

EXECUTIVE ORDER NO. 196
[repealed by Executive Order 227B]
Establishing an Airport Security Review Committee (ASRC)

WHEREAS, the improved passenger security on flights in and out of Palau must be expanded in order to prepare for the anticipated increase in Palau's tourism; and

WHEREAS, the improvement of the security at the National Airport is an essential element in establishing landing rights for Palau based companies in foreign jurisdictions, especially in the United States; and

WHEREAS, on August 28, 1995, a National Civil Aviation Security Program ("NCASP") was adopted by Executive Order No. 145; and

WHEREAS, on July 4, 2001, Executive Order No. 195 created the *Palau Airline Review Committee (PARC)*, which Committee is responsible for the review of Palau's current airline regulatory scheme, including airport security measures; and

WHEREAS, the existing NCASP has not been effectively implemented and does not comply with the Standards and Recommended Practices ("SARPs") of the International Civil Aviation Organization ("ICAO"), to which Palau is a signatory,

NOW, THEREFORE, by virtue of the authority vested in me as President, pursuant to the Constitution and the laws of the Republic of Palau, it is hereby ordered that there be, and hereby is, created a Airline Security Review Committee (ASRC) with the powers, duties and characteristics described below.

1. Security Subcommittee (ASRC).

- a) Composition - The Airline Security Review Committee (ASRC) shall be composed of representatives of the following agencies and organizations, to be selected as soon as is practicable by the Minister of the governing Ministry or other head or such agency or organization. Each representative shall hold the minimum title of Chief or the equivalent or shall possess the appropriate level of knowledge, expertise and decision-making authority for the meaningful and informed participation in the development, drafting and review process:

- Division of Transportation
- Division of the Airport
- Division of Customs
- Division of Immigration
- Division of Patrol
- Division of Fire Safety
- Division of Drug Enforcement
- National Aviation Administration

- Division of Foreign Affairs
- National Postal Service
- Division of Quarantine
- Office of the Attorney General
- Belau Airlines
- Continental Airlines
- FAT Airlines
- JAL Airlines
- Aircraft Fuelers

2. Chairman. The Chief of Transportation shall serve as the Chairman of the ASRC. Other officers shall be selected, as necessary, by nomination and majority vote of the ASRC.

3. Organizational Meeting. The ASRC shall meet upon the call of the PARC, but no later than August 1, 2001, to establish procedures for undertaking its duties, to name such officers as it deems appropriate, and to otherwise organize itself in a manner appropriate for the performance of its duties.

4. Duties and Responsibilities. The ASRC shall have the following powers and duties;

- a) To undertake a comprehensive review of the existing NCASP and the ICAO SARPs;
- b) To revise and redraft, as necessary, the NCASP, in order to comply with the laws of Palau and the ICAO SARPs in a manner most consistent with the resources and capabilities of all responsible agencies and organizations;
- c) To use its best efforts to submit a final draft, including recommendations for the implementation of the NCASP, as drafted, to the PARC and to the President by November 15, 2001.
- d) To conduct an annual review of the NCASP and submit appropriate revisions and recommendations to the PARC no later than February 15 of each year

5. Ad Hoc Reviews and Recommendations. In addition to the annual reviews described above, the ASRC shall conduct reviews and make recommendations within a reasonable time surrounding the occurrence of any of the following events:

- a) A substantial breach of security or other security incident;
- b) Any aviation-related event that results in the loss of life or serious bodily harm;
- c) The significant construction or, modification of airport facilities;
- d) Any material revision to the ICAO SARPs;

- e) Prior to an announced ICAO assessment or other assessment to be performed by a recognized foreign aviation authority; and
- f) At any other time or upon any other event as the PARC may deem necessary and appropriate.

6. Duration of Committee. The Committee shall continue in existence until this Order is amended or rescinded.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 5th day of July, 2001, at the State of Koror, Republic of Palau.

Tommy E. Remengesau, Jr.
President of the Republic of Palau