

EXECUTIVE ORDER NO. 227 [B]

To Create New National Aviation Security Committee, as required by the International Civil Aviation Organization ("ICAO"), and to repeal Executive Order No. 145, and Executive Order No. 196

WHEREAS, the Republic of Palau adopted the National Civil Aviation Security Program ("GASP") pursuant to Executive Order No. 145; and

WHEREAS, the NCASP sets forth the policies, procedures and practices that are to be followed to ensure the security of aviation in Palau; and

WHEREAS, the NCASP does not comply with the Standards and Recommended Practices ("SARPS") of the International Civil Aviation Organization ("ICAO"), to which Palau is a signatory; and

WHEREAS, Executive Order 196 created the Airport Security Review Committee ("ASRC"), to review and revise as necessary the NCASP; and

WHEREAS, the ASRC has extensively reviewed the old NCASP, and has drafted a new NCASP that is in compliance with ICAO standards; and

WHEREAS, the ASRC has substantially completed its duties under Executive Order 196; and

WHEREAS, as the NCASP will consistently require amendments and updating, and as ICAO requires each member to have a security committee in place;

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:

- I.** Executive Order No. 145 is hereby **RESCINDED**.
- II.** Executive Order No. 196 is hereby **RESCINDED**.
- III.** There is hereby created a National Civil Aviation Security Committee ("NCASC") with the powers, duties and characteristics set forth below.

1. Composition. Membership of the NCASC shall be composed of the following representatives of the respective agencies and organizations:

- Administrator, Palau National Aviation Administration
- Director, Bureau of Commercial Development
- Director, Bureau of Public Safety

- Director, Bureau of Foreign Affairs
- Director, Bureau of Immigration
- Director, Bureau of Agriculture
- Chief, Division of Transportation and Communication
- Chief, Division of Customs
- Postmaster, Palau Postal Service
- Attorney General or Designee
- Manager, Continental Airlines
- Manager, Palau Micronesia Air
- Manager, Far Eastern Air Transport (FAT)
- Manager, Japan Airlines (JAL)
- Manager, Belau Air

A majority of the members of the NCASC must be present for a quorum. Members may be removed without cause by the President. The President may replace a removed member at his discretion.

2. Chairman. The Administrator of the Palau National Aviation Administration shall serve as Chairman of the NCASC.

3. Organizational Meeting. The NCASC shall meet upon the call of the Chairman, within 30 days from the date of this Order, 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. Thereafter, the NCASC shall meet at the call of the Chairman, and shall meet in response to any of the situations set forth in Section 4 below, and at least once per year.

4. Duties and Responsibilities. The NCASC shall conduct reviews, amend the NCASP 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.

Upon a majority vote of the NCASC, and signature by the Chairman, a new NCASP shall become immediately effective.

5. Duration of NCASC. The NCASC shall continue in existence until this Order is amended or rescinded.

So Ordered this 7th day of December, 2004.

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