

# States experiences in the preparation and negotiation of an international treaty

Kate Staples, UK CAA  
May 2019

ORGANISED BY:



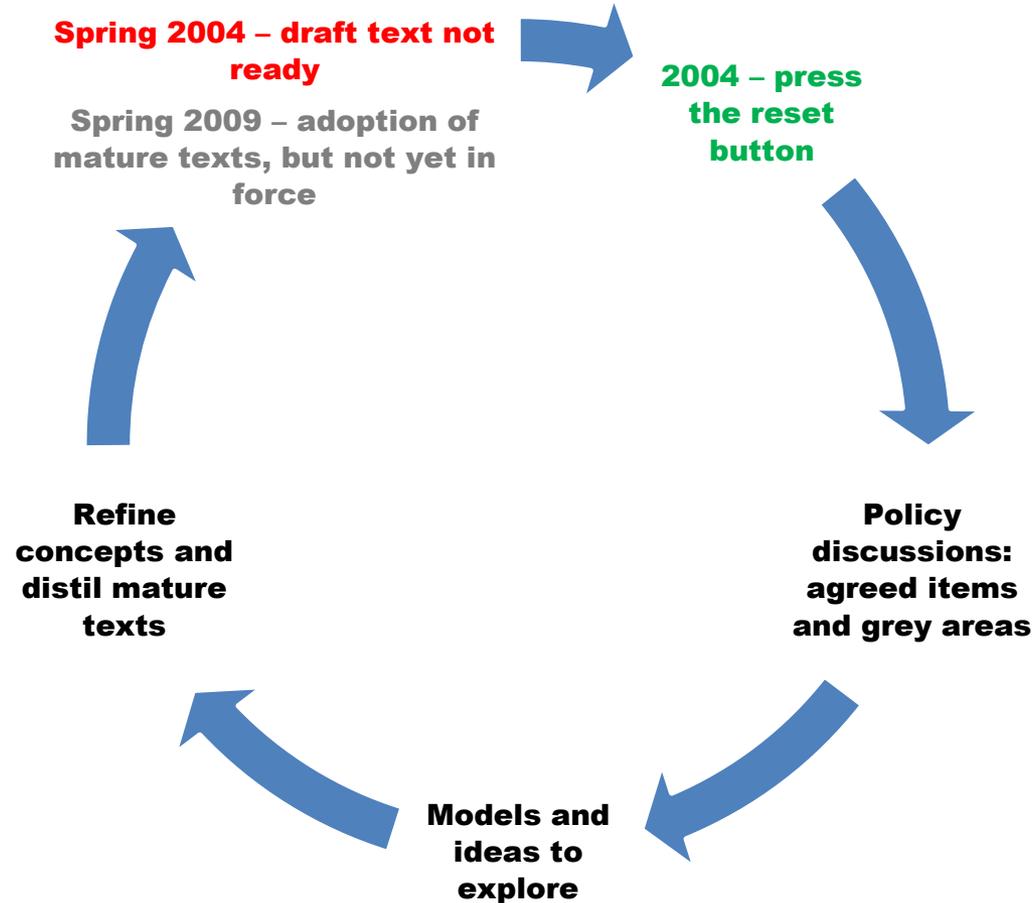
HOSTED BY:



# *Revising the Rome Convention 1952*

- 2001 – September 11 attacks in New York and Washington DC
- 2004 – ICAO Legal Committee – considered whether a draft update of the Rome Convention 1952 was ready for a diplomatic convention
- 2004 to 2008 – Special Study Group established to consider liability for damage to third parties on the ground
- 2008 – ICAO Legal Committee – considered two draft conventions
- 2009 – International Conference on Air Law – ICAO adopted two conventions: a general risks convention and an unlawful interference convention

# Milestones along the way



# ***Methods***

- Small group of individuals driving the work forward
- Regular meetings in different places
- Look outside aviation for ideas
- Conversations in the margins, over lunch, dinner, drinks
- Drafting by committee
- Clear organisation of the plenary sessions

# *Learning from experience*

- Be clear on the problem or opportunity statement: what is in it for me/my State?
- Invest time in understanding or explaining *why* action is required before deciding *what* to do
- Small groups are nimble
- Secure personal commitment of individuals as well as a State's political/policy backing
- Ensure that you secure geographical and philosophical perspectives
- Look to other sectors for inspiration