

International Civil Aviation Organization Organisation de l'aviation civile internationale Organización de Aviación Civil Internacional Международная организация гражданской авиации منظمة الطيرار المدني الدولي

国际民用航空组织

17 March 2011

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To: CASC Member Representatives

cc: ICAO Secretary General, D/ANB, D/TCB, C/RCC

Subject: Report of the First Meeting of the Haiti Civil Aviation Steering Committee (CASC)

(Port-au-Prince, Haïti, 10 March 2011)

Dear Sir/Madam:

Enclosed please find the Report of the First Meeting of the Haiti Civil Aviation Steering Committee (CASC) held in Port-Au-Prince, Haiti, on 10 March 2011. Please share the report with your State/Organization's member on the Interim Haiti Recovery Commission (IHRC) and representatives based in Haiti.

The following actions for CASC members are highlighted:

- Donor State/Organizations to provide ICAO information on the scope of ongoing and planned projects;
- Donor State/Organizations to inform ICAO of new and/or updated assistance offers and commitments; and
- Donor States/Organizations to inform ICAO of the name and title of the representative to sign the CASC Memorandum of Understanding (MoU).

The next quarterly CASC meeting is tentatively scheduled for 9 June 2011 in Port-au-

Prince.

Accept, Sir/Madam, the assurances of my highest consideration.

Loretta Martin Regional Director

North American, Central American and Caribbean (NACC) Regional Office

Enclosure: *As indicated*



INTERNATIONAL CIVIL AVIATION ORGANIZATION NORTH AMERICAN, CENTRAL AMERICAN AND CARIBBEAN REGIONAL OFFICE

FIRST MEETING OF THE HAITI CIVIL AVIATION STEERING COMMITTEE (CASC)

CASC/1

REPORT

PORT-AU-PRINCE, HAITI 10 MARCH 2011 The designations employed and the presentation of material in this publication do not imply the expression of any opinion whatsoever on the part of ICAO concerning the legal status of any country, territory, city or area or of its authorities, or concerning the delimitation of its frontiers or boundaries.

INDEX

Conte	nts Page
Index	i-1
Histor	ical
ii.1 ii.2 ii.3 ii.4	Place and Date of the Meeting ii-1 Opening and Officers of the Meeting ii-1 Meeting Agenda ii-1 Attendance ii-1
Repor	t on Agenda Item 1
	Haiti Civil Aviation Status and Development
Repor	t on Agenda Item 2
	ICAO Technical Cooperation Projects
Repor	t on Agenda Item 3
	World Bank "Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant" Project
Repor	t on Agenda Item 4
	Other Projects
Repor	t on Agenda Item 5
	Prioritized Action Plan
Repor	t on Agenda Item 6
	CASC Memorandum of Understanding
Repor	t on Agenda Item 7
	Next steps4

HISTORICAL

ii.1 Place and Date of the Meeting

The First Meeting of the Haiti Civil Aviation Steering Committee (CASC/1) was held at the Office National de l'Aviation Civile (OFNAC) office in Port-au-Prince, Haiti, on 10 March 2011.

ii.2 Opening and Officers of the Meeting

Mr. Jean Lemerque Pierre, Director General of Civil Aviation of Haiti, welcomed the delegations, provided introductory remarks and served as Chairman of the meeting. Mrs. Loretta Martin, Regional Director of the North American, Central American and Caribbean (NACC) Regional Office of the International Civil Aviation Organization (ICAO), served as Secretary with the assistance of Mr. Michiel Vreedenburgh, Deputy Regional Director, ICAO NACC Regional Office, and Mr. Gil Williams, Chief Field Operations Section, Technical Cooperation Bureau, ICAO Headquarters.

ii.3 Meeting Agenda

- 1. Haiti Civil Aviation Status and Development
- 2. ICAO Technical Cooperation Projects
- 3. World Bank "Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant" Project
- 4. Other Projects
- 5. Prioritized Action Plan
- 6. CASC Memorandum of Understanding
- 7. Next steps

ii.4 Attendance

The meeting was attended by 19 participants representing Haiti, Jamaica/CASSOS, Spain, United States, IATA, IDB, United Nations, World Bank and ICAO as detailed in the following List of Participants.

LIST OF PARTICIPANTS

HAITI

Vivianne Saint-Dic Jean-Lemerque Pierre Carl Ferailleur

Wesner Excelhomme Laurent Joseph Dumas

Marc Paulemon Jacques Boursiquot Enock Raymond Hugues Lamdthe Marc Alix Maurice

JAMAICA/CASSOS

Nari Williams-Singh

SPAIN

Rosa Santrich

UNITED STATES

Larry Mizell Greg Groth

IATA

Peter Cerda Alicia Lines

IDB

Michel Vallée

UNITED NATIONS

Nicolas Martin

WORLD BANK

Pierre Bonneau

ICAO SECRETARIAT

Loretta Martin Michiel Vreedenburgh Gil Williams

LIST OF PARTICIPANTS

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Report on Agenda Item 1 Haiti Civil Aviation Status and Development

- Haiti provided an update on the status of civil aviation and development, which reflected little change since the previous briefing, which was provided at the ICAO/Haiti Briefing on the Haitian Civil Aviation Reconstruction held in Washington D.C., United States, on 31 August 2010. The Meeting noted with concern the negligible progress over the last 12 months since the conclusion of the emergency response and recovery phase during the months following the earthquake disaster. The Government of Haiti (GoH) presidential election process and cholera outbreak had impeded convening the first CASC meeting earlier as was planned following the August meeting. However, an interim meeting was held in Port-au-Prince, Haiti, on 5 October 2010, with the Haiti Ministry of Public Works, Transport and Communications (MTPTC), Office National de l'Aviation Civile (OFNAC), Brazil, United States, World Bank (WB), and the Inter-American Development Bank (IDB) to discuss the proposed projects.
- 1.2 Noteworthy developments were reported as follows:
 - appointment of the new Director General of the Autorité Aéroportuaire Nationale (AAN):
 - commencement of the Cap Haitien Airport Improvement and Radar Project financed by a USD 30 million loan provided by the BANDES Bank of Venezuela to GoH;
 - aircraft operators' use of GNSS approach procedures at Toussaint L'Ouverture International Airport (MTPP) in Port-au-Prince in lieu of VOR approach procedures; and
 - commitment of the United States Federal Aviation Administration (FAA) donation to Haiti for permanent donation of the mobile air traffic control tower in use at MTPP since the earthquake to be used as future back-up equipment.

Report on Agenda Item 2 ICAO Technical Cooperation Projects

- 2.1 ICAO conducted a multi-disciplinary on-site technical assessment of the condition of the aviation system, facilities and services in March 2010 and prepared a report and prioritized action plan. Upon the request of Haiti, ICAO established a technical co-operation mechanism with a Management Services Agreement (MSA) between ICAO and Haiti and created the Civil Aviation Steering Committee (CASC) for potential donor States, Organizations, and projects formalized by a Memorandum of Understanding (MoU). Both the MSA and MoU documents were signed by the Haitian Prime Minister in June 2010.
- 2.2 Two umbrella ICAO Technical Cooperation projects were formulated: the Post-2010 Haiti Earthquake Reconstruction and Modernization of the Air Navigation Infrastructure, Improving Services and Strengthening the Civil Aviation Authority for OFNAC and of the Port-au-Prince Toussaint L'Ouverture International Airport (PAP) for the Autorité Aéroportuaire Nationale (AAN). The signing of the Project Documents by Haiti remains pending, but during the visit was coordinated for signature with the office of the Prime Minister and expected within a week.
- 2.3 The summary update on the situation in Haiti provided by the Secretary General to the Council is presented in **Appendix A**.

1

Report on Agenda Item 3 World Bank "Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant" Project

- 3.1 The World Bank reported to have approved for ICAO to contract consultants for the Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant Project, which is the first and only project so far to be implemented under the ICAO/Haiti Technical Cooperation agreement. The project budget is USD 3 million and includes the upgrading or replacement of the following items for PAP airport and OFNAC personnel training:
 - Runway 10 Instrument Landing System (ILS)
 - 2 VOR/DMEs (MTPP & Obleon)
 - VHF air-ground radio communications tower
 - Runway 10 Approach Lighting System (ALS)
 - Runway 28 Precision Approach Path Indicator (PAPI)
 - West Runway End Safety Area (RESA)
 - Air Traffic Management (ATM) training
- 3.2 The contract and terms of reference for the project have been submitted to MTPTC for signature, which was expected within days.

Report on Agenda Item 4 Other Projects

4.1 The following on-going and planned projects were reported by the meeting participants:

Haiti

- Cap Haitien Airport Improvements (GoH/BANDES loan)
- new Secondary Surveillance Radar (SSR) BANDES loan
- two new 1 MW electrical power supply generators (AAN)
- PAP drainage study (MTPTC)

Jamaica on behalf of the Caribbean Aviation Safety and Security Oversight System (CASSOS)

• Caribbean Airport Certification Process Technical Assistance Study (USTDA project – IOS Partners).

United States

Federal Aviation Administration (FAA)

• Donation to Haiti of mobile air traffic control tower.

Transportation Security Administration (TSA)

- In collaboration with Transport Canada, aviation security training and development of manuals and procedures.
- Evaluation that identified requirements for the repair and maintenance of existing AVSEC equipment, new equipment with maintenance contracts, and EOD capability including equipment and training as urgent.
- Perimeter security upgrading.

United States Trade and Development Agency (USTDA)

• Technical Assistance for the Priority Airport Projects Study (TideWire)

International Air Transport Association (IATA)

- Aviation Professional Training for courses held at the Miami regional office
- Development of RNAV/RNP procedures
- Other assistance which can be provided by member airlines to be considered upon request

Inter-American Development Bank (IDB)

- Aviation Security training and development of manuals and procedures/contract with IATA
- Runway Rehabilitation Study Update (Louis Berger)
- Airport Master Plan Update (Aéroports de Paris Designers and Planners ADPI)
- Air Traffic Control Tower Study (ADPI)
- 4.2 In addition, the Meeting recalled that the following offers had been previously received from other States and Organizations:

Dominican Republic

• Air Traffic Control Officer (ATCO) Training

France

• Assistance from DGAC France upon request

Airports Council International (ACI)

- Airport Professional Training
- Airport Equipment
- 4.3 The Meeting recognized that private sector participation should be considered for some projects, such as the passenger terminal building.

Report on Agenda Item 5 Prioritized Action Plan

5.1 ICAO presented the Prioritized Action Plan, which had been prepared following the ICAO assessment undertaken in March 2010, and had subsequently been updated periodically in consultation with OFNAC to incorporate developments and the results of additional ICAO technical missions to Haiti in areas not included in the March 2010 assessment, namely, Aviation Security (AVSEC) and Aeronautical Information Management (AIM). The Meeting reviewed the Action Plan and the revised version is presented in **Appendix B** to this report.

Report on Agenda Item 6 CASC Memorandum of Understanding

The original French language Memorandum of Understanding for the CASC, signed by Haiti and ICAO, and the English language translation are presented in **Appendix C** to this report. The Meeting agreed that ICAO shall contact the confirmed and potential assistance donor States and Organizations to request the name and title of the representatives to sign the MoU in order for the document to be prepared for signature.

Report on Agenda Item 7 Next steps

- 7.1 The Meeting discussed the next steps and agreed upon the following:
 - Haiti to sign ICAO Technical Cooperation PRODOCs
 - Haiti and ICAO to sign the contract for the World Bank project
 - Donor State/Organizations to provide ICAO information on the scope of ongoing and planned projects
 - ICAO to prepare draft requests for Haiti to send to Donor States/Organizations who have submitted assistance offers
 - Haiti and ICAO to seek additional donor State/Organization assistance commitments
 - ICAO to circulate CASC MoU to Donor States/Organizations for signature
 - Future ICAO assessment mission to update projects and action plan
 - ICAO to meet with United Nations Resident Coordinator and Country Team
 - Haiti and ICAO to convene quarterly CASC meetings next meeting tentatively on 9
 June 2011
 - ICAO to create a web page for the Haiti CASC on the NACC Regional Office web site (www.mexico.icao.int)
 - Haiti to update the aviation part of the Transport Sector Strategy to incorporate the Action Plan
 - Haiti and ICAO to submit applications for projects to the Interim Haiti Recovery Commission (IHRC)
 - Haiti and ICAO to meet with IHRC Co-Chairman Mr. Clinton with support of PM
 Haiti
 - Haiti and ICAO to brief the IHRC and the Haiti Recovery Fund (HRF)



INTERNATIONAL CIVIL AVIATION ORGANIZATION NORTH AMERICAN, CENTRAL AMERICAN AND CARIBBEAN REGIONAL OFFICE

UPDATE ON THE SITUATION IN HAITI

1 March 2011

Following the oral report to the ICAO Council on the operational situation in Haiti provided by the Secretary General on 15 February 2010, a decision was taken by the Council on 1 March 2010, for ICAO to develop a technical cooperation project for the reconstruction of the civil aviation sector in Haiti and encourage voluntary contributions from Contracting States, financial institutions and the aviation industry.

This briefing provides an update on the situation in Haiti since the last report posted on the ICAO Council website in September 2010.

The activities of the North American, Central American and Caribbean (NACC) regional office, with the support of the Air Navigation Bureau (ANB) and Technical Co-operation Bureau (TCB), have included leading and coordinating the ICAO assistance provided to Haiti for emergency response following the earthquake; restoration and reconstruction of facilities and services that were affected by the earthquake; and strengthening, upgrading and developing civil aviation system assistance.

Accomplishments:

- implementation of the ATS contingency plan immediately following the interruption of air navigation services in January:
- a multi-disciplinary on-site technical assessment and a prioritized action plan that was also
 presented to the Western Hemisphere Conference on Haiti Civil Aviation hosted by the United
 States Federal Aviation Administration (FAA);
- a technical cooperation mechanism with a Management Services Agreement (MSA) between ICAO and Haiti;
- agreement for the establishment of the Civil Aviation Steering Committee (CASC) for potential donor States, organizations, and projects established by a Memorandum of Understanding (MoU); the Haitian Prime Minister signed both the MSA and MoU documents;
- the ICAO/Haiti Briefing on the Haitian Civil Aviation Reconstruction in Washington D.C. at World Bank (WB) Headquarters on 31 August 2010;
- as a result of the meeting and under the ICAO technical cooperation mechanism, the World Bank, a member of the CASC, approved for ICAO to contract consultants for the Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant Project, which is the first and only project so far to be implemented under the ICAO/Haiti Technical Cooperation agreement;
- ICAO was established as the focal point for aviation sector donor coordination through the CASC mechanism.
- ICAO NACC Regional Officers conducted further technical evaluation and missions in 2010 for the aeronautical information management (AIM) and aviation security (AVSEC) fields; these fields were not included in the initial NACC assessment.

Current Tasks:

Two umbrella ICAO Technical Cooperation projects have been formulated: the Post-2010 Haiti Earthquake Reconstruction and Modernization of the Air Navigation Infrastructure, Improving Services and Strengthening the Civil Aviation Authority for the Office National de l'Aviation Civile (OFNAC) and the Port-au-Prince Toussaint L'Ouverture International Airport for the Autorité Aéroportuaire Nationale (AAN).

Owing to the cholera outbreak and widespread civil unrest due to preliminary presidential election results in Haiti, the Director General of Civil Aviation (OFNAC) for Haiti, asked the Regional Director, NACC to postpone the CASC Meeting until further notice. Recently, Regional Director, NACC received communication from the Director General asking that the first CASC meeting take place in Port-au-Prince before 20 March.

The first meeting of the Haiti Civil Aviation Steering Committee (CASC) will be held in Port-au-Prince on 10 March 2011. Haitian government officials will report on the status and any subsequent development of civil aviation since the October meeting; ICAO will provide an update on the OFNAC and AAN Technical Cooperation Projects and the World Bank "Haiti Civil Aviation Sector Infrastructure and Institution Emergency Recovery Grant" Project. Other States and organizations will be invited to report on other completed, ongoing and planned projects, which will serve to review and update the status of the prioritized action plan from the ICAO assessment; confirm items already being addressed; and identify potential donors for the outstanding action items. In addition, the existing CASC Memorandum of Understanding between Haiti and ICAO is expected to be counter-signed by donor States and organizations during the meeting.

The two ICAO Technical Cooperation project documents (OFNAC and AAN) have been under review by the Government of Haiti, and the Minister of Transport (MoT) is expected to sign the documents in conjunction with the upcoming meeting.

ICAO NACC and TCB visited Haiti in October for a meeting with Haitian government officials, including the Haitian MoT, OFNAC, and international organizations including the World Bank and Inter-American Development Bank (IADB) in relation to the ICAO Technical Cooperation MSA, CASC and assistance projects. Agreement was reached with OFNAC and World Bank on the Terms of Reference and next steps for the ICAO Technical Cooperation project for consultancy services related to the World Bank project. This project is now in the final stages of ratification and activities are expected to commence next month.

Next Steps:

ICAO NACC, with the support of Haiti Prime Minister Bellerive, is seeking to arrange a meeting among ICAO, Director General of OFNAC, and former U.S. President Clinton at his offices in New York in order to highlight the aviation sector and facilitate presentation of the ICAO developments to the Interim Haiti Recovery Commission (IHRC), which is co-chaired by Prime Minister Bellerive and former President Clinton.

ICAO NACC is also contemplating a follow-up assessment to the March 2010 assessment that was conducted by NACC office; however, this follow-up is dependent on funding. The follow-up assessment will enable the update of the project documents and prioritized action plan.

Despite the stated commitments made by States and international organizations following the disaster, none has provided any assistance to the civil aviation reconstruction/development projects in Haiti coordinated by ICAO with the exception of the World Bank. However, the United States has provided extensive direct assistance to Haiti.

HAITI CIVIL AVIATION DEVELOPMENT ACTION PLAN

	Haiti Organization	Donor State / Organization		Cost Estimate	Phasing for Completion		
Item Description			Priority (1, 2, 3)		2011	2012	2014
				(USD)	2011	2013	2015
New temporary Air Traffic Control Tower							
(ATCT) or	OFNAC		1	700,000	X		
improvement of				,			
existing ATCT							
New VHF air-ground							
radio communication equipment for ACC							
"Tete Etang" remote							
station; includes	OFNAC	World Bank	1	265,000	X		
remote control system,							
antennae, antennae							
tower, power supply,							
shelter							
Power Supply for existing ACC and							
Navaids until new	OFNAC		1	325,000	X		
facilities and systems	011,110			,			
become operational							
Vehicles for OFNAC							
to access its facilities							
and perform	OFNAC		1	325,000	X		
maintenance and inspections							
New DVOR and DME							
/ Port-au-Prince Intl.							
Airport for terminal							
and en-route services;							
includes shelter, power	OFNAC	World Bank	1	850,000	X		
supply system and							
devices for remote							
operational status							
information							

				Cost	Phasing for Completion		
Item Description	Haiti Organization	Donor State / Organization	Priority (1, 2, 3)	Estimate (USD)	2011	2012 - 2013	2014 - 2015
Aeronautical Information Services (AIS) office including the necessary facilities, equipment, communications, procedures, etc. and airport AIS office	OFNAC		1	950,000	X		
New Runway 10 Approach Lighting System Category 1	OFNAC	World Bank	1	500,000	X		
WGS-84 Survey and publication of coordinates in the AIP and implementation of e-TOD	OFNAC		1	750,000	X		
Updating of AVSEC and FAL legal framework (Civil Aviation Code, National Civil Aviation Security Programme, quality control, training, contingency, facilitation programmes) and training of oversight personnel	OFNAC	IDB (part)	1	150,000	X		
Upgrade primary and provide secondary power supply systems with required switch-over times for critical systems and lights	AAN	AAN (part)	1	325,000	X		

	Haiti	Donor State /	Duionity	Cost	Phasing for Completion		
Item Description	Organization	Organization	Priority (1, 2, 3)	Estimate (USD)	2011	2012 - 2013	2014 - 2015
Airport operations, maintenance and security vehicles, vehicle and equipment spare parts, and security communications equipment	AAN	ACI?	1	425,000	X		
New Runway 28 PAPI lights	AAN	World Bank	1	100,000	X		
RFFS personnel protection equipment and air compressor for SCBA	AAN		1	750,000	X		
West Runway End Safety Area	AAN	World Bank	1	350,000	X		
Pavement sweeper for runway, taxiways and apron	AAN	ACI?	1	160,000	X		
Temporary passenger processing facility including equipment and furniture	AAN		1	10,000,000	X		
Communication system linking the fire station with the TWR and rescue and fire fighting vehicles	AAN		1	200,000	X		
Perimeter security fence inside of existing wall and perimeter road providing clear areas and including perimeter guard posts and access security control posts. Secure perimeter drainage system.	AAN		1	1,900,000	X		

	TT ***	D G: - 1	D:	Cost		nasing f ompleti	
Item Description	Haiti Organization	Donor State / Organization	Priority (1, 2, 3)	Estimate (USD)	2011	2012 - 2013	2014 - 2015
New Apron flood lighting	AAN		1	220,000	X		
Repair runway and taxiway surface, rehabilitate apron pavement, and replace taxiway and apron edge lights and electrical connections	AAN	IDB?	1	6,000,000	X		
Upgrade drainage system	AAN	MTPTC	1	800,000	X		
Upgrade perimeter security road	AAN	US TSA?	1	11,000,000	X		
Repair/service existing AVSEC equipment, new equipment with maintenance contracts, and EOD capability including equipment and training	AAN		1	1,000,000	X		
Training of professionals and the development of procedures and manuals for air navigation services	OFNAC	World Bank, Dominican Republic, IATA (part)	1	3,000,000	X	X	
Training of airport professionals; development of procedures and manuals for airport operations and maintenance	AAN	US TSA, Canada, IDB, IATA, CASSOS / USTDA, ACI (part)	1	3,000,000	X	X	

	11.242	D	D-114	Cost Estimate (USD)	Phasing for Completion		
Item Description	Haiti Organization	Donor State / Organization	Priority (1, 2, 3)		2011	2012 - 2013	2014 - 2015
New Air Traffic Control Tower (TWR) including power supply and equipment related to provision of air traffic control (ATC) services	OFNAC		1	4,500,000		Х	
New Area Control Center (ACC) building (collocated with new TWR) including power and equipment for provision of air navigation services (ANS), and transfer the existing MEVA VSAT SAT station to new ACC	OFNAC		1	6,000,000		X	
New DVOR and DME / OBLEON Station for en-route service; includes shelter, power supply system and devices for remote information of operational status	OFNAC	World Bank	1	850,000		X	
Equipped Search and Rescue (SAR) Regional Coordination Center (RCC)	OFNAC		2	600,000		X	
New Instrument Landing System (ILS), Glide Path (GP) / DME and Localizer (LLZ) stations (Runway 10); includes shelter, power supply system and devices for remote operational status information	OFNAC	World Bank	2	1,500,000		X	

	Haiti	Donor State /	Dwianitz	Cost	Phasing for Completion		
Item Description	Organization	Donor State / Organization	Priority (1, 2, 3)	Estimate (USD)	2011	2012 - 2013	2014 - 2015
WAFS VSAT station (two way)	OFNAC		2	500,000		X	
Automatic Weather Observation System (AWOS) at Port-au- Prince Airport	OFNAC		2	150,000		X	
Illuminated signs for the movement area	AAN		1	500,000		X	
Rubber removal and runway friction measurement equipment	AAN	ACI?	2	150,000		X	
Airport perimeter security lighting including power supply	AAN		2	800,000		X	
Upgrade water supply and fire hydrant system	AAN		2	500,000		X	
Rehabilitate Runway 10/28 and taxiway pavement and upgrade airfield ground lighting (AGL)	AAN	IDB?	2	27,000,000		X	
New RFFS Station to provide direct access to runway and comply with required response times	AAN		2	1,500,000		X	
Secondary Surveillance Radar (SSR) station including radar data processing system in ACC	OFNAC	Government Loan BANDES	2	3,710,000			X
MEVA VSAT node at Cap Haitien	OFNAC		3	150,000			X

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Item Description	Haiti Organization	Donor State / Organization	Priority (1, 2, 3)	Estimate (USD)	2011	2012 - 2013	2014 - 2015
New passenger terminal building including apron expansion, link taxiways, public access roads and vehicle parking areas	AAN		1	150 million		X	Х
Security CCTV system for perimeter, aprons and facilities on boundary	AAN		2	2,000,000			X
Parallel taxiway (could be phased with initial partial length to west runway end) and rapid exit taxiway	AAN		2	15,000,000			X
Cap Haitien Airport Upgrading and Expansion	AAN	Government Loan BANDES	3	?			X

LETTRE D'ENTENTE

ENTRE LES DONATEURS INTERNATIONAUX, LE GOUVERNEMENT D'HAITI ET L'ORGANISATION DE L'AVIATION CIVILE INTERNATIONALE POUR LA

RECONSTRUCTION DU SYSTÈME D'AVIATION CIVILE PAR LA CRÉATION DU COMITÉ DE COORDINATION D'AVIATION CIVILE

(CCAC)

LETTRE D'ENTENTE

ENTRE LES DONATEURS INTERNATIONAUX, LE GOUVERNEMENT D'HAITI ET L'ORGANISATION DE L'AVIATION CIVILE INTERNATIONALE POUR LA

RECONSTRUCTION DU SYSTÈME D'AVIATION CIVILE PAR LA CRÉATION DU COMITÉ DE COORDINATION D'AVIATION CIVILE (CCAC)

RECONNAISSANT les effets catastrophiques qui ont secoué Haïti suite au tremblement de terre du 12 janvier 2010;

RECONNAISSANT l'importance de reconstruire l'infrastructure d'aviation civile à travers le pays;

RECONNAISSANT que l'étroite coopération et participation de l'industrie du secteur d'aviation, des organisations internationales, ainsi que la communauté internationale est essentielle afin de réussir la reconstruction du système d'aviation civile d'Haïti;

RECONNAISSANT qu'un mécanisme est nécessaire pour assurer une assistance efficace et transparente à la reconstruction de l'industrie d'aviation civile d'Haïti;

RECONNAISSANT que plusieurs bailleurs de fonds ont promis de fournir des fonds et de l'assistance à l'Haïti selon le plan d'action établit dans le rapport de la mission de l'OACI du 20 mars 2010, qui prévoit la création d'un comité de coordination;

RECONNAISSANT que le Gouvernement haïtien a approuvé la création du Comité de Coordination d'Aviation Civile (CCAC), ayant pour but de centraliser et de coordonner tous les projets de reconstruction du système d'aviation civile d'Haïti;

RECONNAISSANT qu'il est souhaitable d'établir les droits, obligations et conditions du Comité de Coordination d'Aviation Civile dans une Lettre d'entente;

IL est compris que:

Article I Composition

- 1.1 Le CCAC sera composé de:
 - (a) représentants de tous les bailleurs de fonds ou d'assistance à la reconstruction du système d'aviation civile d'Haïti;
 - (b) le Directeur du Bureau de la Coopération Technique de l'OACI ou son représentant et le Directeur du Bureau Régional de l'Amérique du Nord, l'Amérique Centrale et les Caraïbes ou son représentant;
 - (c) le Gouvernement d'Haïti, qui agira à titre de président du CCAC.

FIRST MEETING OF THE HAITI CIVIL AVIATION STEERING COMMITTEE (CASC) APPENDIX C TO THE REPORT

1.2 Le CCAC se réunira au moins deux fois annuellement, au pays de son Président. Si pour quelconque raison, il s'avère impossible de se réunir dans le pays de son Président, la réunion sera tenue dans le pays d'un autre membre qui se proposera comme hôte.

Article II Objectifs

Les objectifs du CCAC seront:

- 2.1 Analyser les projets d'assistance soumis par les différents donateurs afin de vérifier qu'il n'y ait pas de duplication d'offres;
- 2.2 Coordonner les activités de tous les projets afin d'assurer une exécution effective;
- Fournir au besoin, quelconque aide ou conseil aux projets en-cours;
- 2.4 Aider à la mobilisation de fonds et de ressources requises pour entreprendre les activités approuvées pour la reconstruction de l'aviation civile d'Haïti; et
- 2.5 Apporter tout autre support selon les besoins.

Article III Financement

3.1 Des contributions sous forme de donations, provenant d'organisations internationales, d'organisations régionales, des États, de banques, de sociétés liées à l'industrie d'aviation civile, ou tout autre entité intéressée au développement du secteur de l'aviation, seront considérées par le gouvernement d'Haïti et le CCAC.

Article IV Secrétaire du CCAC

- 4.1 L'OACI agira à titre de secrétaire du CCAC, produisant les procès verbaux, rapports ou autre matériel requis par le CCAC. De plus, l'OACI aidera le Président du CCAC à coordonner les réunions et procédures du CCAC selon les besoins.
- 4.2 Les services décrits précédemment seront fournis par le Bureau Régional de l'Amérique du Nord, l'Amérique Centrale et les Caraïbes de l'OACI, à Mexico.

Article V Immunité

5.1 Les membres du CCAC garantissent et préservent l'OACI, y compris son personnel, de toutes poursuites, réclamations ou autres demandes se

FIRST MEETING OF THE HAITI CIVIL AVIATION STEERING COMMITTEE (CASC) APPENDIX C TO THE REPORT

rattachant à toute mesure que l'OACI a prise reliés ou en exécutant ses activités.

5.2 Aucune disposition de la présente Lettre d'entente ne sera considérée comme une renonciation des privilèges et immunités de l'OACI, en tant qu'agence spécialisée de l'Organisation des Nations Unies.

Article VI Siège

6.1 Le CCAC aura son siège à Port-au-Prince, Haïti. Le CCAC pourra décider de changer son siège suite à un accord commun de tous ses membres.

Article VII Se joindre au CCAC

7.1 Assujetti aux conditions prescrites par le CCAC, tout donateur à l'effort de reconstruction du système d'aviation civile d'Haïti sera éligible à se joindre au CCAC en indiquant par écrit sa volonté au gouvernement d'Haïti et en signant la présente Lettre d'entente.

Article VIII Modifications

8.1 La présente Lettre d'entente pourra être modifiée par une décision unanime des membres du CCAC. Toutefois, aucune des règles et procédures administratives de l'OACI ne peuvent être modifiées sans le consentement explicite de l'OACI.

Article IX **Dissolution**

9.1 Le CCAC et les dispositions du présent accord demeureront en vigueur tant que le CCAC ne sera pas dissout par ses membres. Suite à sa dissolution, le paiement de balance résiduelle, suite à la liquidation d'obligations engagées par l'OACI, sera effectué selon les modalités et principes établis par le CCAC.

Article X Règlement de différends

Tout différend, controverse ou réclamation lié à la présente Lettre d'entente, ou violation, résiliation ou invalidité relative à celui-ci est réglé, en première instance, par négociations directes entre les parties. En cas d'échec de négociations directes, le CCAC pourra faciliter les négociations par tout moyen qu'il estime raisonnable et nécessaire,

FIRST MEETING OF THE HAITI CIVIL AVIATION STEERING COMMITTEE (CASC) APPENDIX C TO THE REPORT

notamment en désignant une personne ou groupe de personnes à titre de médiateur.

Article XI Entrée en vigueur

11.1 La présente Lettre d'entente prend effet à la date à laquelle elle est signée par tous les parties.

En présence de témoins, les soussignés, membres du CCAC ont signé la présente Lettre d'entente.

Pour le gouvernement, **Haïti**

> Jean-Max Bellerive, Premier Ministre et Ministre de le Planification et de la Coopération Externe

FIRST MEETING OF THE HAITI CIVIL AVIATION STEERING COMMITTEE (CASC) APPENDIX C TO THE REPORT

Les soussignés, membres du CCAC ont signé la présente Lettre d'entente.

Pour l'Organisation de l'aviation civile internationale,

Raymond Benjamin Secrétaire général

MEMORANDUM OF UNDERSTANDING

BETWEEN INTERNATIONAL DONORS, THE GOVERNMENT OF HAITI AND THE INTERNATIONAL CIVIL AVIATION ORGANIZATION IN THE

COOPERATIVE RECONSTRUCTION OF HAITI'S CIVIL AVIATION SYSTEM THROUGH THE CREATION OF A CIVIL AVIATION STEERING COMMITTEE

(CASC)

MEMORANDUM OF UNDERSTANDING

BETWEEN INTERNATIONAL DONORS, THE GOVERNMENT OF HAITI AND THE INTERNATIONAL CIVIL AVIATION ORGANIZATION IN THE

COOPERATIVE RECONSTRUCTION OF HAITI'S CIVIL AVIATION SYSTEM THROUGH THE CREATION OF A CIVIL AVIATION STEERING COMMITTEE (CASC)

RECOGNIZING the catastrophic effects of the earthquake, which struck Haiti on 12 January 2010;

ACKNOWLEDGING the importance of prompt and effective action to reconstruct Haiti's civil aviation infrastructure:

WHEREAS the cooperation and partnership of industry, other States, international Organizations as well as the donor community at large is essential to help fund the reconstruction of Haiti's civil aviation system;

RECOGNIZING that a centralized and coordinated mechanism is required to facilitate an effective, efficient and transparent assistance to the reconstruction of Haiti's civil aviation industry;

WHEREAS donors have committed to provide funds and assistance to Haiti in accordance to the plan of action established in the ICAO March 2010 mission report, through a centralized Steering Committee;

FURTHER acknowledging that the Government of Haiti has approved the creation of a Civil Aviation Steering Committee (CASC), with the purpose of supervising and coordinating among all donors and activities related to the reconstruction of Haiti's civil aviation system;

WHEREAS it is desirable to document the terms and conditions of the Civil Aviation Steering Committee in a Memorandum of Understanding accordingly:

NOW THEREFORE it is understood as follows:

Article I Governing Body

- 1.1 The CASC shall be composed of:
 - (a) high-level representatives from all sources of funding or assistance;
 - (b) the Director, ICAO Technical Cooperation Bureau or his representative and the ICAO Regional Director, North American, Central American and Caribbean Regional Office or her representative.
 - (c) the Government of Haiti, who will act as its Chairman.

1.2 The CASC shall meet, at least twice a year, normally in the country of its Chairman. If, for any reason, it is not possible for the meeting to be held in the country of its Chairman, it shall be hosted by another Member having offered to host it.

Article II Objectives

The objectives of CASC shall be to:

- 2.1 Review all plans and proposals for assistance submitted by different sources and donors and with the aim of avoiding duplication of donor offers;
- 2.2 Coordinate the activities of all relevant civil aviation projects with the aim of assuring effective implementation;
- 2.3 Provide advice and guidance to on-going activities as appropriate;
- 2.4 Assist with resource and financial mobilization required to undertake the approved projects for the reconstruction of Haiti's civil aviation system; and
- 2.5 Provide support to other requirements of Haiti's civil aviation as deemed necessary.

Article III Funding

3.1 Contributions in the form of grant funds and / or contributions in kind from external donors such as international organizations (public and private) in the field of aviation or associated with it, regional organizations of States, individual donor States, aircraft, aircraft component or aerospace manufacturers, airlines, airports, air navigation services providers, other members of the aero-space industry and any other stakeholders in aviation safety, or international banks supporting infrastructure development, will be considered by the Government of Haiti and the CASC.

Article IV CASC Secretary

- 4.1 ICAO shall act as Secretary to the CASC, providing minutes, reports and other material as required. In addition, ICAO will provide assistance to the CASC Chairman to ensure proper coordination among the CASC Members with regards to meetings, policies and any other matter as required.
- 4.2 The services as described above shall be administered from ICAO's NACC Regional Office in Mexico.

Article V Immunity

- 5.1 CASC Members shall hold ICAO and its staff, including its field staff, harmless with regard to any claims, demands or legal actions by third parties which are arising from or relating to the operation of project activities.
- Nothing set down in this Memorandum of Understanding or related thereto shall be considered as constituting renunciation of the privileges and immunities of ICAO, a specialized agency of the United Nations.

Article VI Location

6.1 CASC will be based in Port-au-Prince, Haiti. The Steering Committee may, however, at any time decide to rotate the office as mutually agreed upon.

Article VII Joining CASC

7.1 Subject to such terms and conditions which the CASC may prescribe, any international donor shall be eligible to join the CASC by notifying a request to the Government of Haiti and becoming a party to this Memorandum of Understanding.

Article VIII Amendments

8.1 This Memorandum of Understanding may be amended by the CASC by unanimous decision. The established rules and administrative procedures of the ICAO Technical Cooperation Programme under which ICAO services are provided will, however, not be amended unless specifically agreed upon by ICAO.

Article IX **Dissolution**

9.1 The CASC shall operate and retain validity and effect until dissolved by its Members. Upon dissolution, disbursement of any funds remaining in the Trust Fund account after liquidation of all obligations and commitments entered into by ICAO shall be made in accordance with the principles to be established by CASC.

Article X Settlement of Disputes

Any dispute or difference relating to the interpretation or application of this Memorandum of Understanding, or the termination or invalidity thereof, shall be settled in the first instance by direct negotiations between the Parties. In case such direct negotiations are unsuccessful, CASC may render any assistance likely to further the negotiations, including the designation of a person or group of persons to act as conciliator during the negotiations.

In witness whereof, the undersigned, Members of CASC have signed this Memorandum of Understanding.

For the Government,	
Haiti	
	Jean-Max Bellerive, Prime Minister