



C-DEC 227/3
28/11/22

COUNCIL — 227TH SESSION

THIRD MEETING

(COUNCIL CHAMBER, WEDNESDAY, 23 NOVEMBER 2022, AT 1000 HOURS)

SUMMARY OF DECISIONS

CLOSED MEETING

Not available

OPEN MEETING

Review of the Report of the Tenth Session of the International Explosives Technical Commission (IETC/10)

5. The Council considered this item on the basis of C-WP/15442, which reported on the outcomes of the Tenth Session of the International Explosives Technical Commission (IETC/10), which was held virtually from 28 to 29 June 2022. The Council also had for consideration an oral report thereon from the Aviation Security Committee (ASC).
6. Following consideration, the Council:
 - a) took note of the IETC/10 meeting highlights, as outlined in C-WP/15442;
 - b) reiterated its concerns over the continued relevance and relative priority of the work of the IETC going forward (C-DEC 224/4, refers), and in this regard, requested the ICAO Legal Affairs and External Relations Bureau (LEB) to explore possible legal options for amending the role, functions and working methods of the IETC;
 - c) agreed that a third-party entity should be engaged to assess the role and relevance of the IETC in connection with the practical and operational activities of detection agents in aviation security, as proposed in C-WP/15442, and in doing so, requested that the Secretariat, taking into account the results of the legal review referred to in b) above, draft appropriate Terms of Reference for said study, to be circulated to the ASC for consideration at a future Session; and
 - d) without prejudice to the foregoing, agreed that the Eleventh Session of the IETC (IETC/11) would be convened virtually from 28 to 30 May 2024, based on the draft agenda presented in the Appendix to C-WP/15442.

Cost recovery for space weather information services

7. The Council considered this item on the basis of C-WP/15447, which pursuant to C-DEC 225/2 and C-DEC 223/6, provided an overview the work undertaken toward the establishment of a global

cost recovery mechanism for the ICAO space weather information service, and the options that had been considered for that purpose. The Council also had for consideration an oral report thereon from the Air Transport Committee (ATC).

8. Following consideration, the Council:

- a) approved the selection of option 2, a global user charge as the global cost recovery mechanism to be further developed to space weather information services, on the understanding that this was currently the most suitable cost recovery mechanism in the application of cost recovery for the ICAO space weather information service; and
- b) requested that the Secretariat:
 - i. prepare a proposal on how the selected option would be best implemented, including a draft Arrangement/Agreement, as well as an outline of the envisaged role of ICAO and the Council in this context, to be presented at a future session of the Council;
 - ii. present a proposal for the establishment of an independent oversight body, in line with ICAO's internal procedures, to be approved by the Council, for the purpose of ensuring that the service provider cost allocated to aviation is reasonable, on the understanding that this oversight is separate from the continuous oversight function to be determined during the Arrangement/Agreement development process; and
 - iii. organize an Informal Briefing during the 228th Session of the Council on the cost recovery for space weather information services, including details of the option 2, as recommended by the Collaborative Group and taking into account other issues of concern as raised by the ATC.

Annual and Triennial Work Programmes of the Office of Internal Oversight for 2023 – 2025

9. The Council considered this item on the basis of C-WP/15452, which presented the triennial work plan for the Office of Internal Oversight (OIO) for the period 2023 to 2025. The Council also had for consideration an oral report thereon from the Committee on Governance (COG).

10. Following consideration, the Council:

- a) approved the triennial work plan for OIO for the period 2023 – 2025, including the annual work plan for 2023, as proposed in C-WP/15452;
- b) requested that sufficient resources be made available for the implementation of the work programme of OIO, and in this regard, encouraged Council Members to actively raise awareness of secondment opportunities to support the work of OIO; and
- c) Invited the COG to explore options to refine the existing mechanism for addressing those recommendations of the Joint Inspection Unit (JIU) which are directed to the Council for consideration and action.

Report on the Evaluation of ICAO's Response to COVID-19

11. The Council considered this item on the basis of C-WP/15454, which presented the key findings and recommendations arising from the Evaluation of ICAO's response to COVID-19, as carried

out by the Office of Internal Oversight (OIO) between November 2021 and May 2022. The Council also had for consideration an oral report thereon from the Committee on Governance (COG).

12. Following consideration, the Council:

- a) welcomed the key findings, conclusions and recommendations, arising from OIO's Evaluation of ICAO's response to COVID-19, and in doing so, acknowledged that the evaluation report provided a good starting point to draw lessons learned from the Organization's response to the COVID-19 pandemic;
- b) recommended that the Secretariat implement the recommendations contained in the Management Action Plan (MAP) as appended to C-WP/15454, on the understanding that the Council would need to further consider how it could best support the Secretariat in this work, particularly with respect to the implementation of recommendations 1 and 4, and in this connection, noted that one option might be to establish a Small Group for that purpose;
- c) expressed concern regarding whether the Secretariat would be in a position to implement the agreed actions for the implementation of recommendations in line with the timeline set out in the MAP, and therefore recommended that these actions be revisited, subject to the outcome of the review of the Business Plan and the budget on the basis of decisions taken by the 41st session of the ICAO Assembly;
- d) noted that certain recommendations identified should be addressed to the whole Organization of ICAO, rather than just Secretariat alone; and
- e) requested the Secretariat to provide an update to the Council in this regard, at a future session.

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