

# MATRIX FOR REVIEW OF CIVIL AVIATION SECURITY REGULATIONS 2020



## 1. AMENDMENTS TO REGULATIONS BASED ON ANNEX 17 AMENDMENT 18 REVISED/NEW SARPS

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                             | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                       | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                | Rationale                                                 |
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|      | Chapter 1: <b>Definitions</b>                                                                                                                                                                                                                                  |                                     |                                                                                                                                                                               |                                                                                                                                                                                                                                                                |                                                           |
| 1.   | <i>Aviation security.</i> Safeguarding civil aviation against acts of unlawful interference. This objective is achieved by a combination of measures and human and material resources.                                                                         | Regulation 2                        | <i>Security.</i> Safeguarding civil aviation against acts of unlawful interference. This objective is achieved by a combination of measures and human and material resources. | <i>Aviation security.</i> Safeguarding civil aviation against acts of unlawful interference. This objective is achieved by a combination of measures and human and material resources.                                                                         | Amended from security to Aviation Security for uniformity |
| 2.   | <i>Security culture.</i> A set of security-related norms, values, attitudes and assumptions that are inherent in the daily operation of an organization and are reflected by the actions and behaviours of all entities and personnel within the organization. | Regulation 2                        | -                                                                                                                                                                             | <i>Security culture.</i> A set of security-related norms, values, attitudes and assumptions that are inherent in the daily operation of an organization and are reflected by the actions and behaviours of all entities and personnel within the organization. | New definition                                            |
| 3.   | <i>Security inspection.</i> An announced or unannounced examination of the effectiveness                                                                                                                                                                       | Regulation 2                        | <i>Security inspection.</i> An examination of the implementation of                                                                                                           | <i>Security inspection.</i> An announced or unannounced examination of the                                                                                                                                                                                     | Amended definition                                        |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                            | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                                                                          | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                               | Rationale |
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|      | of the implementation of specific security measures.                                                                                                                                                          |                                     | relevant national civil aviation security programme requirements by an airline, airport, or other entity involved in security.                                                                                                                                                                                                   | effectiveness of the implementation of specific security measures.                                                                                                                                            |           |
| 4.   | <b>High-risk cargo or mail.</b> Cargo or mail which is deemed to pose a threat to civil aviation as a result of specific intelligence; or shows anomalies or signs of tampering which give rise to suspicion. | Regulation 2                        | <b>"High-risk cargo or mail."</b> Cargo or mail shall be considered high risk if-<br>(a) specific intelligence indicates that the cargo or mail poses a threat to civil aviation; or<br>(b) the cargo or mail shows anomalies or signs of tampering which give rise to suspicion;                                                | <b>High-risk cargo or mail.</b> Cargo or mail which is deemed to pose a threat to civil aviation as a result of specific intelligence; or shows anomalies or signs of tampering which give rise to suspicion. | Amended   |
| 5.   | <b>Security restricted area.</b> Those areas of the airside of an airport which are identified as priority risk areas where in addition to access control, other security controls are applied.               | Regulation 2                        | <b>Security restricted area.</b> Those areas of the airside of an airport which are identified as priority risk areas where in addition to access control, other security controls are applied. Such areas will normally include, inter alia, all commercial aviation passenger departure areas between the screening checkpoint | <b>Security restricted area.</b> Those areas of the airside of an airport which are identified as priority risk areas where in addition to access control, other security controls are applied.               | Amended   |

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|      |                                                                                                                                                                                                                                                                              |                                     | and the aircraft, the ramp, baggage make-up areas, including those where aircraft are being brought into service and screened baggage and cargo are present, cargo sheds, mail centres, airside catering and aircraft cleaning premises. |                                                                                                                                                                                                                                                                                                                                           |                                  |
| 6.   | <b>Standard 2.4.1</b> Each Contracting State requesting additional security measures for a specific flight(s) shall ensure appropriate consultation and give consideration to alternative measures of the other State that are equivalent to those requested.                | Regulation 5(3)(b)                  | Not provided                                                                                                                                                                                                                             | <b>Regulation 5(3)(b)</b> The Authority, in respect of other States—<br>(b) shall, whenever requesting additional security measures for specific flight(s) registered in the Republic of Kenya, ensure appropriate consultation and give consideration to alternative measures of the other State that are equivalent to those requested; | To address missing ICAO Standard |
| 7.   | <b>Recommended Practice 2.4.6—</b> Each Contracting State should share, at the request of another Contracting State, the results of the audit carried out by ICAO and the corrective actions taken by the audited State, as appropriate and consistent with its sovereignty. | Regulation 5(3)(f)                  | The Authority shall share, as appropriate, and consistent with the State's sovereignty, the results of the audit carried out by ICAO and the corrective actions taken                                                                    | <b>Regulation 5(3)(f)</b> The Authority, in respect of other States, shall share the results of the audit carried out by ICAO and the corrective actions taken as                                                                                                                                                                         | Amended Recommended Practice     |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                                                 | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                              | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                       | Rationale                    |
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|      |                                                                                                                                                                                                                                                                                    |                                     | and notify ICAO where such information is shared.                                                                                                                                                                                                                                    | appropriate and consistent with the State's sovereignty.                                                                                                                                                              |                              |
| 8.   | <b>Recommended Practice 2.5.4</b> Each Contracting State should consider the use of advanced security equipment when investing in new equipment, to achieve civil aviation security objectives.                                                                                    | Regulation 25(3)                    | Every operator of an airport serving civil aviation shall be responsible for the security of facilities and employment of security equipment, where appropriate, to the extent operationally, technically and financially practicable, to achieve civil aviation security objectives | <b>Regulation 27(3)</b> Every operator of an airport serving civil aviation shall be responsible for the security of facilities and use of advanced security equipment, to achieve civil aviation security objectives | Amended Recommended Practice |
| 9.   | <b>Standard 3.1.8</b> Each Contracting State shall ensure that supporting resources and facilities required by the aviation security services are made available at each airport serving civil aviation.                                                                           | Regulation 25(2)                    | -                                                                                                                                                                                                                                                                                    | <b>Regulation 27(2)</b> Every operator of an airport serving civil aviation shall ensure that supporting resources and facilities required by the aviation security services are made available.                      | Amended Standard             |
| 10.  | <b>Standard 3.3.1</b> Each Contracting State, as the State of the Operator, shall ensure that its commercial air transport operators have established, implemented and maintained a written aircraft operator security programme that meets the requirements of the national civil | Regulation 14(1) (2) (3)            | <b>Regulation 14 (1)</b> A person shall not operate an aircraft serving civil aviation from or within Kenya without an Aircraft Operator Security Programme                                                                                                                          | <b>Regulation 14 (1)</b> A person shall not operate an aircraft serving civil aviation from or within Kenya without a written Aircraft Operator Security Programme or Supplementary Station                           | Amended Standard             |

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|      | aviation security programme of the State of the Operator.                                                                                                                           |                                     | <p>approved by the Authority.</p> <p>(2) Every aircraft operator providing service in or from Kenya shall establish, implement and maintain a written Aircraft Operator Security programme that meets the requirements of the National Civil Aviation Security Programme and these Regulations.</p> <p>An Aircraft Operator Security Programme shall specify the measures, procedures and practices to be followed by the operator to protect passengers, crew, ground personnel, aircraft and facilities from acts of unlawful interference and shall include, at a minimum</p> | <p>Procedures approved by the Authority.</p> <p>(2) Every commercial air transport operator registered in Kenya shall establish, implement and maintain a written Aircraft Operator Security programme that meets the requirements of the National Civil Aviation Security Programme and these Regulations.</p> |              |
| 11.  | <b>Standard 3.3.2</b> Each Contracting State shall require foreign commercial air transport operators providing service to and from that State to establish, implement and maintain | Amend Regulation 14(4)&(5)          | -                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | <p><b>Regulation 14</b></p> <p>(4) All foreign commercial air transport operators</p>                                                                                                                                                                                                                           | New Standard |

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|      | written supplementary station procedures that meet the requirements of the national civil aviation security programme of that State. |                                     |                                         | <p>providing service to and from Kenya shall establish, implement and maintain written supplementary station procedures that meet the requirements of the national civil aviation security programme and these regulations.</p> <p>(5) Written Supplementary Station Procedures shall specify the measures, procedures and practices to be followed by the operator to protect passengers, crew, ground personnel, aircraft and facilities from acts of unlawful interference and shall include, at a minimum-</p> <ul style="list-style-type: none"> <li>(a) protection of the aircraft;</li> <li>(b) aircraft security checks and searches;</li> <li>(c) measures to ensure that any items left behind by passengers disembarking from</li> </ul> |           |

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|      |                                    |                                     |                                         | <p>transit flights are removed from the aircraft or otherwise dealt with appropriately before departure of the aircraft;</p> <p>(d) carriage of weapons in the cabin or hold of the aircraft;</p> <p>(e) protection of screened hold baggage;</p> <p>(f) reconciliation and authorization of hold baggage for carriage;</p> <p>(g) measures to ensure safety on board an aircraft when passengers who are obliged to travel because they have been the subject of judicial or administrative proceedings are to be carried;</p> <p>(h) notification to the PIC of passengers who are</p> |           |

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|      |                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                     |                                                                                                                                                                                                                                          | <p>obliged to travel because they have been the subject of judicial or administrative proceedings, and of the number of armed persons and their seat location;</p> <p>(i) appropriate security procedures and controls in regard to the transport of COMAT and COMAIL on board aircraft.</p> <p>(j) any other matter prescribed by the Authority.</p> |                  |
| 12.  | <p><b>Standard 3.4.1</b> Each Contracting State shall require the appropriate authority to ensure the development and implementation of a national training policy for all personnel involved with or responsible for the implementation of various aspects of the national civil aviation security programme. This training policy shall be designed to ensure the Effectiveness of the national civil aviation security programme.</p> | Regulation 22(1)                    | The Authority shall develop a National Civil Aviation Security Training Programme for personnel of all entities involved with or responsible for the implementation of various aspects of the National Civil Aviation Security Programme | <p><b>Regulation 22(1)</b> The Authority shall develop a National Civil Aviation Security Training Programme for all personnel involved with or responsible for the implementation of various aspects of the National Civil Aviation Security Programme to ensure its effectiveness.</p>                                                              | Amended Standard |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                                                                        | Affected Regulation(S) No. /Section         | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                                                                                       | Rationale        |
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|      |                                                                                                                                                                                                                                                                                                           |                                             | including security awareness training for those authorized to have unescorted access to the airside.                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | <i>Note: Resolved to retain the term Programme instead of replacing with Policy as provided in the standard.</i>                                                                                                                                                                                                                      |                  |
| 13.  | <b>Standard 3.4.2</b> Each Contracting State shall ensure that all aviation security training programmes for personnel with responsibilities under the national civil aviation security programme include an assessment of competencies to be acquired and maintained for initial and recurrent training. | Regulation 11(1)(d)<br><br>Regulation 23(4) | 11(1)(d) ensuring that persons implementing security controls possess all competencies required to perform their duties and are appropriately selected, trained and certified according to the requirements of the National Civil Aviation Security Programme and that appropriate records are maintained up to date;<br><br>22(3) The Authority shall ensure that all aviation security training programmes for personnel with responsibilities under the national civil aviation security programme include an assessment of competencies to be acquired and maintained | Regulation 11(1)(d) deleted<br><br><b>Regulation 24(3)</b> The Authority shall ensure that all aviation security training programmes for personnel with responsibilities under the national civil aviation security programme include an assessment of competencies to be acquired and maintained for initial and recurrent training; | Amended Standard |

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|      |                                                                                                                                                                                                                                                                         |                                     | for initial and recurrent training;<br><br>23(4) Operators shall ensure that persons implementing security controls possess all competencies required to perform their duties and are appropriately trained and certified according to the requirements of the National Civil Aviation Security Programme and that appropriate records are maintained up to date | <b>Regulation 25(4)</b> The operators shall ensure that all aviation security training programmes for personnel with responsibilities under the national civil aviation security programme include an assessment of competencies to be acquired and maintained for initial and recurrent training;                                                       |                  |
| 14.  | <b>Standard 3.4.3</b> Each Contracting State shall ensure the development and implementation of a certification system that ensures that instructors are qualified in the applicable subject matters in accordance with the national civil aviation security programme. | Regulation 22(5 &6)                 | The Authority shall ensure the development and implementation of training programmes and a certification system for aviation security screeners, supervisors, instructors and inspectors in accordance with the National Civil Aviation Security Programme.<br><br>The certification system referred to under sub-                                               | <b>Regulation 24(6)</b> The Authority shall ensure the development and implementation of a certification system for aviation security screeners, supervisors, instructors and inspectors in accordance with the National Civil Aviation Security Programme.<br><br><b>Regulation 24(7)</b> The certification system referred to under sub-regulation (6) | Amended Standard |

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|      |                                                                                                                                                                                                                                                                                                                                  |                                     | regulation (5) above shall ensure that instructors are qualified in the applicable subject matters in accordance with the National Civil Aviation Security Training Programme.                                                                          | above shall ensure that instructors are qualified in the applicable subject matters in accordance with the National Civil Aviation Security Training Programme.                                                                                                               |                                                                                               |
| 15.  | <b>Standard 3.4.5</b> Each Contracting State shall ensure that the personnel carrying out security audits, tests and inspections are trained to appropriate standards for these tasks in accordance with the national civil aviation security programme.                                                                         | Regulation 11(2(a))                 | ensuring that the personnel carrying out security audits, tests and inspections are trained to appropriate standards for these tasks in accordance with the National Civil Aviation Security Programme and are certified;                               | <b>Regulation 24(4)</b> The Authority shall ensure that the personnel carrying out security audits, tests and inspections are trained to appropriate standards for these tasks in accordance with the National Civil Aviation Security Programme and are certified;           | Amended Standard<br><br><i>Note: Moved the regulation from QC Reg. 11 to Training Reg. 24</i> |
| 16.  | <b>Standard 3.4.6</b> Each Contracting State shall ensure that all personnel involved with or responsible for the implementation of various aspects of the national civil aviation security programme and those authorized to have unescorted access to airside areas receive initial and recurrent security awareness training. | Regulation 35                       | Every operator shall ensure that personnel involved with or responsible for the implementation of security controls under the national civil aviation security programme and those authorized to have unescorted access to the airside receive security | <b>Regulation 37</b> - Every operator shall ensure that all personnel involved with or responsible for the implementation of various aspects of the national civil aviation security programme and those authorized to have unescorted access to the airside receive security | Amended Standard                                                                              |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | Affected Regulation(S) No. /Section                                                                                                        | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                                             | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                                                                                                                                   | Rationale                                                        |
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|      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                                                                            | awareness training at least once in every two years.                                                                                                                                                                                                                                                | awareness training at least once in every two years.                                                                                                                                                                                                                                                                                                                              |                                                                  |
| 17.  | <b>Recommended Practice.</b> 3.4.7— Each Contracting State should require entities involved with or responsible for the implementation of various aspects of the national civil aviation security programme to promote, develop and implement measures and mechanisms that contribute to establishing a strong and effective security culture.                                                                                                                                                                                                                                                                                                                                                     | -                                                                                                                                          | -                                                                                                                                                                                                                                                                                                   | <b>Regulation 25(5)</b> Every operator involved with or responsible for the implementation of various aspects of the national civil aviation security programme shall promote, develop and implement measures and mechanisms that contribute to establishing a strong and effective security culture.                                                                             | New Recommended Practice                                         |
| 18.  | <b>Standard 3.5.1</b> Each Contracting State shall require the appropriate authority to develop, implement and maintain a national civil aviation security quality control programme to regularly determine compliance with and validate the effectiveness of its national civil aviation security programme. The priorities and frequency of oversight activities shall be determined on the basis of risk assessments carried out by the relevant authorities, and include security audits, inspections and tests to provide for the rapid and effective rectification of any deficiencies. The national civil aviation security quality control programme shall include the following elements: | Regulation 5(2)(a)&(b);<br>Regulation 11(1)(a)<br>Regulation 11(2)(a)<br>Regulation 11(2)(b)<br>Regulation 11(2)(c)<br>Regulation 11(2)(d) | Regulation 5(2)(a)&(b)( The Authority shall develop, implement and maintain a National Civil Aviation Security Quality Control Programme for the purposes of-<br>(a) determining and monitoring compliance with and validating the effectiveness of the National Civil Aviation Security Programme; | <b>Regulation 5(2)</b> The Authority shall, in respect of each operator—<br><br>(a) schedule and conduct security audits, tests and inspections on a regular basis, to verify compliance with the National Civil Aviation Security Programme and to provide for the rapid and effective rectification of any deficiencies;<br><br>(b) ensure that the priorities and frequency of | Standards 3.4.4, 3.4.5, 3.4.6 & 3.4.7 merged into Standard 3.5.1 |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | Rationale |
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|      | <p>a) independence of those conducting oversight from those applying measures implemented under the national civil aviation security programme;</p> <p>b) the personnel conducting oversight are trained to appropriate standards;</p> <p>c) the personnel conducting oversight have the necessary authority to obtain all relevant information to carry out these tasks and to enforce corrective actions;</p> <p>d) a confidential reporting system for analyzing security information provided by sources such as passengers, crew and ground personnel; and</p> <p>e) a process to record and analyze the results of the national civil aviation security quality control programme, in order to contribute to the effective development and implementation of the national civil aviation security programme, including identifying the causes and patterns of non-compliance and verifying that corrective actions have been implemented and sustained.</p> | Regulation 12                       | <p>(b) determining the adequacy and effectiveness of the National Civil Aviation Security Programme through audits, tests, inspections and security exercises;</p> <p>(2)The Authority shall, in respect of each operator-</p> <p>(a)schedule and conduct security audits, tests and inspections on a regular basis, to verify compliance with the National Civil Aviation Security Programme and to provide for the rapid and effective rectification of any deficiencies;</p> <p>(b)ensure that the priorities and frequency of monitoring activities provided in paragraph (a) are determined on the basis of risk assessment carried out by the relevant authorities;</p> | <p>oversight activities provided in paragraph (a) are determined on the basis of risk assessment carried out by the relevant authorities;</p> <p><b>Regulation 11(1)</b> The Authority shall develop, implement and maintain a National Civil Aviation Security Quality Control Programme for the purposes of—</p> <p>(a) regularly determining compliance with and validating the effectiveness of the National Civil Aviation Security Programme;</p> <p><b>Regulation 11(2)</b> The Authority shall, in developing the National Civil Aviation Security Quality Control Programme, ensure the incorporation of appropriate methods, means and procedures for—</p> |           |

| S/No | Annex 17 Amendment 18 Requirements | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | Rationale |
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|      |                                    |                                     | <p>12.The Authority shall ensure that the management, setting of priorities and organisation of the National Civil Aviation Security Quality Control Programme is undertaken independently from the entities and persons responsible for the implementation of the measures taken under the National Civil Aviation Security Programme.</p> <p>(2)The Authority shall, in developing the National Civil Aviation Security Quality Control Programme, ensure the incorporation of appropriate methods, means and procedures for-</p> <p>(a)ensuring that the personnel carrying out security audits, tests and inspections are trained to appropriate standards for</p> | <p>(a) ensuring that the personnel conducting oversight are trained to appropriate standards;</p> <p>(b) ensuring that the personnel conducting oversight activities which include security audits, tests and inspections are afforded the necessary authority to obtain all relevant information to carry out these tasks, and to enforce corrective actions;</p> <p>(c) establishing a confidential reporting system for analysing security information provided by sources such as passengers, crew and ground personnel; and</p> <p>(d) establishing a process to record and analyse the results of the National Civil Aviation Security Quality Control</p> |           |

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|      |                                    |                                     | <p>these tasks in accordance with the National Civil Aviation Security Programme and are certified;</p> <p>(b)ensuring that the personnel carrying out security audits, tests and inspections are afforded the necessary authority to obtain information to carry out those tasks, and to enforce corrective actions</p> <p>(c)supplementing the National Civil Aviation Security Quality Control Programme by establishing a confidential reporting system for analysing security information provided by sources including passengers, crew and ground personnel;</p> <p>(d)establishing a process to record and analyse the results of the National Civil Aviation Security Quality Control</p> | <p>Programme, in order to contribute to the effective development and implementation of the National Civil Aviation Security Programme, including identifying the causes and patterns of non-compliance and verifying that corrective actions have been implemented and sustained.</p> <p><b>Regulation 12</b> The Authority shall ensure the independence of those conducting oversight from those applying measures implemented under the National Civil Aviation Security Programme.</p> |           |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                            | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                                                                | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                                                                                                          | Rationale                                                |
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|      |                                                                                                                                                                                                                                               |                                     | Programme, to contribute to the effective development and implementation of the National Civil Aviation Security Programme, including identifying the causes and patterns of non-compliance and verifying that corrective actions have been implemented and sustained. |                                                                                                                                                                                                                                                                                                          |                                                          |
| 19.  | <b>Standard 4.1.3</b> Each Contracting State shall ensure procedures are established to deal with unidentified baggage and suspicious objects in accordance with a security risk assessment carried out by the relevant national authorities. | Regulation 25(2)(b)(xv)             | (xv) luggage or personal belongings that are unidentified or left unattended at an airport are subjected to appropriate security controls and disposal procedures in accordance with a security risk assessment carried out by the relevant national authorities       | <b>Regulation 27(3)(b)(xv)</b> Unidentified baggage and suspicious objects at an airport and/or a facility serving civil aviation are subjected to appropriate security controls and disposal procedures in accordance with a security risk assessment carried out by the relevant national authorities. | Recommend ed Practice amended and upgraded to a standard |
| 20.  | <b>Standard 4.5.2</b> Each Contracting State shall ensure the use of appropriate screening methods that are capable of detecting the presence of explosives and explosive devices in hold baggage. The appropriate standards for              | -                                   | -                                                                                                                                                                                                                                                                      | <b>Regulation 27(3)(b)(viii)</b> ... appropriate screening methods that are capable of detecting the                                                                                                                                                                                                     | New Standard                                             |

| S/No | Annex 17 Amendment 18 Requirements                                                                                                                                                                                                                                                   | Affected Regulation(S) No. /Section | Current Text in The Regulations Of 2020                                                                                                                                                                                         | New Proposals for Inclusion In 2024 Regulations                                                                                                                                                                | Rationale        |
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|      | screening in the context of 4.5 shall be defined by the appropriate authority.                                                                                                                                                                                                       |                                     |                                                                                                                                                                                                                                 | presence of explosives and explosive devices in hold baggage are used as defined by the Authority.                                                                                                             |                  |
| 21.  | <b>Standard 5.3.2</b> Each Contracting State concerned with an act of unlawful interference shall require its appropriate authority to reevaluate security controls and procedures, and in a timely fashion, take action necessary to remedy weaknesses so as to prevent recurrence. | Regulation 53(f)                    | (f) re-evaluate security controls and procedures after an act of unlawful interference and in a timely manner, take action necessary to remedy weaknesses so as to prevent recurrence. These actions shall be shared with ICAO. | <b>Regulation 55(f)</b> ... re-evaluate security controls and procedures after an act of unlawful interference and in a timely manner, take action necessary to remedy weaknesses so as to prevent recurrence. | Amended Standard |

**2. ICAO USAP CMA FINDINGS/RECOMMENDATIONS AND GAPS TO BE ADDRESSED IN THE REGULATIONS**

| NO. | ICOA USAP CMA FINDING / RECOMMENDATION                                                      | AFFECTED REGULATION | CURRENT TEXT IN THE REGULATIONS 2020 | PROPOSED TEXT IN 2024 REGULATIONS                                                                                                       | RATIONALE                              |
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| 1.  | The State has not provided for the provisions of Standard 2.4.1 in the Regulations or NCASP | Regulation 5        | Not provided                         | <b>Regulation 5(3)(b)</b> The Authority, in respect of other States—<br>(c) shall, whenever requesting additional security measures for | To address missing ICAO Standard 2.4.1 |

| NO. | ICOA USAP CMA FINDING / RECOMMENDATION                                                                                                          | AFFECTED REGULATION                                                                                                                                                                                                        | CURRENT TEXT IN THE REGULATIONS 2020                                                                                                                                                                                                                                                                                                                    | PROPOSED TEXT IN 2024 REGULATIONS                                                                                                                                                                 | RATIONALE                                                      |
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|     |                                                                                                                                                 |                                                                                                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                         | specific flight(s) registered in the Republic of Kenya, ensure appropriate consultation and give consideration to alternative measures of the other State that are equivalent to those requested; |                                                                |
| 2.  | Clarity required in defining Originating Aircraft for purposes of guiding the airlines on when to conduct aircraft security searches and checks | Regulation 2 - Interpretation                                                                                                                                                                                              | Not provided                                                                                                                                                                                                                                                                                                                                            | <i>Originating Aircraft</i> Means the first flight of the day other than a transit flight.                                                                                                        | New definition arising out of ICAO USAP- CMA Audit of May 2022 |
| 3.  | Align the contents in Regulation 23 with the guidelines of PQ 2.062 on operator security training programme                                     | <b>Regulation 23(2)</b><br><br>(2) A training programme referred to in sub regulation (1) shall include-<br><br>(a) training of appropriate employees, taking into account human factors principles and human performance; | <b>Regulation 25(2)</b><br><br>(2) A training programme referred to in sub regulation (1) shall include-<br><br>(a) declared objectives and training policy<br><br>(b) responsibilities for conducting training courses;<br>(c) initial and recurrent training, with required duration and frequency;<br><br>(d) provisions for a formal OJT programme; | Align Regulation with ICAO USAP CMA PQ 2.062 requirements and better guide the operators and inspectors                                                                                           | To provide detailed and clear requirements to operators        |

| NO. | ICOA USAP CMA FINDING /<br>RECOMMENDATION | AFFECTED<br>REGULATION                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | CURRENT TEXT IN THE<br>REGULATIONS 2020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | PROPOSED TEXT IN 2024<br>REGULATIONS | RATIONALE |
|-----|-------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|-----------|
|     |                                           | <p>(b) training to acquaint appropriate employees with preventive measures and techniques in relation to passengers, baggage, cargo, mail, equipment, stores and supplies intended for carriage on an aircraft to enable them to contribute to the prevention of acts of sabotage, unlawful seizure of aircraft or other forms of unlawful interference and to minimise the consequences of such events should they occur;</p> <p>(c) security awareness training at least once every two years for all staff</p> | <p>(e) administrative information related to the selection of candidates;</p> <p>(f) requirements for assessments of knowledge and competencies to be acquired and maintained following initial and recurrent training (e.g. written and practical tests with minimum pass marks);</p> <p>(g) a curriculum outline;</p> <p>(h) detailed syllabi for the courses; and</p> <p>(i) requirements for the maintenance of training records.</p> <p>(j) training of appropriate employees, taking into account human factors principles and human performance;</p> <p>(k) security awareness training at least once every two years for all staff or personnel involved with or responsible for the implementation of various aspects of the National Civil Aviation Security Programme and those authorized to have</p> |                                      |           |

| NO. | ICOA USAP CMA FINDING / RECOMMENDATION | AFFECTED REGULATION                                                                                                                                                                                                                                                               | CURRENT TEXT IN THE REGULATIONS 2020                                                                           | PROPOSED TEXT IN 2024 REGULATIONS | RATIONALE |
|-----|----------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------|-----------------------------------|-----------|
|     |                                        | <p>or personnel involved with or responsible for the implementation of various aspects of the National Civil Aviation Security Programme and those authorized to have unescorted access to the airside; and</p> <p>(d) any other training matter prescribed by the Authority.</p> | <p>unescorted access to the airside; and</p> <p>(l) any other training matter prescribed by the Authority.</p> |                                   |           |

3. ADDITIONAL PROPOSALS FOR AMENDMENTS TO THE REGULATIONS DUE TO EMERGING NEEDS AND GAPS

| S/NO | ADDITIONAL PROPOSALS/COMMENTS | AFFECTED REGULATION(S) NO.                                                                                                                                                                                          | NEW PROPOSALS FOR INCLUSION                                                                                                                                              | RATIONALE                                                      |
|------|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|
| 1.   |                               | IN EXERCISE of the powers conferred by section 82 of the Civil Aviation Act, 2013, the Cabinet Secretary for Transport, Infrastructure, Housing Urban Development and Public Works makes the following Regulations— | IN EXERCISE of the powers conferred by section 82 of the Civil Aviation Act, 2013, the Cabinet Secretary responsible for Civil Aviation makes the following Regulations- | To adapt the name of the ministry to any changes that may come |

| S/NO | ADDITIONAL PROPOSALS/COMMENTS                                                                                                         | AFFECTED REGULATION(S) NO.                                                                                                                                                                                                                                                                                                                                                               | NEW PROPOSALS FOR INCLUSION                                                                                                                                                                                                                                                                                                                                                                                                                               | RATIONALE                                       |
|------|---------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------|
| 2.   | Review the definition of “Air Navigation Services” in Regulation 2 as per the revised Civil Aviation Bill                             | <p><b>"air navigation service"</b> means-</p> <p>(a) communication services, whether ground to air or ground to ground, provided for the safety of the aircraft;</p> <p>(b) navigational services, that is to say radio, radar and visual aids to navigation;</p> <p>(c) air traffic services provided for the safety of aircraft; and</p> <p>(d) aeronautical information services;</p> | <p><b>“air navigation services”</b></p> <p>means services provided to air traffic during all phases of operations, namely, approach, aerodrome and enroute which include—</p> <p>(a) air traffic management;</p> <p>(b) communication navigation and surveillance system;</p> <p>(c) meteorological services for air navigation;</p> <p>(d) search and rescue; and</p> <p>(e) aeronautical information services/ aeronautical information management;</p> | As revised in the Civil Aviation Bill           |
| 3.   | Include definition of ‘Security Equipment’ from ICAO Doc 8973. The term has been used in the Regulations without proper understanding | Interpretation                                                                                                                                                                                                                                                                                                                                                                           | <p>“security equipment” means devices of a specialized nature for use, individually or as part of a system, in the prevention or detection of acts of unlawful interference with civil aviation and its facilities.</p>                                                                                                                                                                                                                                   | To provide for better understanding of the term |
| 4.   | Include definition of ‘Security Exercise’ from ICAO Doc 8973. The term has been used in the Regulations without proper understanding  | Interpretation                                                                                                                                                                                                                                                                                                                                                                           | <p>“security exercise” a full-scale security exercise is a simulated act of unlawful interference with the objective of ensuring the adequacy of a contingency plan to cope with different types of emergencies. A table-top or partial security exercise is a simulated act of unlawful interference with the objective of ensuring the adequacy of the response to individual participating agencies and</p>                                            | To provide for better understanding of the term |

| S/NO | ADDITIONAL PROPOSALS/COMMENTS                                                                                                        | AFFECTED REGULATION(S) NO.                                                                                                                                                                                                                                                                                                  | NEW PROPOSALS FOR INCLUSION                                                                                                                                                                                                                                                                                                                                                                                                                                | RATIONALE                                                                                                                               |
|------|--------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|
|      |                                                                                                                                      |                                                                                                                                                                                                                                                                                                                             | components of the contingency plan, such as the communications system.                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                                                                         |
| 5.   | Include definition of 'Security Incident' from ICAO Doc 8973. The term has been used in the Regulations without proper understanding | Interpretation                                                                                                                                                                                                                                                                                                              | "security incident" means a designation given to a security occurrence which affects or could affect the safety of passengers, crew, ground personnel and the general public. Security incidents are designated by a security official or manager to a reported security occurrence based on an analysis of the occurrence and a determination that additional action is required. A security incident may also result in an act of unlawful interference. | To provide for better understanding of the term                                                                                         |
| 6.   | Include the definition of "Unaccompanied baggage" from ICAO Doc 8973 which is missing in the house.                                  | Interpretation                                                                                                                                                                                                                                                                                                              | "unaccompanied baggage" means baggage that is transported as cargo and may or may not be carried on the same aircraft with the person to whom it belongs;                                                                                                                                                                                                                                                                                                  | To provide for clearer understanding of the term                                                                                        |
| 7.   | Review the applicability of the Regulations to provide for Aerodromes in Categories D & E                                            | Regulation 3(1)(a) – Application of Regulations<br><br>(1) These Regulations shall, unless otherwise stipulated, apply to—<br>(a) all airports in Kenya, which includes aerodromes in categories A, B and C as provided for under the Civil Aviation (Certification, Licensing and Registration of Aerodromes) Regulations; | <b>Regulation 3(1)(a)</b><br><br>No change                                                                                                                                                                                                                                                                                                                                                                                                                 | To cater for Aerodromes in categories D & E and those yet to be categorized as well as address security concerns in unmanned aerodromes |
|      |                                                                                                                                      |                                                                                                                                                                                                                                                                                                                             | <b>Regulation 3(3)</b> All aerodromes in categories D and E as provided for under the Civil Aviation (Certification, Licensing and Registration of Aerodromes) Regulations, shall be subjected to the security requirements stipulated in the National Civil Aviation Security Programme or as determined by the Authority.                                                                                                                                |                                                                                                                                         |
| 8.   | Develop and maintain aviation Security Procedures to cater for Aerodromes in categories D &                                          |                                                                                                                                                                                                                                                                                                                             | <b>Regulation 3(3)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                     | To cater for Aerodromes in categories D & E and those yet to be categorized as well as                                                  |

| S/NO | ADDITIONAL PROPOSALS/COMMENTS                                                                                                                                                                                                                              | AFFECTED REGULATION(S) NO.                     | NEW PROPOSALS FOR INCLUSION                                                                                                                                                                                                                                                                        | RATIONALE                                                       |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------|
|      | E and those yet to be categorized to address security concerns in unmanned aerodromes as per NSCC directive.<br><br>Regular reviews and updates of these procedures to be conducted to ensure their effectiveness in mitigating emerging security threats. |                                                | Review the NCASP to provide for the Aviation Security Procedures as required under this regulation.                                                                                                                                                                                                | address security concerns in unmanned aerodromes                |
| 9.   | Review Regulation 17 – Air Navigation Service Provider Security Programme to include cyber threat in a clear manner                                                                                                                                        | Regulation 17                                  | 17(2)(f) ... identifying their critical information and communications technology systems and data used for civil aviation purposes and, in accordance with a risk assessment, develop and implement, as appropriate, measures to protect them from unlawful interference including cyber threats; | Added cyber threats to improve the regulation and emerging need |
|      |                                                                                                                                                                                                                                                            |                                                | 17(2)(i) .. ATM contribution to safeguarding against unlawful interference                                                                                                                                                                                                                         | ICAO USAP CMA PQ 8.197                                          |
| 10.  | Move contents of regulations 50 and 51 to be regulation 18 and 19 respectively                                                                                                                                                                             | Various Regulations from Regulation 18 onwards | Reorganized the contents of Regulation 50 to Regulation 18 and 51 to 19.<br>Numbering of other affected Regulations changed                                                                                                                                                                        | Reorganized the regulation in the applicable Parts              |
| 11.  | Amend Regulation 14, 39 to include Supplementary Station Procedures as appropriate                                                                                                                                                                         | 14, 39                                         | Amended Regulation 14, 39 to include Supplementary Station Procedures as appropriate                                                                                                                                                                                                               | Amended regulations                                             |

| S/NO | ADDITIONAL PROPOSALS/COMMENTS                                                                                                                                                                                                          | AFFECTED REGULATION(S) NO.                                                                                                                                                     | NEW PROPOSALS FOR INCLUSION                                                                                                                                                                                                             | RATIONALE                             |
|------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| 12.  | Amend regulations 13(3)k), 14(3)(xx), 15(2)(x), 16(2)d)(ix), 27(3)(b)(xxiv), 39(3)(c )(j) and 48(3) to include cyber threats in the protection of critical information communication system and data used for civil aviation purposes. | 13(3)k), 14(3)(xx), 15(2)(x), 16(2)d)(ix), 27(3)(b)(xxiv), 39(3)(c )(j) and 48(3)                                                                                              | Amended regulations 13(3)k), 14(3)(xx), 15(2)(x), 16(2)d)(ix), 27(3)(b)(xxiv), 39(3)(c )(j) and 48(3) to include cyber threats in the protection of critical information communication system and data used for civil aviation purposes | Amended regulations                   |
| 13.  | Amend Regulations 75(a) to - include the screening of “vehicles and items contained therein’ as a responsibility of aviation security officers.                                                                                        | 77(a)                                                                                                                                                                          | Amended Regulations 75(a)/ 77(a) to - include the screening of “vehicles and items contained therein’ as a responsibility of aviation security officers.                                                                                | Amended regulation                    |
| 14.  | Revise Regulation 5(1)(f) to include certification of aviation security personnel only and move ASSP to a new regulation                                                                                                               | Regulation 5(1)(f) conduct certification of aviation security service providers and aviation security screeners, supervisors, instructors and inspectors once every two years. | Regulation 5(1)(f) conduct certification of aviation security screeners, supervisors, instructors and inspectors once every two years.                                                                                                  | Amended regulation                    |
| 15.  | There’s need to address the emerging need on Certification of Explosive Detection Dogs (EDDs) for use in Aviation Security                                                                                                             | -                                                                                                                                                                              | <b>Regulation 5(1)(g)</b> Conduct certification of aviation security service providers, explosives detection dogs and their handlers                                                                                                    | New regulation                        |
| 16.  | Amend the name and title of the Cabinet Secretary                                                                                                                                                                                      | JAMES MACHARIA,<br><i>Cabinet Secretary for Transport, Infrastructure, Housing, Urban Development and Public Works.</i>                                                        | KIPCHUMBA MURKOMEN,<br><i>Cabinet Secretary for Roads and Transport</i>                                                                                                                                                                 | Change of Cabinet Secretary and title |

#### **4. PROPOSALS FOR AMENDMENTS TO THE REGULATIONS FROM STAKEHOLDERS**

(This shall be populated after the reviewed Regulations are submitted to stakeholders for inputs)

| S/NO | NAME OF STAKEHOLDER                             | ORGANIZATION                  | PROPOSAL/COMMENTS                                                                                                                                                                                                                                                                                                                                                                                         | AFFECTED REGULATION(S) NO. | RECOMMENDED TEXT FOR INCLUSION | RATIONALE                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|------|-------------------------------------------------|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|--------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1.   | Mohit Sahni<br>Director<br><br>+254 722 514 605 | KGT Solutions<br>(EA) Limited | (1) <b>Amendment to Regulation 29(1)</b> - Expand the requirements to include mandatory servicing and maintenance of all security-related equipment by OEM-certified engineers. This ensures that those responsible for the upkeep of critical security apparatus are fully trained and approved by the equipment manufacturers, maintaining the highest standards of operational integrity and security. | Regulation 29(1)           | TBC/TBD                        | <p>“Under the current framework of the Kenya Civil Aviation Authority (KCAA) Aviation Security (AVSEC) Regulations 2020, Clause 29.1 requires airport operators and tenants to maintain the integrity of airport access control points by implementing appropriate security controls such as screening.</p> <p>The absence of a mandate for OEM-certified servicing poses several risks to aviation security and operational integrity.”</p> |
|      |                                                 |                               | (2) <b>Introduction of Specific Penalties under Regulation 65(3)m</b> -                                                                                                                                                                                                                                                                                                                                   | Regulation 65(3)           | TBC/TBD                        | <p>“Clause 65.3 outlines penalties for utilizing the services of</p>                                                                                                                                                                                                                                                                                                                                                                         |

| S/NO | NAME OF STAKEHOLDER                                            | ORGANIZATION | PROPOSAL/COMMENTS                                                                                                                                                                                                                                                                                                   | AFFECTED REGULATION(S) NO. | RECOMMENDED TEXT FOR INCLUSION | RATIONALE                                                                                                                                                                                                                                                  |
|------|----------------------------------------------------------------|--------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|--------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|      |                                                                |              | Amend this clause to incorporate specific penalties for airports and operators that fail to comply with the OEM-certified servicing requirement. This will enforce compliance and deter the use of unauthorized personnel for maintenance tasks, ensuring that all security equipment is kept in optimal condition. |                            |                                | unauthorized persons or entities. While these provisions establish a foundation for aviation security, there is no explicit requirement for maintenance and servicing of security equipment by Original Equipment Manufacturer (OEM)-certified engineers.” |
| 2.   | <i>To be populated when Stakeholders comments are received</i> |              |                                                                                                                                                                                                                                                                                                                     |                            |                                |                                                                                                                                                                                                                                                            |
| 3.   | <i>To be populated when Stakeholders comments are received</i> |              |                                                                                                                                                                                                                                                                                                                     |                            |                                |                                                                                                                                                                                                                                                            |
| 4.   | <i>To be populated when Stakeholders comments are received</i> |              |                                                                                                                                                                                                                                                                                                                     |                            |                                |                                                                                                                                                                                                                                                            |
| 5.   | <i>To be populated when Stakeholders comments are received</i> |              |                                                                                                                                                                                                                                                                                                                     |                            |                                |                                                                                                                                                                                                                                                            |