



INTERNATIONAL CIVIL AVIATION ORGANIZATION

A United Nations Specialized Agency

24 November 2015 Deadline in Annex 9: Addressing the Challenge

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Outline



- **Standard 3.10.1 provisions --- and obligations of Member States**
- **Estimated levels of compliance**
- **Consequences of non-compliance**
- **Managing non-compliance in practice: legal requirements and good practices**
- **Contacts and resources**

Standard 3.10.1 provisions



What the Standard says:

→ Standard 3.10.1: “For passports issued after 24 November 2005 and which are not machine readable, Contracting States shall ensure the expiration date falls before 24 November 2015.”

What the Standard means:

→ No current non-MRPs to be in circulation after 24 November 2015. (All non-MRPs should have expired by the deadline)

Related to Standard 3.10: 1 April 2010 deadline on issuance of MRPs

Defining a non-MRP



Defining a non-MRP



- Non-MRPs – not compliant with the provisions of Doc 9303 Part 1 Vol. 1

Scope of Standard 3.10.1 – applies to:

- **all** types of passports (Ordinary, Diplomatic Service, etc.)
- Does not apply to “passports or temporary travel documents of limited validity in cases of emergency”

Is Standard 3.10.1 relevant to ePassports?



- No!
- The 24 NOV 2015 is **not** a deadline for ePassports!
(No eMRP Standard exists so far)
- Some States and industry partners mistakenly believe that the 2015 date is a deadline for the introduction of ePassports. It is a misconception that needs to be dispelled.
- A Standard on obligatory ePassport may appear some day in the future if ICAO Member States agree to it. But nothing in the immediate future

Level of compliance: estimates



- Universal compliance likely? Not quite
- Anecdotal evidence (from the industry and ICAO TAG/MRTD working groups suggests a “considerable” number of non-MRPs in circulation that expire after 24 NOV 2015
- Official figures needed

STATE LETTER EC6/3-12/70



- ICBWG/TAG-MRTD:

- a) raise awareness; b) ensure States have adequate time to comply with Standard

- State Letter dated 31 December 2012

- Brief background of issue

- Governments urged to invite citizens holding non-MRPs to apply for MRPs

- Questionnaire: gather information on worldwide application of 3.10.1 – determine action to promote implementation

STATE LETTER EC6/3-12/70



QUESTIONNAIRE

NAME OF STATE: _____

Please circle the appropriate response.

1. All *non-machine readable passports* have expired, or are due to expire, before 24 November 2015 **Yes/No**

If the answer is “**Yes**”, please skip to Question 3.

2. If the answer to Question 1 is “**No**”, please respond to the following questions:
- 2.1 The number of non-machine readable passports in circulation beyond 24 November 2015 will be approximately
- 2.2 All non-machine readable passports are due to expire by (date)

STATUS OF RESPONSES (as of 6 June 2013)



REGION	TOTAL RESPONSES	Q1: YES	Q1: NO	REMARKS Q. 2.1/2.2
APAC	16/38	14	2	217/2016 1.5m/2020
ESAF	6/24	6	—	—
EURNAT	25/56	23	2	300,000/2017 50,000/2018
MID	9/15	9	—	—
NACC	10/21	9	1	—/2017
SAM	3/13	3	—	—
WACAF	5/24	5	—	—
TOTALS	71/191	66	5	

NB: The State Letter still available to Govt Officials upon request!

Potential consequences of non-compliance



No official ICAO views. However ---

TAG/MRTD ICBWG has identified the following potential consequences of non-compliance with Standard 3.10.1:

- For the non-complying State -- some embarrassment and loss of face in the international community
- Other Member States *may* apply bilateral sanctions after 24 NOV 2015, eg:
 - Refuse the admittance to holders of non-MRPs , or
 - Make visa processing more onerous and costly because of associated risks
- (No official info – but anecdotal evidence suggests that a few major States are considering such approach)
- Potential costs to holders of non-MRPs after the deadline: losses – increased costs – delays – cancelled trips - disappointment

Managing the challenge



- If it is likely that your State will be unable to meet the 24 NOV 2015 deadline, it is **important to put together a constructive plan of action.**
- Most problems can be solved – except those that have never been addressed!

Managing the challenge – Contd.



Recommended practical steps:

- **Assess the extent of the problem** (how many passports in your State expire after 24 NOV 2015, and when)
- Inform ICAO **responding to the Questionnaire** in the State Letter EC6/3-12/70
- **File a difference** with ICAO concerning Standard 3.10.1 as required by Art 38 of the Chicago Convention (form available upon request)

Managing the challenge – Contd.



- Carry out **an information campaign** to inform your citizens about the 24 NOV 2015 deadline! **Encourage them to renew their passports.**
- If practicable, apply facilitated processing of such applications (a separate counter with shorter waiting times, reduced renewal fee, or similar). At the issuing authority's discretion!
- Keep an eye for any updates on the **24 NOV 2015 Deadline Webpage** (Coming soon!) on the MRTD Programme website at <http://www.icao.int/Security/mrtd/Pages/default.aspx>

Contacts and Resources



Mr. Jitu Thaker, Technical Officer, Facilitation, ICAO

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Inquiries related to filing a difference for Standard 3.10.1; responses to the Questionnaire in the State Letter EC6/3-12/70

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Any other inquiries or information and assistance requests related to the implementation of Standard 3.10.1, incl. requests for copies of the State Letter or filing a difference form

The 24 NOV 2015 Deadline Webpage (Coming soon!) on the MRTD Programme website at <http://www.icao.int/Security/mrtd/Pages/default.aspx>

Document 9303 and Supplement - free download at <http://www.icao.int/Security/mrtd/Pages/Document9303.aspx>



THANK YOU!

Questions? Comments?

<http://www.icao.int/Security/mrtd/Pages/default.aspx>

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