



INTERNATIONAL CIVIL AVIATION ORGANIZATION

A United Nations Specialized Agency

Amendment To The Note On The Notification Of Differences

- **Review salient points of new Note on the Notification of Differences**
- **Manual on Notification and Publication of Differences (Doc 10055)**
- **Upcoming features**

Overview of new Note on the Notification of Differences

State's requirement



As per Article 38 of the Chicago Convention, States must notify ICAO if they :

- Do not comply with a Standard in **all** respects.
- Do not bring its regulations or practices into **full** accord with any Standard.
- Adopt regulations or practices differing in any particular respect from the Standard.

Compliant?



Compliance with a SARP generally includes:

➤ Establishment

- Issuance of national regulations

➤ Implementation

- Provision of facilities
- Personnel and equipment
- Enforcement mechanisms

Categories



- Categories now provided **only as a guide** to determine whether a notifiable difference exists
 - A. More exacting or exceeds a SARP**
 - B. Different in character or other means of compliance**
 - C. Less protective, partially implemented, not implemented**



Appendices, Tables, Figures

- SARP is comprised of itself **plus** any associated appendices/tables/figures
- Differences with any of these constituents are filed against the SARP that makes reference to them

Definitions

- Differences should be filed
- Definition is an essential part of each SARP in which it is used
- Difference from a definition of a term may result in a difference with the SARP in which it is used



Recommended Practices

- Assembly has urged Contracting States to also extend these requirements to Recommended Practices contained in Annexes to the Convention.

Notification method



1) Complete and send to ICAO the form on *Notification of Compliance or Differences*

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NOTIFICATION OF COMPLIANCE WITH OR DIFFERENCES FROM ANNEX ...
(including all amendments up to and including Amendment ...)

To: The Secretary General
International Civil Aviation Organization
999 Robert-Bourassa Boulevard
Montréal, Québec
Canada H3C 5H7

1. No differences will exist on _____ between the national regulations and/or practices of (State) _____ and the provisions of Annex ..., including all amendments up to and including Amendment ...

2. The following differences will exist on _____ between the regulations and/or practices of (State) _____ and the provisions of Annex ..., including Amendment ...: (Please see Note 2) below.

a) Annex Provision (Please give exact paragraph reference)	b) Details of Difference (Please describe the difference clearly and concisely)	c) Remarks (Please indicate reasons for the difference)
(Please use extra sheets as required)		

3. By the dates indicated below, (State) _____ will have complied with the provisions of Annex ..., including all amendments up to and including Amendment .. for which differences have been notified in 2 above.

a) Annex Provision (Please give exact paragraph reference)	b) Date	c) Comments
(Please use extra sheets as required)		

Signature _____ Date _____

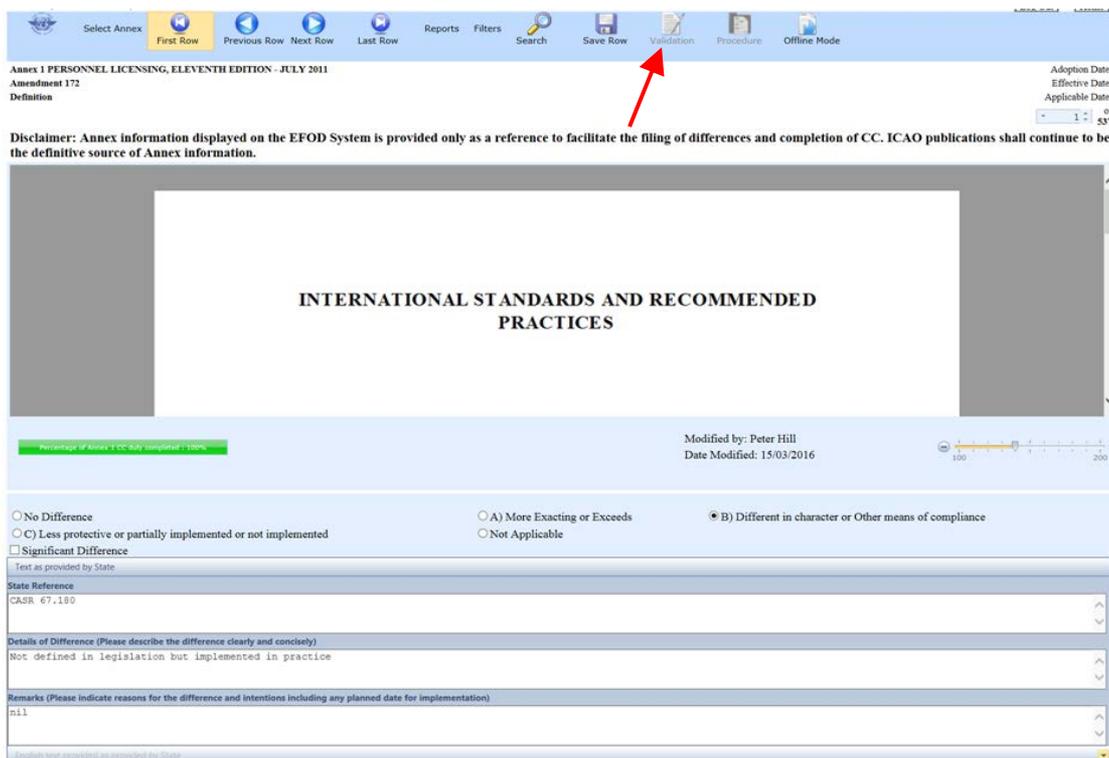
NOTES

- 1) If paragraph 1 above is applicable to your State, please complete paragraph 1 and return this form to ICAO Headquarters. If paragraph 2 is applicable to you, please complete paragraphs 2 and 3 and return the form to ICAO Headquarters.
- 2) A detailed repetition of previously notified differences, if they continue to apply, may be avoided by stating the current validity of such differences.
- 3) Guidance on the notification of differences is provided in the Note on the Notification of Differences and in the *Manual on Notification and Publication of Differences* (Doc 10055).
- 4) Please send a copy of this notification to the ICAO Regional Director accredited to your Government.

— END —

Notification method (Preferred)

2) EFOD module of the USOAP CMA Online Framework (OLF)



The screenshot displays the EFOD module interface. At the top, a navigation bar includes buttons for 'Select Annex', 'First Row', 'Previous Row', 'Next Row', 'Last Row', 'Reports', 'Filters', 'Search', 'Save Row', 'Validation', 'Procedure', and 'Offline Mode'. A red arrow points to the 'Validation' button. Below the navigation bar, the page title is 'Annex 1 PERSONNEL LICENSING, ELEVENTH EDITION - JULY 2011' and 'Amendment 172'. A disclaimer states: 'Disclaimer: Annex information displayed on the EFOD System is provided only as a reference to facilitate the filing of differences and completion of CC. ICAO publications shall continue to be the definitive source of Annex information.' The main content area displays 'INTERNATIONAL STANDARDS AND RECOMMENDED PRACTICES'. Below this, a progress bar shows 'Percentage of Annex 1 CC fully completed: 100%'. The 'Modified by: Peter Hill' and 'Date Modified: 15/03/2016' are also visible. The form includes radio buttons for 'No Difference', 'Less protective or partially implemented or not implemented', 'Significant Difference', 'More Exacting or Exceeds', 'Not Applicable', and 'Different in character or Other means of compliance'. The 'Different in character or Other means of compliance' option is selected. Below the radio buttons, there are text input fields for 'Text as provided by State', 'State Reference' (containing 'CASR 67.180'), 'Details of Difference (Please describe the difference clearly and concisely)' (containing 'Not defined in legislation but implemented in practice'), and 'Remarks (Please indicate reasons for the difference and intentions including any planned date for implementation)' (containing 'nil').

EFOD advantages

- Possibility of filing the notification **online** or **offline**
- Immediate inclusion in eSupplement after **validation**
- eSupplement is searchable, printable, exportable
- Various reports available to States to manage their notifications

Notification elements



- Notifications of differences should contain:
 - If filing by paper form, the paragraph/subparagraph of the SARP
 - Clear, concise description of difference
 - **Why** the State does not comply
 - Intentions for future compliance

eSupplement



- Currently available via the OLF
- Searchable (by State, Annex, SARP, range of SARPs etc.)
- Exportable to common software, such as PDF to print or save as electronic copy

Manual on Notification and Publication of Differences

Doc 10055



- **Draft** version to be released with the amended Note
- **Final** version scheduled for November 2016

➤ Contains:

- Further guidance on identification and notification of differences
- Examples of well-defined differences
- Examples of model processes and procedures for managing notification of differences

Upcoming Features

Publication of differences

- Facility to view scanned copies of notification of differences sent to ICAO via the paper form
- Drawbacks:
 - Not searchable
 - Unlike the eSupplements, there is no consolidated report feature (i.e. by Annex, SARP, etc.)
- Planned for January 2017

eSupplement



- Currently only available via the OLF
- To be made available outside the OLF
- Planned completion in January 2017

- Include *Appendices*. March 2017
- Include placeholders for *Figures*. March 2017



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and Caribbean
(NACC) Office
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(SAM) Office
Lima

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(WACAF) Office
Dakar

European and
North Atlantic
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Middle East
(MID) Office
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Eastern and
Southern African
(ESAF) Office
Nairobi

Asia and Pacific
(APAC) Sub-office
Beijing

Asia and Pacific
(APAC) Office
Bangkok



THANK YOU