

## **Amended and Restated Constitution of the International Registry Advisory Board**

This Amended and Restated Constitution of the International Registry Advisory Board (Advisory Board)) supersedes Constitution of the Implementation Advisory Board relating to the International Registry (Registry), operated by Aviareto, as Registrar (Registrar), approved by the Aviareto Board of Directors on 7 December 2004.

### **1 Establishment of the Advisory Board**

The Advisory Board relating to the Registry, constituted under the Convention on International Interests in Mobile Equipment and its Aircraft Protocol (Cape Town Convention), to be operated by the Registrar, is hereby established.

### **2 Functions of the Advisory Board**

The functions of the Advisory Board are to provide advice to the Registrar on matters relating to the needs of users in connection with the operation, procedures or practices of the Registry.

### **3 Composition and Operating Procedures of the Board**

#### **3.1 Composition**

- 3.1.1 The Advisory Board shall be directed by a Chairman, who shall speak on its behalf. The Chairman shall be appointed by the Registrar, and shall serve for a period of 5 years. That appointment may be renewed from time-to-time on the terms set by the Registrar. The Chairman, who may resign at any time with two week's prior notice, may be removed by the registrar at any time for cause.
- 3.1.2 The Advisory Board shall be composed of not more than 10 members, selected or removed at any time by the Registrar. Advisory Board members may resign at any time with two week's notice.
- 3.1.3 The Chairman may appoint a Secretary to carry out administrative functions for the Advisory Board, as determined from time-to-time by the Chairman. The Chairman may dismiss the Secretary at any time.
- 3.1.4 The Chairman, the other Advisory Board members, and the Secretary may be organisations or individuals.
- 3.1.5 Non-members may be invited by the Chairman to participate in the work of the Advisory Board and attend its meetings, including government officials in the context of collecting and analyzing user views on direct entry points to the Registry.

### 3.2 Operating Procedures

- 3.2.1 Meetings (which may be telephonic or physical), communications and the decision-making process of the Advisory Board shall be set, organised and documented as determined by the Chairman.
- 3.2.2 Absent the appointment of a Secretary under clause 3.1.3, the Registrar shall provide secretariat services to the Advisory Board, and shall conduct such services as requested by the Chairman.
- 3.2.3 The Advisory Board may receive such documents from the Registrar relating to the Registry as the Registrar deems appropriate.

### 3.3 No Compensation or Expense Reimbursement

Neither the Chairman nor any other Advisory Board member nor the Secretary shall receive compensation or expense reimbursement for work in these capacities. Any non-member participating in the meetings or work of the Advisory Board shall do so at their own cost and expense.

## **4 Advisory Nature; Registrar Responsibility**

The Advisory Board's activities, including its recommendations, are purely advisory in nature. The Registrar may accept them, or not, as it deems fit, and the Registrar, to the exclusion of the Advisory Board and its members (and the entities represented by such members), shall assume all responsibility therefor and for the implementation or non-implementation of any advice. Without restricting the foregoing, the Advisory Board shall be under no obligation to give advice or not on any matter.

## **5 Supervisory Authority**

All information made available by the Advisory Board to the Registrar shall also be made available to the Supervisory Authority. Representatives of the Advisory Board shall be available from time-to-time for consultations in connection with the foregoing.

## **6 Duration**

The duration of the Advisory Board shall be a period of 5 years, the period of the initial contract between ICAO and Aviareto, and may be extended should Aviareto operate the Registry beyond such 5 year period.

## **7 Amendments**

The Constitution may be amended from time-to-time by the Registrar in consultation with the Chairman.