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| **Plenipotentiary Conference (PP-22)Bucharest, 26 September – 14 October 2022** |  |
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| PLENARY MEETING | **Addendum 1 toDocument 88-E** |
|  | **7 October 2022** |
|  | **Original: English** |
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| Russian Federation |
| Proposals for the work of the Conference |
| Proposal to revise Resolution 146 - Periodic review and revision of the International Telecommunication Regulations |
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**1. Introduction**

Due to the fact that the two mandates of the Expert Group on the International Telecommunication Regulations failed to reach consensus on the future International Telecommunication Regulations (ITRs) as well as the EG-ITR noted the presence of the two opposite points of view in the article-by-article review of both versions of the ITRs, it is now essential to make new efforts to move things forward.

The proposed changes in the text of Resolution 146 are aimed at achieving an adequate compromise based on trusted expertise.

**2. Proposal**

In order to prepare draft possible future revision of ITRs, the Plenipotentiary Conference is invited to consider proposals for the revision of Resolution 146 (Rev. Dubai, 2018) "Periodic review and revision of the International Telecommunication Regulations" with a view to their adoption.

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RESOLUTION 146 (Rev. Bucharest, 2022)

Periodic review and revision of the International Telecommunication Regulations

The Plenipotentiary Conference of the International Telecommunication Union (Bucharest, 2022),

recalling

*a)* Article 25 of the ITU Constitution, on world conferences on international telecommunications (WCIT);

*b)* No. 48 in Article 3 of the ITU Convention, on other conferences and assemblies;

*c)* that *recognizing e)* of Resolution 4 (Dubai, 2012) of WCIT, on periodic review of the International Telecommunication Regulations (ITRs) states that "the International Telecommunication Regulations consist of high-level guiding principles that should not require frequent amendment, but in the fast moving sector of telecommunications/ICTs may need to be periodically reviewed";

*d)* the final reports of the Expert Groups on the ITRs (EG-ITR),

noting

*a)* that the International Telecommunication Regulations (ITRs) is one of the instruments of the Union – the Administrative Regulations, which regulate the use of telecommunications and shall be binding on all Member States;

*b)* the International Telecommunication Regulations consist of high-level guiding principles that should not require frequent amendment, but in the fast-moving sector of telecommunications/ICTs may need to be periodically reviewed;

*c)* a world conference on international telecommunications may partially, or in exceptional cases, completely revise the International Telecommunication Regulations and may deal with any question of a worldwide character within its competence and related to its agenda;

*d)* that the revision of the International Telecommunication Regulations and World Conference on International Telecommunications shall normally be preceded by a review of the International Telecommunication Regulations;

*e)* that a periodic review of the International Telecommunication Regulations shall normally be carried out every eight years;

*f)* that the reviewed International Telecommunication Regulations entered into force on 31 December 2017;

*g)* that the review process of the International Telecommunication Regulations commenced in 2017 and continued until 2022;

*h)* that Expert Groups on International Telecommunication Regulations, in accordance with their mandate as approved by the ITU Council at its 2016 and 2019 sessions by Resolution 1379, reviewed the International Telecommunication Regulations and submitted their final reports to the 2018 and 2022 Plenipotentiary Conferences with comments from 2018 and 2022 sessions of the ITU Council,

emphasizing

that the ITU-T Telecommunication Standardization Sector (ITU-T) and Study Groups have most of the work relevant to ITRs,

considering

*a)* that ITU-T is playing an important role in resolving new and emerging issues arising from the changing global international telecommunication/information communication technology environment;

*b)* that all Member States as well as Sector Members should have the opportunity to contribute to further work on the ITRs,

recognizing

that there are two opposite points of view in the article-by-article review of both versions of the ITRs, and that the Expert Groups on the International Telecommunication Regulations failed to achieve consensus on the future International Telecommunication Regulations (ITRs),

resolves

1 to convene a Member States Advisory Group on preparing draft revision[[1]](#footnote-1)1 of the International Telecommunication Regulations (MSAG-ITRs) with the terms of reference, given in Annex 1 hereto;

2 that the Council may in the future clarify the terms of reference of the MSAG-ITR,

instructs the Secretary-General

1 to convene a Member States Advisory Group on the International Telecommunication Regulations (MSAG-ITRs) with terms of reference and working methods set out in Annex 1 hereto;

2 to undertake consultations with the Member States and regional telecommunication organizations on nomination of representatives from the regions for MSAG-ITRs membership, taking into account the criteria for candidates, as set out in Constitution/Convention and PP Resolution 208;

3 to submit interim progress reports to the ITU Council on the work of MSAG-ITRs, as well as to the World Telecommunication Standardization Assembly 2024;

4 to submit the final report of MSAG‑ITR to the 2026 plenipotentiary conference;

5 to consider providing fellowships, where resources are available, for the representatives of administrations of the Member States from the least developed countries (LDC), small islands developing States (SIDS), landlocked developing countries (LLDC), and countries with economies in transition (CEIT), according to the list established by the United Nations, in order to ensure their effective participation in the work of the MSAG-ITRs,

instructs the ITU Council

1 to examine the reports of MSAG‑ITR at its annual sessions and the final report of MSAG-ITR to the 2026 plenipotentiary conference for comments;

2 to consider issues on which the MSAG-ITRР could not reach consensus to resolve them;

3 to amend the terms of reference of MSAG-ITR, if necessary,

instructs the Directors of the Bureaux

1 each within their field of competence, with advice from the relevant advisory group and Study Groups, to contribute to the activities of MSAG-ITR, recognizing that the ITU Telecommunication Standardization Sector has most of the work relevant to the ITRs;

2 to submit the results of their work to MSAG‑ITR as contributions,

invites Member States and Sector Members

to contribute to the implementation of this Resolution,

invites the 2026 plenipotentiary conference

to consider the MSAG‑ITR report and take necessary action, as appropriate,

*invites the regional telecommunication organizations*

1. to consult with the administrations of the ITU Member States from the relevant region, in order to nominate the candidates meeting all the requirements as set out in No. 242 of the ITU Convention and Resolution 208 (Rev. Bucharest, 2022) of the Plenipotentiary Conference, for MSAG-ITR membership;

Organize the presentation of the positions of the administrations of Member States from the relevant region through their membership in MSAG-ITR.

Annex 1

The terms of reference of the Member States Advice Group for the preparation of draft revision of the International Telecommunication Regulations
(MSAG-ITR)

1 The Group consist of representatives of the administrations of Member States nominated from regional telecommunication organizations, in accordance with the requirements of No. 242 of the ITU Convention and Resolution 208 (Rev. Bucharest, 2022) of the Plenipotentiary Conference;

2 The Secretary-General and the Directors of the three Bureaux shall participate ex-officio in an advisory capacity in the meetings of the MSAG-ITR;

3 Regional telecommunication organizations shall nominate two candidates each (principal and alternate) to the MSAG-ITR, who shall be approved by the Secretary-General;

4 Each candidate nominated and approved as a member of the MSAG-ITR in accordance with paragraphs 1 and 3 above, will act in his personal capacity, representing the position of the administrations of the Member States of his region and corresponding regional telecommunication organization;

5 Members of the MSAG-ITR shall be appointed for at least four years. Members will not receive any allowances or remuneration from ITU, except for fellowships, as appropriate;

6 If a member of the MSAG-ITR resigns or is unable to continue its work, its position will be assumed by an alternate from the relevant region, and a new member of the MSAG-ITR from that region and the regional telecommunication organization will be appointed in due course;

7 In support of their activities, members of the MSAG-ITR may invite technical experts from their region to attend the MSAG-ITR meetings as observers in an advisory capacity, with strict confidentiality on all MSAG-ITR matters;

8 The Chairman of the MSAG-ITR shall be elected from among its main members for two years;

9 A member of the MSAG-ITR, alternate from each region, may also attend the meeting of the MSAG-ITR together with a principal representative from his region as a non-participating observer without the right to vote;

10 Meetings should be held at least twice a year or by decision of the Chairman and/or the Secretary-General, taking into account the need to achieve a concrete outcome on issues within the mandate of the MSAG-ITR. Meetings are usually held in physical format. Remote participation is provided, but only in-person participants have the right to vote;

11 The Chairman of the MSAG-ITR, the Secretary-General of the ITU and a member of the MSAG-ITR may invite other observers or technical experts in an advisory capacity to MSAG-ITR meetings;

12 The MSAG-ITR should consider all contributions and related materials from Member States, Sectors Members and Directors of the ITU Bureaux to the EG-ITR meetings from 2017 to 2022 with a view to prepare draft concrete proposals for a unified version of the ITRs text, as well as the current positions of the Administrations of the Member States of the respective regions and regional telecommunication organizations on these contributions;

13 The MSAG-ITR should seek to provide advice and guidance by consensus. If consensus cannot be reached on an issue, the Chairman and the Secretary-General shall appoint a separate meeting on the matter and shall take further necessary steps to ensure that consensus is finally reached;

14 In accordance with para 13 above, no issue may be left unresolved. In the event that additional efforts by the Chairman and the Secretary-General have not resulted in a consensus by the MSAG-ITR, the matter shall be presented as a contribution by the Secretary-General to the forthcoming Council Session, indicating the views of the majority and minority in the MSAG-ITR;

15 The MSAG-ITR is available in the six official languages of ITU. The MSAG-ITR is supported by the ITU Secretariat;

16 A detailed written report of the MSAG-ITR for each meeting will be prepared by the Secretariat for approval by the MSAG-ITR;

17 A detailed written progress report of the meetings, recommendations and advice presented at each meeting of the MSAG-ITR, as well as of any lack of consensus, will be provided to the Council by the Secretary-General, and by the members of the MSAG-ITR to the administrations of their regional telecommunication organization, at their respective meetings or in other accepted ways;

18 MSAG-ITR will prepare a report on its work for the 2024 World Telecommunication Standardization Assembly (WTSA-2024), which will be submitted to WTSA-2024 by the Secretary-General;

19 The MSAG-ITR will prepare the final report of the 2026 Plenipotentiary Conference on the outcomes of its work, which shall reflect:

a) recommendations for the revision[[2]](#footnote-3) of ITRs (the necessity of a revision, and to what extent: partially or fully);

b) recommendations for a forthcoming WCIT depending on the paragraph in question;

с) recommendations for the revision of WCIT-12 Resolutions and Recommendations;

20 MSAG-ITR shall take into consideration, in its work and in the preparation of the final report of the 2026 Plenipotentiary Conference:

a) relevant work relating to the International Telecommunication Regulations that was undertaken prior to WCIT-12;

b) the discussions that took place at WCIT-12;

c) the discussions that took place in the EG-ITR over the 2017-2018 period;

d) comments by the ITU Council and relevant Advisory Groups;

e) comments by WTSA-2020.

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1. 1 Revision of the ITRs is understood to mean the work of ITU Member States and Sector Members at the WCIT to remove and/or modify relevant provisions of the ITRs, or to include new provisions in the ITRs. This work may concern the entire text of the ITRs (full revision) or only individual provisions of the ITRs agreed in advance during the preparatory process. [↑](#footnote-ref-1)
2. Revision of the ITRs is understood to mean the work of ITU Member States and Sector Members at the WCIT to remove and/or modify relevant provisions of the ITRs, or to include new provisions in the ITRs. This work may concern the entire text of the ITRs (full revision) or only individual provisions of the ITRs agreed in advance during the preparatory process. [↑](#footnote-ref-3)