



C-DEC 224/1
15/09/21

COUNCIL — 224TH SESSION

FIRST MEETING

(VIRTUAL MEETING ON MONDAY, 13 SEPTEMBER 2021, AT 1430 HOURS)

SUMMARY OF DECISIONS

OPEN MEETING

Welcome to new Representatives

1. The Council warmly welcomed the newly appointed Representative of Australia (Mr. Ross Adams) and the Alternate Representative of the United States (Mr. Aaron Forsberg).

Welcome to the Secretary General

2. A warm welcome was extended to the Secretary General, Mr. Juan Carlos Salazar, who was attending his first meeting in his capacity as Secretary General since taking up his appointment to the position on 1 August 2021.

Enhancing the efficiency of the working methods of the Council and its subsidiary bodies – Adoption of Amendments to the rules of procedure

3. The Council considered this item on the basis of C-WP/15226, which presented the consequential amendments arising from decisions taken by the Council during the 223rd Session (C-DECs 223/3 and 223/12, refer), to Doc 8146, *Rules of Procedure for Standing Committees of the Council*; Doc 7350, *ICAO Service Code*; Doc 9482, *Directives for Panels of the Air Transport Committee and the Committee on Unlawful Interference*; Doc 7515, *Financial Regulations*; and Doc 7559, *Rules of Procedure for the Council*.

4. In relation to rule 40 of Doc 8146, *Rules of Procedure for Standing Committees of the Council*, it was agreed that the wording of the following text should be amended so that it would now read: “The draft Summaries of Decisions ... for review and approval by the Chairperson ...”

5. In relation to paragraph 1 of Appendix A of Doc 8146, *Rules of Procedure for Standing Committees of the Council*, it was agreed that the wording of the text should be amended so that it would now read: “The Air Transport Committee and the Committee on Governance shall consist of Representatives of all Members of the Council (or in their absence, their Alternates)”. It was further agreed that the Secretariat be requested to undertake a review of similar changes to ensure consistency between all Rules, giving due regards to the membership particularities of each Committee.

6. In relation to paragraph 2 of Annex IV (Human Resources Committee) to the *ICAO Service Code*, it was agreed that in the first and second sentences, the word “will” should be replaced by “shall”, and in the third sentence the word “shall” be replaced by “will”.

7. In relation to paragraph 8 of Annex IV (Human Resources Committee) to the *ICAO Service Code*, it was agreed that the fourth sentence should be amended so that it would now read: “The Secretary General shall demonstrate that all shortlisted candidates have been vetted for conflicts of interest and history of misconduct and/or criminal activity, which is required in order for the HRC to conclude its assessment on the fairness of the selection process and its evaluation that the shortlisted candidates satisfy the requirements of the vacancy notice”.

8. In relation to paragraph 8 of Annex IV (Human Resources Committee) to the *ICAO Service Code*, the Council also took note of an alternative replacement text that was proposed by the Delegation of the Republic of Korea. Given time constraints however, and taking into account the lengthy substantive debate that had just been concluded on paragraph 8 (as reflected in the preceding paragraph above), this alternative replacement text was set aside and not considered.

9. In relation to paragraph 27 of Annex IV (Human Resources Committee) to the *ICAO Service Code*, it was agreed that the following text would be deleted: “(although the quality of their work in that period may be a relevant consideration).”

10. In relation to Article II of the ICAO Financial Regulations, it was agreed that the current text of paragraph 2.1 would be included in the context of the review to be undertaken by the Secretariat as indicated in paragraph 5 of this C-DEC.

11. In relation to Article 9.5 of the ICAO Financial Regulations, it was agreed that additional text would be added so that it would now read: “Budgetary estimates for AOSC, after having been reviewed by the Technical Cooperation and Implementation Support Committee, and approved by the Council, shall be presented with the Regular Programme Budget to the Assembly. The Finance Committee will also review the budgetary estimates for AOSC insofar as there is a significant impact on the Regular Programme Budget”.

12. In concluding its consideration of this item, the Council:

- a) recalled its decisions taken during the 223rd Session on this subject (C-DEC 223/3, and 223/12, refer), and pursuant thereto:
 - i. approved the proposed amendments to Doc 8146, *Rules of Procedure for Standing Committees of the Council*, as set forth in Appendix A to C-WP/15226, subject to the text being further revised to reflect the amendments indicated in the preceding paragraphs of this C-DEC;
 - ii. approved the proposed amendments to Annex IV (Human Resources Committee) of Doc 7350, *ICAO Service Code*, as set forth in Appendix B to C-WP/15226, subject to the text being further revised to reflect the amendments indicated in the preceding paragraphs of this C-DEC;
 - iii. approved the proposed amendments to Doc 9482, *Directives for Panels of the Air Transport Committee and the Committee on Unlawful Interference*, as set forth in Appendix C to C-WP/15226;
 - iv. approved the proposed amendments to Article II and Regulation 9.5 of Doc 7515, *ICAO Financial Regulations*, as set out in Appendix D to C-WP/15226, subject to the text being further revised to reflect the amendments indicated in the preceding paragraphs of this C-DEC; and
 - v. approved the proposed amendments to Rule 17 of Doc 7559, *Rules of Procedure for the Council*, as set out in Appendix E to C-WP/15226.
- b) further recalled its decision during the 223rd Session to approve the proposed

amendments to Rules 26 and 57 of Doc 7559, *Rules of Procedure for the Council*, as well as to incorporate the provisions of the revised ICAO Ethics Framework as new Appendices G, H, and I, and the written (silence) procedure as a new Appendix J thereto, and in this connection, took note that these revisions, together with further editorial amendments to reflect gender-neutral language, would be subsequently consolidated and published as the Eleventh Edition of Doc 7559;

- c) took note that paragraph 8 of Annex IV (Human Resources Committee) could pose some practical difficulties to the Secretariat due to the fact that verification of the candidates' educational and professional credentials is dependent on the educational or training institutions providing the required confirmation in a timely manner, and in this connection, agreed that the Secretary General should present candidates to the HRC, while the verification process is ongoing, on the understanding that the necessary confirmation of educational and professional credentials will be obtained before the chosen candidate is submitted to the President of the Council for approval; and
- d) further took note that the updated Terms of Reference of Selected Committees, adopted by the Council on 7 June 2021 (C-DEC 223/3 refers) had been published on the ICAO Council Secure Portal, and in so doing, recalled that the new Committee structure and associated Terms of Reference would be revisited following a trial period of one year, at which time a report on lessons learned, together with an impact assessment of the workload on the ICAO Secretariat resulting from the new structure, would be presented to the Council during its 227th Session.

13. In taking these decisions, the Council also recalled the existing budgetary and capacity limitations on the provision of full translation and interpretation services for meetings of the subsidiary organs. In this context, and while re-affirming the importance of the principle of multilingualism in the Organization's work, the Council agreed that some flexibility would need to be incorporated into the meetings schedule of the Committees in order to accommodate these constraints pertaining to translation and interpretation services. Accordingly, it was understood that the requirement for interpretation services could be waived for some meetings, but that the President would first undertake consultations with the Chairpersons of the Committees in order to identify those meetings for which interpretation services would not be provided and that those consultations would occur in advance of each week of the Committee phase.

Elections by the Council

14. The Council considered this item on the basis of C-WP/15227, which related to: the election of the three Vice-Presidents of the Council, and the Members, Alternates and Chairpersons of the Human Resources Committee (HRC) and the Committee on Cooperation with External Parties (CCEP); the composition of the Council Committee on Relations with the Host Country (RHCC), and the election of its Chairperson; the election of Members of the Edward Warner Award (EWA) Committee to fill one vacancy; and appointment of Members and Alternates of the Aviation Security, Climate and Environment, Finance, Joint Support, Technical Cooperation, and Governance Committees (ASC, CEC, FIC, JSC, TCC and COG, respectively) and election of the Chairpersons of these Committees, as well as that of the Air Transport Committee (ATC). Representatives had been invited to submit the names of Members and Alternates to serve on the various Council Committees in the President's memorandum PRES SS/3167 (Revised) dated 14 July 2021.

15. For the purposes of electing the First Vice-President, the Council agreed to suspend paragraph 3 of Appendix B and that part of paragraph 2 of Appendix E of the *Rules of Procedure for the Council* (Doc 7559) related to the elections taking place by secret ballot unless waived by unanimous decision of the Members represented at the meeting.

16. On the nomination of the Representative of Zambia, seconded by the Representative of Singapore, the Council elected the Representative of China (Mr. Shengjun Yang) as its First Vice-President for the period 2021-2022, with effect from the 224th Session, pursuant to Appendix B of its *Rules of Procedure*.

17. For the purposes of electing the Second Vice-President, the Council did not agree to suspend paragraph 3 of Appendix B and that part of paragraph 2 of Appendix E of the *Rules of Procedure for the Council* (Doc 7559) related to the elections taking place by secret ballot unless waived by unanimous decision of the Members represented at the meeting. Accordingly, it was agreed to defer the election of the Second Vice-President to a subsequent meeting of the current session.

18. For the purposes of electing the Third Vice-President, the Council agreed to suspend paragraph 3 of Appendix B and that part of paragraph 2 of Appendix E of the *Rules of Procedure for the Council* (Doc 7559) related to the elections taking place by secret ballot unless waived by unanimous decision of the Members represented at the meeting.

19. On the nomination of the Representative of Peru, the Council elected the Representative of Egypt (Ms. Angie A. A. M. Elyazzy) as its Third Vice-President for the period 2021-2022, with effect from the 224th Session, pursuant to Appendix B of its *Rules of Procedure*.

20. In electing the incoming Vice-Presidents, the Council expressed its appreciation by acclamation to the three out-going Vice-Presidents: Mr. Samuel Campbell Lucas (Australia), Mr. Vincent Banda (Zambia), and Mr. Mauricio Ramírez Koppel (Colombia).

21. In the absence of the election of the Second Vice-President, it was agreed to defer the confirmation of the composition of the Human Resources Committee (HRC) as well as the election of the Chairperson of the Committee, until a subsequent meeting of the current session.

22. Pursuant to rule 17 and Appendix E of the *Rules of Procedure for the Council* (Doc 7559), as well as the Special Provisions of the *Rules of Procedure for Standing Committees of the Council* (Doc 8146), the Council appointed the Members and Alternates of the JSC, FIC, ASC, TCC, CEC and COG appearing in Appendix B of the paper for the period 2021-2022, with effect as from the 224th Session.

23. Pursuant to rule 17 and Appendix E of the *Rules of Procedure for the Council* (Doc 7559), as well as the Special Provisions of the *Rules of Procedure for Standing Committees of the Council* (Doc 8146), the Council appointed the members of the CCEP, RHCC, and Edward Warner Award Committee, as presented in the Appendices to C-WP/15227.

24. On the nomination of the Representative of Singapore, the Council elected the Representative of Côte d'Ivoire (Mr. Ahmed D. Coulibaly) as the Chairperson of the Air Transport Committee (ATC) for the period 2021-2022, with effect from the 224th Session.

25. On the nomination of the Representative of Netherlands, the Council elected the Representative of Nigeria (Mr. Mahmud Sani Ben Tukur) as the Chairperson of the Joint Support of Air Navigation Services Committee (JSC) for the period 2021-2022, with effect from the 224th Session

26. On the nomination of the Representative of Egypt, the Council elected the Representative of the Netherlands (Mr. Richard Ossendorp) as the Chairperson of the Finance Committee (FIC) for the period 2021-2022, with effect from the 224th Session

27. On the nomination of the Representative of Canada, the Council elected the Representative of India (Mrs. Shefali Juneja) as the Chairperson of the Aviation Security Committee (ASC) for the period 2021-2022, with effect from the 224th Session.

28. On the nomination of the Representative of Paraguay, the Council elected the Representative of the United Arab Emirates (Mr. Saeed M. Alsuwaidi) as the Chairperson of the Technical Cooperation and Implementation Support Committee (TCC) for the period 2021-2022, with effect from the 224th Session.

29. On the nomination of the Representative of Malaysia, the Council elected the Representative of Colombia (Mr. Mauricio Ramírez Koppel) as the Chairperson of the Climate and Environment Committee (CEC) for the period 2021-2022, with effect from the 224th Session.

30. On the nomination of the Representative of Colombia, the Council elected the Representative of Spain (Mr. Victor M. Aguado) as the Chairperson of the Committee on Governance (COG) for the period 2021-2022, with effect from the 224th Session.

31. On the nomination of the Representative of the Russian Federation, the Council elected the Representative of Japan (Mr. Isao Fukushima) as the Chairperson of the Committee on Relations with the Host Country (RHCC), for the period 2021-2022, with effect from the 224th Session.

32. On the nomination of the Representative of Equatorial Guinea, the Council elected the Representative of Mexico (Mr. Dionisio Méndez Mayora) as the Chairperson of the Committee on Cooperation with External Parties (CCEP) for the period 2021-2022, with effect from the 224th Session.

33. In electing the incoming Chairpersons of the Committees, the Council expressed its appreciation by acclamation to all the outgoing Chairpersons of the Committees.

34. In relation to the Air Transport Committee (ATC), in accordance with the *Rules of Procedure for Standing Committees of the Council*, it was recalled that the Members of the ATC had been appointed by the Council on 15 October 2019 (C-DEC 218/1 refers) and would serve until the end of the term of the current Council, insofar as the States that are represented continue to be Members of the Council until the Council elects the new Committee. The Council also noted that similar to the ATC, and consistent with the *Rules of Procedure for Standing Committees of the Council*, the recently appointed Members of the COG would serve until the end of the term of the current Council, insofar as the States that are represented continue to be Members of the Council until the Council elects the new Committee.

35. The Council also agreed that authority would be delegated to the President of the Council to amend the composition of the following Committees: Aviation Security Committee, Climate and Environment Committee, Finance Committee, Committee on Joint Support of Air Navigation Services, and the Technical Cooperation and Implementation Support Committee, these being Committees with open membership.

Any other business

Order of Business – remaining items

36. In relation to the remaining items that had been listed on the Order of Business for today's meeting, it was understood that these would be considered at the meeting of the Council that was scheduled for Monday, 25 October 2021.