



SAFE SKIES.  
**SUSTAINABLE  
FUTURE.**



# Session I: Enabling air transport priorities through ICAO activities in the legal field

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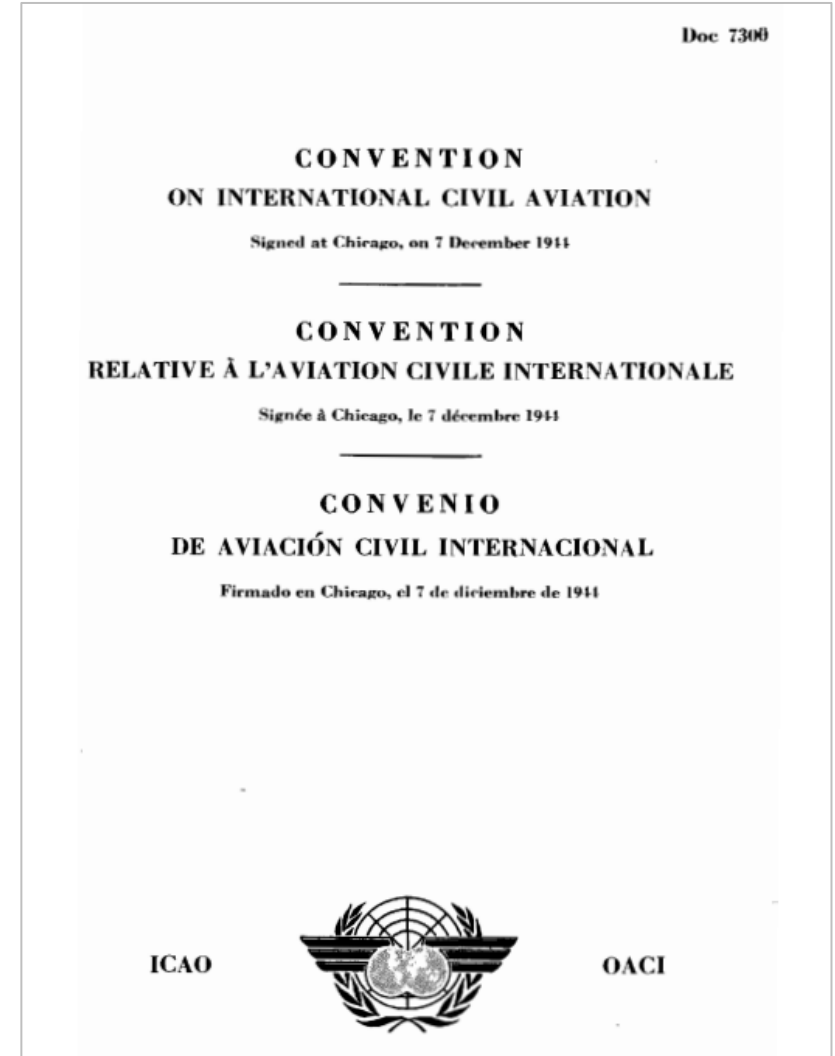


# 80th anniversary of the Chicago Convention

- 80th anniversary of the signing of the Chicago Convention on 7 December 2024
- Extraordinary Session of the Council to be convened on 5 December 2024 at the Hilton Chicago Hotel, formerly The Stevens Hotel, where the Convention was adopted
- Theme of “Safe Skies. Sustainable Future: Together for the next 80 years”

# Key Features of the Chicago Convention

- Preamble: international civil aviation to be developed in a safe and orderly manner, to preserve friendship as its abuse can become a threat to general security
- Arts 1 and 2: Sovereignty and Territory
- Art. 3 *bis*: Refrain from using weapons against civil aircraft in flight
- Art. 8: Pilotless aircraft
- Art. 14: Prevention of spread of disease



# New Strategic Goal

## The International Civil Aviation Convention and other Treaties, Laws and Regulations address all Challenges

Adapt International Air Law (legal frameworks, agreements, conventions and regulations) as necessary to ensure the international civil aviation legal framework remains responsive to current and emerging challenges and opportunities, thereby fostering strong Member States support for all aspects of ICAO's work as it moves towards its centenary and beyond.



# 39th Session of the Legal Committee

- LC/39 held from 25 to 28 June 2024
- Adoption of a revised Work Programme
- Election of new Officers
  - Ms. A. Serpa Braga (Brazil)
  - Ms. S. Metsälampi (Finland)
  - Mr. M. Al-Ruqaishi (Oman)
  - Mr. J. Woon Lee (Republic of Korea)
  - Ms. M. Makalla-Memba (United Republic of Tanzania)
- A42 to be held in Sept/Oct 2025



# LC General Work Programme

1. Processes and procedures for States to fulfil their obligations under Article 12 of the Chicago Convention;
2. Review of the Role of the International Explosives Technical Commission under the *Convention on the Marking of Plastic Explosives for the Purpose of Detection*;
3. International legal aspects of unmanned (pilotless) aircraft operations and integration into civil aviation;
4. Promotion of the ratification of international air law instruments;
5. Acts or offences of concern to the international aviation community, including cyber threats, that may not be adequately covered by existing air law instruments;
6. Study of international legal issues relating to global satellite systems and services supporting international air navigation services;
7. International carriage by air and data protection laws; and
8. Review of the ICAO Rules for the Settlement of Differences.

# Safety, Security and Facilitation



## Safety

- Processes and procedures for States to fulfil their obligations under Article 12 of the Chicago Convention



## Security

- Acts or offences of concern to the international aviation community
- Cyber-threats



## Facilitation

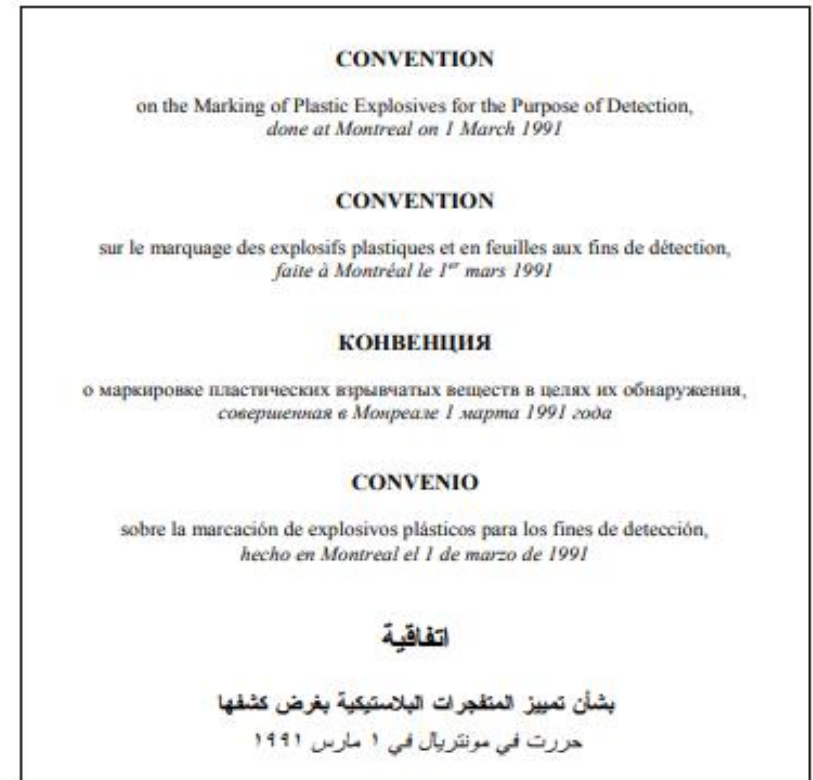
- International carriage by air and data protection laws



# Treaty Developments

## Review of the Role of the IETC under the MEX Convention

- New item on the LC's Work Programme
- Council's determination that the role and function of the IETC needed to be reassessed in light of technological developments and methods to detect unmarked plastic explosives more effectively
- The most flexible and expedient solution would be adopted in order to progress work on this item



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INTERNATIONAL CIVIL AVIATION ORGANIZATION  
ORGANISATION DE L'AVIATION CIVILE INTERNATIONALE  
МЕЖДУНАРОДНАЯ ОРГАНИЗАЦИЯ ГРАЖДАНСКОЙ АВИАЦИИ  
ORGANIZACIÓN DE AVIACIÓN CIVIL INTERNACIONAL

منظمة الطيران المدني الدولي

# Treaty Developments

## Review of the limits MC99

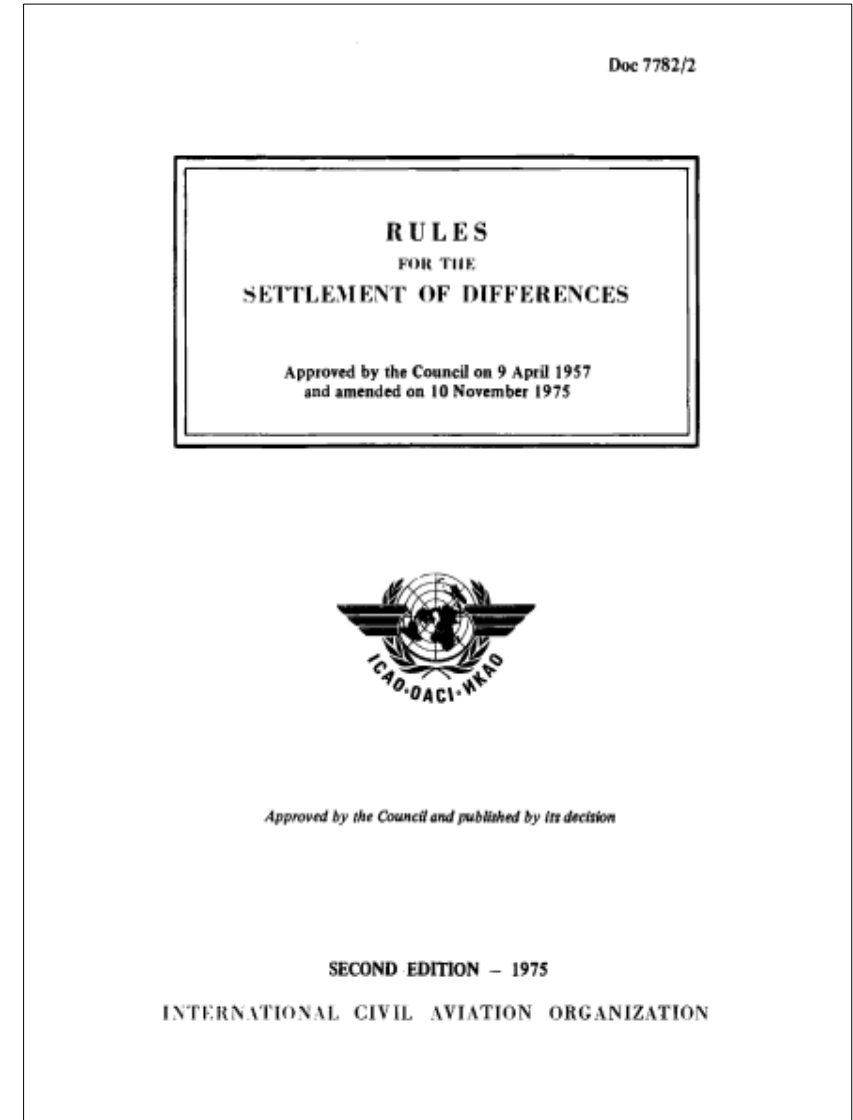
- Periodic 5-year review concluded that the inflation threshold exceeded 10%, i.e., the threshold stipulated in the Convention for triggering an adjustment of the limits of liability
- The determined inflation factor is 17.9 per cent
- Revised limits will be applicable as of 28 December 2024
- Domestic application of the revised limits is required

<i>Montreal Convention of 1999</i>	<i>Original limit (SDRs)</i>	<i>Revised limit (SDRs) as of 28 December 2019</i>	<i>Revised limit, rounded (SDRs)* †</i>
Article 21	100 000	128 821	<b>151 880</b>
Article 22, paragraph 1	4 150	5 346	<b>6 303</b>
Article 22, paragraph 2	1 000	1 288	<b>1 519</b>
Article 22, paragraph 3	17	22	<b>26</b>

# Settlement of disputes

## Review of the ICAO *Rules for the Settlement of Differences*

- Adoption by the Council on 4 November 2024 after consideration by LC/39
- New features:
  - Electronic communications
  - Practice Directions
  - Virtual proceedings
- Revised Rules will only apply to new cases and not those currently pending before the Council unless the parties agree



# New Technologies

## International legal aspects of unmanned (pilotless) aircraft operations and integration into civil aviation

- Work by the Secretariat Study Group on Legal Issues related to Pilotless Aircraft (SSG-LIPA) is ongoing

## Study of international legal issues relating to GSSS supporting international air navigation services

- No major recent activity within ICAO. The Secretariat will continue to observe any new development relating to this subject
- During A41, the Secretariat indicated its willingness to consider concrete proposals from States on that item. A suggestion was also made to review the work previously done on that item.



# Promotion of ratification

## Key activities

- ICAO Treaty Collection Website
- Consultations with States
- Supports the Civil Aviation Legal Advisers Forum (CALAF)
- Promotion of ratification in regional events (e.g. DGCA meetings)
- Hosts and facilitates legal seminars in ICAO regions
- Supports delivery of the GAT International Air Law Course
- ICAO Treaty Event



# CONCLUSION

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# Thank You

