**Doc. Com-ITU(14) xxx**

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| **Summary:** Following the general support by Com-ITU of developing the draft ECP on the RRB governance (Doc. ComITU(14)014), the Administration of Ukraine presents its contribution towards preparation of the corresponding CEPT proposals for the PP-14. The Administration of Ukraine considers that the goals of the Doc. ComITU(14)014 on possible improvements to the RRB governance may be achived by a revision of the Resolution 119 (Rev. Antalya, 2006) “Methods to improve the efficiency and effectiveness of the Radio Regulations Board” rather than by proposing new Resolution of the PP-14.As well, there may be a need to inform the CPG correspondence group, established according to the Com-ITU Liaison statement to ECC and ECC/CPG on preparation of PP-14 (Doc. Com-ITU(14)005), about the outcomes of this Com-ITU meeting.  |
| **Proposal:**  |
| COM-ITU is invited to discuss the proposals contained in this document.  |
| **Background:**  |
| On the previousCOM-ITU meeting (Copenhagen, Denmark, 10-13.03.2014), the Administration of France presented a contribution with its views on the necessary strengthening of the RRB governance (Doc. ComITU(14)014). The proposed initial contribution was generally supported and a draft ECP (draft resolution of the Plenipotentiary Conference) is expected to be submitted to the next meeting of Com-ITU.According to the results of ECC#36, the CPG was tasked to consider the liaison from ComITU regarding the preparation to the PP-14, including the Doc. ComITU(14)014. This task will be performed by the CPG correspondence group until 31 July 2014. |

**Introduction**

In order to achieve the goals of strengthening the legal basis of RRB decisions and improving the overall RRB governance, during the last Com-ITU meeting the Administration of France proposed to consider three following areas (as presented in the Doc. ComITU(14)014):

1. providing the possibility for administrations that are directly parties to a dispute being considered by the RRB to present orally their views to the RRB and to answer to questions from the RRB members,
2. clarifying the conditions under which the RRB will reconsider a previous decision,
3. preventing conflicts of interest related to the RRB members.

Consequently, the proposal to develop draft ECP on governance of the RRB was discussed and the proposed initial contribution of France was generally supported by Com-ITU. The corresponding draft ECP (draft resolution of the Plenipotentiary Conference) is expected to be submitted to this Com-ITU meeting.

With respect to three areas above, the proposals of the Administration of Ukraine are provided below.

**Proposals**

1. Concerning the possibility for administrations that are directly parties to a dispute to present orally their views to the RRB and to answer to questions from the RRB members, it is proposed to limit the RRB meeting attendance by the administrations concerned only by the agenda items that are related to consideration of submissions from administrationsconcerning the following items:

* review of Findings and cases of appeal (CV140, RR No. 14.5)
* harmful interference (CV173, RR No. 13.2)
* contravention or non-observance of the Radio Regulations (RR No. 13.3)

2. Concerning the proposal to document the conditions for reconsideration of a previous RRB decision, the Doc. ComITU(14)014 contains two possible options of requesting the WRC or the RRB in order to document the appeal process.

Since implementation of such appeal process by the RRB (for example, by revision of the Rules of Procedure, Part C) will not be in conformity with RR No. 14.6, it is proposed that the PP-14 will instruct the WRC to establish a procedure for review of decision of the RRB between the WRCs, if an administration disagrees with the Board’s decision.

3. Concerning the proposal on preventing conflicts of interest, it is proposed to use a practice which may be similar to the PP-10 approach applied to ensure that the IMAC members are free of any real or perceived conflict of interest. In particular, according to Resolution 162 (Guadalajara, 2010) “Independent management advisory committee” each member of the IMAC shall sign an annual declaration and statement of private, financial and other interests.

4. The Administration of Ukraine considers that the goals of the Doc. ComITU(14)014 on possible improvements to the RRB governance may be achieved by a revision of the Resolution 119 (Rev. Antalya, 2006) “Methods to improve the efficiency and effectiveness of the Radio Regulations Board” rather than by proposing new Resolution of the PP-14.

5. Since the CPG correspondence group, established according to the Com-ITU Liaison statement to ECC and ECC/CPG on preparation of PP-14 (Doc. Com-ITU(14)005), plans to complete its work by 31 July 2014, it is proposed to inform this CPG correspondence group about the outcomes of Com-ITU meeting.

**EUR/XX/Y**

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RESOLUTION 119 (Rev. Busan, 2014~~Antalya, 2006~~)

Methods to improve the efficiency and effectiveness
of the Radio Regulations Board

The Plenipotentiary Conference of the International Telecommunication Union (Busan, 2014~~Antalya, 2006~~),

recalling

*a)* Resolution 119 (Marrakesh, 2002) of the Plenipotentiary Conference;

*b)* that the World Radiocommunication Conference (Geneva, 2003) (WRC‑03) introduced important amendments to Article 13 of the Radio Regulations, including two new important additions in Nos 13.0.1 and 13.0.2, and that the same conference also introduced amendments to the working methods of the Radio Regulations Board (RRB),

considering

*a)* that WRC-03 considered that further improvements are both possible and necessary in order to ensure a high degree of transparency in the Board’s work;

*b)* that WRC-03 introduced improvements to the working methods of the Board on the basis of Resolution 119 (Marrakesh, 2002), such as, *inter alia*, inclusion of the reasons for every RRB decision in the summary of decisions;

*c)* the continued importance of efficient and effective RRB working methods in meeting the requirements of the Radio Regulations and in preserving the rights of Member States;

*d)* the continued concerns expressed by some Member States at the Plenipotentiary Conference (Marrakesh, 2002) and at this conference in regard to transparency and efficiency of the RRB’s working methods;

*e)* that, since RRB has an important role to consider appeals by Member States as prescribed in the Radio Regulations, appropriate facilities and resources are necessary for it to continue discharging its responsibilities expeditiously,

recognizing

the importance that the Union attaches to the RRB’s activities,

resolves to instruct the Radio Regulations Board

1 to continue to review periodically its working methods and internal processes and develop appropriate changes in its methods and decision‑making processes and their overall effectiveness in order to attain a higher degree of transparency, and report the results to the next WRC through the Director of the Radiocommunication Bureau (BR);

2 to continue to include in the summary of its decisions (No. 13.18 of the Radio Regulations):

– the reasons for each decision taken by the Board;

– comments received from administrations on the Rules of Procedure;

this summary of decisions, including the associated reasons, shall be published by circular letter and on the RRB website;

3 to continue to give advice to WRC and regional radiocommunication conferences, at an appropriate time, on difficulties in the application of any regulatory provision in force as well as those under discussion at the conference;

4 to prepare the necessary input to the report of the Director of BR to the next WRC in accordance with Nos 13.0.1 and 13.0.2 of the Radio Regulations with respect to the implementation of the above-mentioned provisions;

5 to schedule its meetings with a view to facilitating consideration and action by administrations in accordance with No. 13.14 of the Radio Regulations;

6 to provide any administration concerned with a right to represent its submission and answer the questions of the Board members during the RRB meeting with a view to facilitating consideration of review of Findings and cases of appeal (CV140, RR No. 14.5), harmful interference cases (CV173, RR No. 13.2) and cases of contravention or non-observance of the Radio Regulations (RR No. 13.3)

7 to sign an annual declaration and statement of private, financial and other interests by each member of the RRB with a view to ensure that the RRB is free of any real or perceived conflict of interest,

instructs the Director of the Radiocommunication Bureau

to continue to provide to RRB:

− detailed explanations from BR on matters to be considered at Board meetings;

− any relevant information from appropriate staff within BR,

calls upon all Member States

to continue to provide all necessary assistance and support to RRB members individually, and the Board as a whole, in carrying out their functions,

invites the ~~2007 and subsequent~~ world radiocommunication conferences

to review, and to continue developing, principles, applied or to be applied by RRB in the preparation of new Rules of Procedure in accordance with Article 13 of the Radio Regulations, with particular attention to Nos 13.0.1 and 13.0.2 thereof;

to develop a procedure for review of decision of the RRB between the WRCs, if an administration disagrees with the Board’s decision,

instructs the Secretary‑General

1 to continue to make available the necessary facilities and resources for RRB members in conducting their meetings;

2 to continue to facilitate the recognition of the status of RRB members pursuant to No. 142A of the ITU Convention;

3 to provide the necessary logistical support, such as computer hardware and software, to RRB members from developing countries, if required, in order to perform their duties as Board members,

further instructs the Secretary‑General

to report to the 20~~07~~15 session of the Council, to subsequent sessions of the Council and to the next plenipotentiary conference on actions taken pursuant to this resolution and the results thereof.

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