

117TH CONGRESS
2D SESSION

S. 5053

To provide for the meaningful participation of Taiwan in the International Civil Aviation Organization (ICAO).

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 29, 2022

Mr. CRUZ (for himself and Mr. MERKLEY) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To provide for the meaningful participation of Taiwan in the International Civil Aviation Organization (ICAO).

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. MEANINGFUL PARTICIPATION OF TAIWAN IN**
4 **THE INTERNATIONAL CIVIL AVIATION ORGA-**
5 **NIZATION.**

6 (a) SENSE OF CONGRESS.—It is the sense of Con-
7 gress that—

8 (1) the International Civil Aviation Organiza-
9 tion (ICAO) should allow Taiwan to meaningfully
10 participate in the organization, including in ICAO

1 triennial assembly sessions, conferences, technical
2 working groups, meetings, activities, and mecha-
3 nisms;

4 (2) Taiwan is a global leader and hub for inter-
5 national aviation, with a range of expertise, informa-
6 tion, and resources and the fifth busiest airport in
7 Asia (Taoyuan International Airport), and its mean-
8 ingful participation in ICAO would significantly en-
9 hance the ability of ICAO to ensure the safety and
10 security of global aviation; and

11 (3) coercion by the Chinese Communist Party
12 and the People's Republic of China has ensured the
13 systematic exclusion of Taiwan from meaningful par-
14 ticipation in ICAO, significantly undermining the
15 ability of ICAO to ensure the safety and security of
16 global aviation.

17 (b) PLAN FOR TAIWAN'S MEANINGFUL PARTICIPA-
18 TION IN THE INTERNATIONAL CIVIL AVIATION ORGANIZA-
19 TION.—The Secretary of State, in coordination with the
20 Secretary of Commerce, is authorized—

21 (1) to initiate a United States plan to secure
22 Taiwan's meaningful participation in ICAO, includ-
23 ing in ICAO triennial assembly sessions, con-
24 ferences, technical working groups, meetings, activi-
25 ties, and mechanisms; and

1 (2) to instruct the United States representative
2 to the ICAO to—

3 (A) use the voice and vote of the United
4 States to ensure Taiwan’s meaningful participa-
5 tion in ICAO, including in ICAO triennial as-
6 sembly sessions, conferences, technical working
7 groups, meetings, activities, and mechanisms;
8 and

9 (B) seek to secure a vote at the next ICAO
10 triennial assembly session on the question of
11 Taiwan’s participation in that session.

12 (c) REPORT CONCERNING TAIWAN’S MEANINGFUL
13 PARTICIPATION IN THE INTERNATIONAL CIVIL AVIATION
14 ORGANIZATION.—Not later than 90 days after the date
15 of the enactment of this Act, and not later than April 1
16 of each year thereafter for the following 6 years, the Sec-
17 retary of State, in coordination with the Secretary of Com-
18 merce, shall submit an unclassified report to the Com-
19 mittee on Foreign Relations of the Senate and the Com-
20 mittee on Foreign Affairs of the House of Representatives
21 that—

22 (1) describes the United States plan to ensure
23 Taiwan’s meaningful participation in ICAO, includ-
24 ing in ICAO triennial assembly sessions, con-

1 ferences, technical working groups, meetings, activi-
2 ties, and mechanisms;

3 (2) includes an account of the efforts made by
4 the Secretary of State and the Secretary of Com-
5 merce to ensure Taiwan's meaningful participation
6 in ICAO, including in ICAO triennial assembly ses-
7 sions, conferences, technical working groups, meet-
8 ings, activities, and mechanisms; and

9 (3) identifies the steps the Secretary of State
10 and the Secretary of Commerce will take in the next
11 year to ensure Taiwan's meaningful participation in
12 ICAO, including in ICAO triennial assembly ses-
13 sions, conferences, technical working groups, meet-
14 ings, activities, and mechanisms.

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