

EXTENSION OF THE

CALL FOR APPLICATION:

POSITION FOR THE MEMBERS OF THE ADMINISTRATION COUNCIL WITHIN THE ANNEX 3 – REGULATIONS ON DISPUTE SETTLEMENT UNDER THE YAMOOUSSOUKRO DECISION

The Regulations on Dispute Settlement Mechanism (DSM) were approved by the Extraordinary Session of the Specialized Technical Committee (STC-TTIIIE) – Transport Ministers - on 14-16 June 2022, and the Ministerial Report, requested: " ...AFCAC in collaboration with AUC and other key partners to establish the SAATM Dispute Settlement Mechanism Administrative Council and Secretariat hosted by AFCAC and reporting to the YD Monitoring Body"; and, later adopted by the AU Executive Council on 14-16 July 2022.

The Administrative Council in the Annex 3 –Regulations on Dispute Settlement Mechanism (DSM) is an independent body established under Article 48 to Article 56 of the said Annex 3.

The Administrative Council's core mandate is to manage the Annex 3 - Regulations on DSM, and all the necessary services for the resolution of disputes arising for the interpretation, the implementation and the application of the Yamoussoukro and the SAATM Legal Instruments adopted by the competent Organs of the African Union notably, the Annex 4-Regulations on Powers and Functions of the Executing Agency (EA), the Annex 5-Regulations on Competition Rules and the Annex 6-Regulations on Consumer Protection including the AFCAC Constitution.

Pursuant to Article 48.1 of Annex 3 –Regulations on DSM, the Administrative Council is composed of one representative of each of the five (5) Regions of the African Union.

In addition Article 48.2 of the Annex 3 – Regulations on DSM stipulates that: " The five (5) Members of the Administrative Council shall be International legal experts, particularly in the field of air transport, nominated by the Monitoring Body of the Yamoussoukro Decision and approved by the Ministers in Charge of Transport."

Therefore, the Secretariat of the YD/SAATM Monitoring Body, UNECA, is tasked to carry out the selection of the five (5) Members of the Administrative Council representing the 5 AU Regions: Central Africa, Eastern Africa, Northern Africa, Southern Africa, Western Africa.

1.0 THE POSITION

Job Title: Member of the Administrative Council, nominated by the Monitoring Body of the Yamoussoukro Decision and approved by the Ministers in Charge of Transport.

Grade: International legal expert, particularly in the field of air transport.

Salary Scale: Allowances for their accommodation and travel expenses as approved from time to time by the Monitoring Body (Sitting allowances to be determined and adopted by the YD/SAATM Monitoring Body). Ref. Article 55.1 Annex 3 DSM.

Duration: 4 years renewable once (Art. 54 Annex 3 DSM)

Duty Station: Meetings at AFCAC Headquarters in Dakar, Senegal

2.0 PURPOSE OF THE JOB

As a Member of the Administrative Council, he/she shall be responsible for administering the Annex 3-Regulations on Dispute Settlement Dispute (DSM) affairs, funds and property and for performing any other functions that may be assigned to him/her or under the Regulations on DSM.

An applicant to the Administrative Council may be retained as an alternate on the Administrative Council to act as a representative in the absence of the principal from a meeting or inability to act. (Article 48.4).

3.0 FUNCTIONS OF THE MEMBER

- a. Adopt the Rules of procedure as it shall determine to be necessary for the implementation of the provisions of the DSM Regulations;
- b. Adopt the Rules of procedure for arbitration proceedings (hereinafter called the Arbitration Rules) as it shall determine to be necessary for the implementation of the rules of the DSM Regulations;
- c. Adopt Rules of procedure for other forms of Alternative Dispute Resolution, namely mediation and conciliation;
- d. Perform the tasks assigned to him/her by the DSM Regulations;
- e. Adopt the indicative list of individuals who are willing and able to serve as members of the ADR Panels on proposal of the Secretariat;
- f. Adopt scales for the arbitrators', conciliators' and mediators' fees and the expenses of the Administrative Council and the Secretariat;
- g. Adopt the annual budget of revenues and expenditures and submit it to the Monitoring Body for Ministerial approval.

4.0 QUALIFICATION

The prospective candidate shall be:

- i. i. A national of AU Member State;
- ii. ii. An International legal expert, particularly in the field of air transport (Article 48.2 Annex 3).
- iii. iii. A holder of an advanced university degree such as Master's Degree in Aviation Law, Economics, Business administration or equivalent degree in air transport industry

5.0 EXPERIENCE

- i. Minimum of 10 years relevant work experience in aviation industry;

- ii. Experience with arbitration body is an added advantage or Experience in the field of air transport at regional or international level.

6.0 KNOWLEDGE OF LANGUAGE

The prospective applicant must be proficient in any AU Language (both oral and written). A combination of any two or all of these languages will be an added advantage.

7.0. REQUIRED PROFILE

The prospective applicant shall Not have a criminal record.

8.0 APPLICATION FORM

- i. The Secretariat of the Monitoring Body shall advertise largely the present Call for Application of the above ToRs (preferably to be published on Website) to all the AU States and institutions such as the:
 - 5 AFCAC Regions through the AFCAC Bureau members
 - AU States especially CAAs;
 - RECs
 - Aviation institutions and stakeholders.
- ii. The prospective applicant must send his/her application containing the following documents:
 - a. A request
 - b. Detailed Curriculum Vitae including name, surname, email address and telephone number
 - c. Copy of diplomas, degrees, etc
 - d. Copy of professional references
 - e. Birth certificate
 - f. Police record
- iv. The **application must be sent by E-mail only** to the Secretariat of the Monitoring Body, UNECA, at the address below:
ACONKPANLE.BADJI@UN.ORG
Copie: TADESSES@UN.ORG

and no later than Monday, 19 February, 2024, by 1pm UTC.

NB. Extension Deadline: 30 calendar days from the date of publication