



ANALYSIS

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| <p>Title.
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 2. Definitions of "aerodrome", "aircraft", and "Minister".
 3. Regulations regulating and prescribing charges.</p> | <p>4. Minister may establish, maintain, and operate aerodromes and facilities in connection with civil aviation.
 5. Increasing penalty for dangerous operation of aircraft.</p> |
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1955, No. 40

AN ACT to amend the Civil Aviation Act 1948.

Title.

[20 October 1955

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

1. This Act may be cited as the Civil Aviation Amendment Act 1955, and shall be read together with and deemed part of the Civil Aviation Act 1948 (hereinafter referred to as the principal Act).

Short Title.

1948, No. 12

2. (1) Section two of the principal Act is hereby amended by repealing the definitions of the terms "aerodrome" and "aircraft", and substituting the following definitions:

Definitions of "aerodrome", "aircraft", and "Minister"

"'Aerodrome' means any defined area of land or water intended or designed to be used either wholly or partly for the landing, departure, movement, and servicing of aircraft; and includes any buildings, installations, and equipment on or adjacent to any such area used in connection with the aerodrome or its administration:"

“‘Aircraft’ means any machine that can derive support in the atmosphere from the reactions of the air:”.

(2) Section two of the principal Act is hereby further amended by inserting, after the definition of the term “Convention”, the following definition:

“‘Minister’ means the Minister in Charge of Civil Aviation:”.

(3) Section four of the principal Act is hereby amended by omitting from subsection three the words “Minister of Defence”, and substituting the word “Minister”.

Regulations
regulating and
prescribing
charges.

3. (1) Subsection two of section three of the principal Act is hereby amended by repealing paragraph (f), and substituting the following paragraph:

“(f) Prescribing and regulating the charges, fees, or dues to be paid in respect of the use of aerodromes licensed or authorized under the regulations or in respect of the use of any facilities provided or services rendered at those aerodromes or in respect of the use of any facilities established or maintained for the purpose of providing for the safety and efficient operation of aircraft engaged in civil aviation:”.

(2) This section shall be deemed to have come into force on the first day of April, nineteen hundred and fifty-four.

Minister may
establish,
maintain, and
operate
aerodromes
and facilities
in connection
with civil
aviation.
1943, No. 3

4. The principal Act is hereby amended by inserting, after section three, the following new section:

“3A. (1) Subject to the provisions of subsection two of section two of the Ministry of Works Act 1943, the Minister may for the purposes of civil aviation establish, maintain, and operate aerodromes and services and facilities in connection with the operation of any aerodrome or with the operation of aircraft engaged in civil aviation.

“(2) Without limiting the general powers hereinbefore conferred, it is hereby declared that the Minister may establish, maintain, and operate radio navigational aids, beacons and lighting systems, air traffic control services, aeronautical communication services, buildings and accommodation, and such other services and facilities as the Minister thinks necessary for the purpose of providing for the safety and efficient operation of aircraft engaged in civil aviation.

“(3) All works undertaken under the authority of this section are hereby declared to be public works within the meaning of the Public Works Act 1928.

“(4) The powers conferred by this section are in addition to and not in derogation of any powers conferred by any other enactment and nothing in this section shall be construed to limit or affect the powers conferred on any person or authority by any other enactment.”

See Reprint of Statutes, Vol. VII, p. 622

5. Section six of the principal Act is hereby amended by omitting from subsection one the words “two hundred pounds”, and substituting the words “five hundred pounds”; and by omitting from the same subsection the words “six months”, and substituting the words “twelve months”.

Increasing penalty for dangerous operation of aircraft.

