



**THE CROWN SUITS (SERVICE AIRCRAFT) EMERGENCY
REGULATIONS 1945**

C. L. N. NEWALL, Governor-General

By his Deputy,

MICHAEL MYERS

ORDER IN COUNCIL

At the Government House at Wellington, this 8th day of
August, 1945

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Emergency Regulations Act, 1939, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby make the following regulations.

REGULATIONS

1. These regulations may be cited as the Crown Suits (Service Aircraft) Emergency Regulations 1945.

2. In these regulations, unless the context otherwise requires, the expression "service aircraft" means any aircraft within the meaning of the Air Navigation Act, 1931,* of which His Majesty is the owner within the meaning of that Act, or which is being used exclusively for the purposes of any of His Majesty's Naval, Military, or Air Forces.

3. These regulations apply to every cause of action against His Majesty under the Crown Suits Amendment Act, 1910†, in respect of any damage, loss, or injury sustained or alleged to have been sustained by or through or in connection with the use of any service aircraft.

4. For the purposes of Regulation 3 hereof the provisions of section 7 of the Air Navigation Act, 1931,* shall apply to any service aircraft and to His Majesty as the owner thereof within the meaning of that Act.

5. For the purpose of determining the existence of a cause of action to which these regulations apply, any member of His Majesty's Naval, Military, or Air Forces who is at any time in charge of any service aircraft shall, notwithstanding anything to the contrary in section 5 of the Crown Suits Amendment Act, 1910†, be deemed to be a servant of His Majesty acting at that time within the scope of his authority in relation to that aircraft.

* See Reprint of Statutes, Vol. I, page 424.

† See Reprint of Statutes, Vol. II, page 566.

6. Where the amount claimed in respect of any cause of action to which these regulations apply does not exceed £500, the claim may be commenced, heard, and determined in a Magistrate's Court, in like manner as in suits between subject and subject, and in all other respects, and so far as applicable, the provisions of Part II of the Crown Suits Act, 1908,* shall apply to the claim.

C. A. JEFFERY,
Clerk of the Executive Council.

* See Reprint of Statutes, Vol. II, page 550.

Issued under the authority of the Regulations Act, 1936.
Date of notification in *Gazette*: 17th day of August, 1945.
These regulations are administered in the Department of Justice.