



C-DEC 227/2
23/11/22

COUNCIL — 227TH SESSION

SECOND MEETING

(COUNCIL CHAMBER, MONDAY, 21 NOVEMBER 2022, AT 1430 HOURS)

SUMMARY OF DECISIONS

OPEN MEETING

Attendance by the President of the Council in international meetings

1. The Council took note of the information presented by the President of the Council with respect to his attendance at relevant international meetings during the recess, it being understood that a brief summary on the President's participation would be made available on the Council Secure Portal, in due course.

2. In this connection, the President of Council expressed his gratitude to the Government of Egypt and the Representative of Egypt on the Council for their support in facilitating his participation to the 27th Session of the Conference of the Parties (COP27) to the United Nations Framework Convention on Climate Change (UNFCCC), which was held in Sharm El Sheikh, Egypt, from 6 to 18 November 2022.

Appointment of Members and Alternates of the Air Navigation Commission (ANC)

3. Tabled for the Council's consideration was C-WP/15444, which presented the twenty nominations for the nineteen available seats on the Air Navigation Commission (ANC), which had been received in response to State letter S 5/3-22/80 dated 3 August 2022, by the deadline of 1 November 2022. The English version of the curricula vitae of all nominated candidates were contained in the Appendix to the working paper. Following the issuance of C-WP/15444, the Government of Madagascar, by way of a letter dated 14 November 2022, withdrew the nomination of Mr. Tatamoniaina Lantoarimanana (*cf.* PRES Memo SS/3407).

4. As there were consequently nineteen nominations for the nineteen seats on the ANC, the Council agreed to suspend that part of paragraph 1 of Appendix D 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. Accordingly, the Council then agreed to the proposal of the President of the Council that the following nineteen candidates be appointed as Members of the ANC for the three-year period 1 January 2023 to 31 December 2025:

Name of candidate	Nominating State(s)
Mr. Martin Jacquet	Argentina
Dr. Frizo Jan-Peter Vormer	Australia
Mr. Luiz Eduardo de França Scovino	Brazil

Mr. Frédéric Fachinan	Canada
Mr. Junrong Liang	China
Mr. Charles Kouadio Kanga	Côte d'Ivoire
Mr. Thierry Liabastres	France
Mr. Nabil Naoumi	Germany
Mr. Naoki Amitani	Japan
Mr. Bernt Tore Larsen	Denmark, Estonia, Finland, Iceland, Latvia, Norway , Sweden
Mr. Albano Manuel Coutinho	Austria, Belgium, Croatia, Ireland, Luxembourg, the Kingdom of the Netherlands, Portugal and Switzerland
Mr. Alexander Batalov	Russian Federation
Mr. Joon Soo Park	Republic of Korea
Mr. Adel Alaoui	Saudi Arabia
Mr. S Subash	Singapore
Mr. Ismael Pacheco Serrano	Spain
Mr. John Wycliffe Kabbs Twijuke	Uganda
Mr. Padhraic Kelleher	United Kingdom
Mr. Donald Ward	United States

5. On behalf of the Council, the President congratulated all of the newly-appointed ANC Members. He thanked them and the nominating States, for their interest in supporting the work of ICAO in the technical field, which was of vital importance for maintaining the safety and efficiency of air navigation.

6. It was noted that, in accordance with Rule 16 c) of the said Rules of Procedure (Doc 7559), the President of the Council would now proceed to invite the Members-Elect of the ANC, under cover of a President's memorandum (PRES SS/3372) to be issued later that afternoon, to declare to him in writing their candidacies for the presidency of the Commission before noon on Friday, 25 November 2022. The election of the President of the ANC was scheduled to take place on Wednesday, 30 November 2022 on the basis of C-WP/15445.

ANC Work Programme for the 222nd Session

7. The Council considered this item on the basis of C-WP/15446, which presented the proposed work programme for the 222nd Session of the Air Navigation Commission (ANC).

8. Following consideration, the Council:

- a) approved the proposed ANC work programme for its 222nd Session, as outlined in Appendix A of C-WP/15446, it being understood that the proposed dates for the Session would potentially need to be adjusted following the Council's discussion on its work programme for the 228th Session (C-WP/15443) and the proposed programme of meetings for 2023 (C-WP/15439), which were both scheduled for consideration at a subsequent meeting of the current Session; and
- b) took note of the planned items for the 223rd and 224th Sessions, as outlined in Appendices B and C, respectively, of C-WP/15446.

2023 Technical Cooperation Administrative and Operational Services Cost (AOSC) budget estimates and update of the 2022 AOSC income and expenditures

9. The Council considered this item on the basis of C-WP/15436, which provided the 2023 Administrative and Operational Services Cost (AOSC) Fund budgetary estimates approved by the 41st Session of the Assembly on an indicative basis, as well as an update of the AOSC income and expenditures for 2022. The Council also had for consideration an oral report thereon from the Technical Cooperation and Implementation Support Committee (TCC).

10. Following consideration, the Council:

- a) noted that the improvement in the Technical Cooperation Programme's implementation volume, which was expected to yield a surplus for the AOSC Fund in 2023, and appreciated the efforts made by the Secretariat to reverse the declining trend in implementation volume and improve the financial performance of the AOSC Fund experienced over the last few years;
- b) notwithstanding the progress referred to in a) above, acknowledged that the situation remained fragile, and as such, underscored the need for the Technical Cooperation Bureau (TCB) to continue strengthening its diversification strategies to complement the Bureau's traditional line of business;
- c) requested the Secretary General to continue all efforts to ensure coordination across the ICAO Bureaux and Offices, as well as Member States, with a view to fostering further opportunities to enhance the growth of the Technical Cooperation Programme; and
- d) further requested that the Secretary General continue to keep the Council apprised of the progress of implementation of TCB-related initiatives.

Operating Plan for the Technical Cooperation Bureau for the period 2023-2025

11. The Council considered this item on the basis of C-WP/15437, which described project/key activities, deliverables and key performance indicators (KPIs) to be implemented, monitored, measured and reviewed in order to achieve the expected results and key outcomes defined for the Technical Cooperation Bureau, including the Global Aviation Training (GAT) Section, for the period 2023 to 2025. The Council also had for consideration an oral report thereon from the Technical Cooperation and Implementation Support Committee (TCC).

12. Following consideration, the Council:

- a) reaffirmed the importance of implementation support as a key pillar of the Organization, and in doing so, recommended that TCB continue to identify Member States' needs and expectations, as well as any gaps in the implementation of ICAO Standards and Recommended Practices (SARPs), particularly given the sector's positive growth outlook, and to further expand those areas in which TCB provides services to other civil aviation disciplines, including, *inter alia*, environment, cybersecurity and unmanned aircraft systems (UAS), with a view to strengthening its competitive advantage and improving financial sustainability;
- b) encouraged the Secretariat to enhance efforts to identify and attract qualified international experts in emerging aviation fields, to better support the needs of Member States;

- c) acknowledged the benefits of the One-ICAO approach, and in doing so, requested that the Secretariat continue to make progress to rationalize institutional arrangements and practices in order to enhance collaboration between the Bureaux and Offices, with a view to reinforcing the role of TCB as ICAO's implementation bureau, and in support of the ICAO *Policy on Implementation Support Provided to States*; and
- d) endorsed the TCB and GAT Operating Plans for the period 2023 to 2025, as presented in the Appendices to C-WP/15437.

Budget and Operating Plan for the Ancillary Revenue Generation Fund (ARGF) for 2023-2024-2025

13. The Council considered this item on the basis of C-WP/15438, which pursuant to the *Policy on Revenue-Generating Activities*, presented the Ancillary Revenue Generation Fund (ARGF) budgetary estimates for the years 2023 to 2025 and the associated 2023 operating plan. The Council also had for consideration an oral report thereon from the Finance Committee (FIC).

14. Following consideration, the Council:

- a) requested that in addition to highlighting the challenges, future such reports should also identify opportunities for the ARGF, and that both elements would be elaborated further in subsequent updates relating to the ARGF;
- b) agreed that baseline Key Performance Indicators (KPIs) and targets should be included in the ARGF Operating Plan;
- c) endorsed the ARGF budget and operating plan for the year 2023, subject to the inclusion of the baseline KPIs and targets referred to in b) above, and noted for planning purposes the budget and operating plan for 2024 and 2025; and
- d) noted the information provided by the Chairperson of the FIC with respect to the work that had been initiated by the recently established FIC Small Group on the long-term sustainability of the budget, and invited the Small Group to continue to report to the FIC on the progress of its work for subsequent consideration by the Council.

Recommendations of the Committee on Joint Support of Air Navigation Services related to Items under the Danish and Icelandic Joint Financing Agreements reviewed during the 227th Session

15. The Council considered this item on the basis of C-WP/15448, which presented the recommendations of the Joint Support Committee (JSC) on items under the Danish and Icelandic Joint Financing Agreements.

16. Following consideration, the Council:

- a) approved the actions recommended by the JSC, as outlined in the Executive Summary of JS-WP/2123, JS-WP/2124, JS-WP/2125, JS-WP/2126, JS-WP/2127, JS-WP/2128, JS-WP/2129 and JS-WP/2130;
- b) took note of the information contained in paragraph 2.12 of C-WP/15448, and in this connection, requested the Secretariat to prepare a report on the Annual User Consultation meetings, it being understood that this report would be presented for

consideration by the JSC, and further requested the Secretariat to engage with service providers to consider approaches to improve the user consultation process; and

- c) took note of the proposal of the Government of Denmark to establish a Greenlandic Air Navigation Service Provider in the Nuuk FIR, as outlined in paragraph 2.10 of C-WP/15448, and requested to be kept apprised on developments in this regard, particularly with respect to the proposal's possible impacts on air navigation service providers, as well as any potential implications for the Joint Financing agreements.

Any other business

Lessons learned from the 41st ICAO Assembly

17. Recalling its discussion during the informal briefing on lessons learned from the 41st Session of the ICAO Assembly, held on 1 November 2022, the Council agreed to establish a Small Ad Hoc Group composed of Council Representatives to consider the issues outlined by the President of the Council in his oral report on this subject, with a view to reporting their recommendations and possible next steps in this regard to the Council at a subsequent Session. It was understood that the Secretariat would also participate in and support the deliberations of this Small Group. The Council also agreed to delegate authority to the President of the Council to establish said Group, taking in consideration geographical representation and gender balance.

Update on Council Ad Hoc Groups

18. In noting the information contained in the oral report presented by the President of the Council regarding the current status of the existing Council Ad hoc Groups and their activities, the Council agreed that the matter should be referred to the Committee on Governance (COG) for further reflection and deliberation, on the understanding that the Council would return to consider this item in due course.

Appointment of Observers to the Committee on Aviation Environmental Protection (CAEP)

19. In the absence of comments by 25 October 2022 to the President of the Council's email dated 12 October 2022, Mr. Ewan McKenzie has been appointed as the Observer from IPIECA to CAEP, replacing Mr. Jim Herbertson, with effect from 26 October 2022.

Council working papers presented for information

20. As the President of the Council has not received any requests to have the following information papers tabled for consideration, it is considered that the Council has noted the information provided therein:

- C-WP/15455 — *Status of the Regular Budget Operational Reserve as at 30 September 2022*
- C-WP/15456 — *Status of the Recommendations for the Triennial Budget Outlined in the 2019 FIC Guidance Package*
- C-WP/15457 — *Financial Situation of the Organization and level of the Working Capital Fund (WCF)*
- C-WP/15458 — *Progress report of the Monitoring and Assistance Review Board (MARB)*