



ICAO



International Air Law Treaty Workshop

Programme

Paris, France | 22 – 23 May 2024

ICAO EUR/NAT OFFICE, PARIS
(3 bis villa Emile Bergerat, 92200 Neuilly-sur-Seine)



DAY 1 - Wednesday, 22 MAY 2024 - CET

9:00 – 9:15	Registration Onsite Registration and badges collection
9:15 – 9:25	Welcome & Opening Remarks <ul style="list-style-type: none">• <i>Mr. Nicolas Rallo, Regional Director, EUR/NAT</i>
9:25 – 10:30am	Session 1: Introducing Key Air Law Treaties – Background, Overview of Policy Objectives and Ratification Status <p>This presentation will give an overview of air law treaty development over the last 100 years and how ICAO's work in the legal field contributes to the development of air law. The major objectives and main elements of key air law treaties adopted under the auspices of ICAO in the fields of aviation safety and security and air carrier liability will be presented. The presentation will highlight how these treaties enable the aviation industry to address and deal with new and emerging threats to civil aviation, modernise the liability regime and curb the escalation of unruly and disruptive passenger behaviour on board aircraft. Participants will receive first-hand updated information about the status of ratifications by their States and other States in the Europe and North Atlantic region and around the world on selected air law treaties and the role a civil aviation administration together with relevant agencies can play to support their State in the ratification process. An overview of the collaborative work by UN agencies to counter terrorism and the suite of tools including training modules and legislative database developed for use by States in domesticating counter terrorism treaties will also be presented.</p> <p><u>Presenters:</u></p> <ul style="list-style-type: none">• <i>Mr. Andrew P. Opolot, Legal Officer, Legal Affairs and External Relations Bureau, ICAO</i>• <i>Mr. Martin D. Reggi, Associate Crime Prevention and Criminal Justice Officer, Terrorism Prevention Branch's Chemical, Biological, Radiological and Nuclear (CBRN) Terrorism Prevention Programme, United Nations Office on Drugs and Crime (UNODC) [VIA VIDEO]</i>
10:30 – 10:45	Group Photo Coffee Break



DAY 1 - Wednesday, 22 MAY 2024 - CET

10:45 – 12:15

Session 2: MC 1999 - Convention for the Unification of Certain Rules for International Carriage by Air (Montréal, 1999)

Panellists will outline the global efforts and motivations that informed the modernisation of the Warsaw regime on air carrier liability since 1929, leading to the development of MC 99 and how universal adoption of MC 99 addresses uniformity in the liability regimes for aircraft operators and avoid the fragmentation of applicable compensation regimes, thereby enabling fair and equitable compensation for passenger and cargo consignees affected by disruption, loss or tragedy in the course of air travel. Legislative and key judicial developments on specific provisions of the treaty will be elaborated. Emerging trends in the development and implementation of air passenger rights legislation will also be highlighted. The panel discussions will be supplemented with a case study illustrating various implementation issues.

Panellists:

- **Prof. George Leloudas**, *Institute of International Shipping and Trade Law, Swansea University*
- **Mr. Robert Lawson KC**, *Partner, Clyde & Co*

12:15 – 13:45

Lunch

13:45 – 15:30

Session 3: Beijing 2010 Instruments - Convention on the Suppression of Unlawful Acts Relating to International Civil Aviation (Beijing, 2010) and Protocol Supplementary to the Convention for the Suppression of Unlawful Seizure of Aircraft (Beijing, 2010)

Speakers will trace the evolution of aerial crime over the last century since the start of commercial air travel and how international air instruments have been used to address the dramatically changing aviation security landscape. The presentations will specifically illustrate how the Beijing 2010 Instruments were developed to deal with new and emerging threats against civil aviation and to reflect innovations in counter terrorism law since the early aviation security treaties were developed over 50 years ago. The development of the 2010 Beijing Convention in relation the 2005 SUA Convention and the global effort to deter the proliferation of biological, chemical and nuclear (BCN) weapons through counter terrorism treaties will be featured. Specific provisions highlighting the enhancements introduced by the Beijing 2010 Instruments will be examined. The presentations will be supplemented



DAY 1 - Wednesday, 22 MAY 2024 - CET

	<p>with a scenario of how a cyberattack against civil aviation could be launched and invite participants to examine how the Beijing 2010 Instruments and regional or national legislation would apply to incidents of cyberattacks against civil aviation.</p> <p><u>Presenters:</u></p> <ul style="list-style-type: none"> • Mr. Andrew P. Opolot, <i>Legal Officer, Legal Affairs and External Relations Bureau, ICAO</i> • Ms. Tan Siew Huay, <i>Director (Legal), Civil Aviation Authority of Singapore</i> • Mr. Martin Douglas Reggi, <i>Associate Crime Prevention and Criminal Justice Officer, Terrorism Prevention Branch’s Chemical, Biological, Radiological and Nuclear (CBRN) Terrorism Prevention Programme, United Nations Office on Drugs and Crime (UNODC) [VIA VIDEO]</i> • Ms. Susanna Metsälampi, <i>Leading Legal Adviser, Transport System Services, Transport and Communications Agency (TRAFICOM), Finland</i>
<p>15:30 – 15:45pm</p>	<p>Coffee Break</p>
<p>15:45 – 16:30 pm</p>	<p>Session 4: Treaties Supporting ICAO’s Global Outreach to States</p> <p>This presentation will highlight the key elements of the international legal framework that accord privileges and immunities to ICAO and how they facilitate the work of ICAO in the States pursuant to United Nations Convention of the Privileges and Immunities of the Specialized Agencies, New York, 21 November 1947. Key aspects to be addressed, including corresponding implementation in national legislation, in ensuring the proper the administration of privileges and immunities by State agencies will be examined.</p> <p><u>Presenter:</u></p> <ul style="list-style-type: none"> • Mr. Andrew P. Opolot, <i>Legal Officer, Legal Affairs and External Relations Bureau, ICAO</i>



DAY 2 - Thursday, 23 MAY 2024

<p>9:00 – 10:30</p>	<p>Session 5: MP 14 - Protocol to Amend the Convention on Offences and Certain Other Acts Committed on Board Aircraft (Montréal, 2014)</p> <p>Participants will receive first-hand information about the state of the issue of unruly and disruptive passengers and ongoing trends since the COVID-19 pandemic. Presenters will highlight specific provisions introduced to assist States to deal with the escalation of the severity and frequency of unruly and disruptive passenger behaviour aboard aircraft. Participants will also receive expositions of ICAO provisions to assist States to prevent or respond to unruly and disruptive passenger incidents and implement MP 14 in national legislation using industry guidance and ICAO Doc 10117. A case study will illustrate the nature and impact of unruly and disruptive behaviour.</p> <p><i>Presenters:</i></p> <ul style="list-style-type: none"> • <i>Ms. Tan Siew Huay, Director (Legal), Civil Aviation Authority of Singapore</i> • <i>Prof. George Leloudas, Institute of International Shipping and Trade Law, Swansea University.</i>
<p>10:30 – 10:45</p>	<p>Coffee Break</p>
<p>10:45 – 12:10</p>	<p>Session 6: Tools for Effective Ratification – Requirements and Processes and Practical Experiences</p> <p>Participants will receive and respond to first-hand information about how the treaty ratification process works. ICAO’s requirements for ratification of air law instruments, whether amending the Chicago Convention or a new treaty, will be highlighted. Speakers will highlight the necessary steps leading to and following the deposit of an instrument of ratification, accession or acceptance with the depositary, highlighting impediments that may be avoided and examining ICAO and UN treaty practices to handle novel situations including the treatment of notifications, declarations and reservations and identify resources available to assist States in the ratification process. Information on registration of aeronautical agreements including air services agreements and Article 83bis agreements and ICAO’s online database (WAGMAR) will also be provided.</p> <p><i>Presenter:</i></p> <ul style="list-style-type: none"> • <i>Ms. Marla Weinstein, Legal Officer, Legal Affairs and External Relations Bureau, ICAO</i>



DAY 2 - Thursday, 23 MAY 2024

12:10 – 13:45	Lunch
13:45 – 16:45 (with 15 min coffee break at 15:30)	<p>Session 7: Action Plan - After Paris IAL-TW/2 – What shall we do next?</p> <p>Participants will be invited in a group format to discuss in a brain storming session the challenges opportunities, means and tools to attain ratification and identify strategies and proposals for facilitating the ratification and implementation of air law treaties in the future and what their roles will be; what support should be provided by ICAO; and mechanisms to collaborate and exchange information to keep abreast of relevant air law and related treaty developments around the world. Each region will be invited to share their proposals and contribute to an action plan.</p> <p><u>Moderator:</u></p> <ul style="list-style-type: none"> • Mr. Andrew P. Opolot, <i>Legal Officer, Legal Affairs and External Relations Bureau, ICAO</i>
16:45 – 17:00	Closing <i>Networking</i>