



HIGH-LEVEL CONFERENCE ON AVIATION SECURITY (HLCAS)

Montréal, 12 to 14 September 2012

Agenda Item 3: Combating the insider threat

MANDATORY NATURE OF 100% INSPECTION OF PERSONS OTHER THAN PASSENGERS TOGETHER WITH ITEMS CARRIED

(Presented by Cuba)

SUMMARY

This Paper states the opinion of Cuba in reference to the level of risk which, in fact, implies alternatives for the application of other security controls provided by standard 4.2.6 of Annex 17, for cases of persons, who are not passengers, as well as carried articles, authorized to access security-restricted areas, if the principle of 100% inspection can not be applied.

Measures proposed to the Conference: The high level Conference on Aviation Security is invited to support the measures proposed in paragraph 2.

1. INTRODUCTION

1.1 Cuba acknowledges that the most efficient way to face the continued terrorist threat is to particularize, understand and react to potential risks affecting civil aviation in general, as well as the lives/goods transported (passengers, luggage, cargo and mail), which could also come from civil aviation itself.

1.2 Standard 4,2,6 of Annex 17 stipulates, textually that “*Each Contracting State shall ensure that persons other than passengers, together with items carried, being granted access to security restricted areas are screened, however, if the principle of 100% screening can not accomplished, other security controls, including, but not limited to proportional screening, randomness and unpredictability, shall be applied in accordance with a risk assessment carried out by the relevant national authorities.*”

1.3 Cuba values and recognizes the progress reached by the Group of experts on aviation security and their corresponding work groups in reference to the reinforcement of the standards and recommended practices (SARPS) of Annex 17, particularly Standard 4.2.6, as well as the corresponding guidance texts, with the purpose to solve, in most cases, the problem of internal threats keeping the principle according to which 100% of persons who are not passengers, as well as the articles transported, which are authorized to access security-restricted areas, are inspected. If the principle of 100% inspection

¹ French and Spanish versions provided by Cuba

could not be applied according to Standard 4.2.6, however, other security controls will be applied, including, among others, proportional, random and unpredictable inspections, in compliance with the risks assessment carried out by the competent national authorities.

1.4 Cuba considers a very difficult matter to prevent, detect and face an act of unlawful interference carried out with the internal support of persons who are not passengers with access to security-restricted areas, even when these persons have had their records verified, which is not determinant in case these persons have some kind of motivation to support, and even participate from within, in acts of such nature.

1.5 In this reference, and based on the criteria that every risk evaluation related to persons who are not passengers, and who do not get to be inspected due to the fact that they were not selected to be subject of proportional, random and unpredictable inspections, this would always turn out to be, in any case, a high level of risk and, considering the high level of hazard represented by the fact that this category of persons have access to sterile lounges and other security-restricted areas were they even mingle with passengers and their carry-on baggage and/or the checked baggage already inspected, and/or the very aircraft during ground and pre-flight services, Cuba considers that, in all access control points, conditions should be created securing that 100% of persons who are not passengers, as well as the articles transported, are subject to security inspections with whatever of the different means available for this purpose, including manual inspection, before these persons access the security-restricted areas, without the percent of exceptions resulting from the application of other security-control variables, such as the proportional, random and unpredictable inspections, in compliance with the risk assessment carried out by the competent national authorities.

2. CONCLUSION

2.1 The high level Conference on Aviation Security is invited to evaluate the possibility that, in Amendment 13 of Annex 17, the text of standard 4.2.6 would be modified to read as follows:

“Each Contracting State shall ensure that 100% of persons other than passengers, together with items carried, being granted access to security restricted areas are screened.”

2.2 The high level Conference on Aviation Security is invited to convey this proposal to the Working Group on Amendment 13 of Annex 17).