requested the Secretariat, as part of the negotiations on the Memorandum of Understanding (MoU) between ICAO and the OIOS, to ascertain from the OIOS the timeline within which it would inform ICAO of the receipt of an allegation of proscribed practices by a vendor and, if applicable, the estimated duration of the ensuing investigation; and
- f) acknowledged that an outstanding decision remained in relation to whether the existing Vendor Sanction Policy remained in effect for the time being pending the outcome of the review to be conducted by the SGE, and in this regard, took note that the President of the Council had already provided a personal opinion on this question to the Secretary General and that a copy of this opinion would be circulated to the Council.

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