

NOTICES.

No 293

COLONIAL SECRETARY'S DEPARTMENT.

The following Order of His Majesty in Council is published for general information.

N. L. SMITH,
Colonial Secretary.

14th April, 1938.

NOTE.—The text of the Air Navigation (Colonies, Protectorates and Mandated Territories) Order, 1927, as subsequently amended, was published in consolidated form as G.N. 914 in the Gazette of 17th December, 1937.

AT THE COURT AT BUCKINGHAM PALACE.

THE 21ST DAY OF DECEMBER, 1937.

PRESENT

THE KING'S MOST EXCELLENT MAJESTY

Lord President	Mr. Ernest Brown
Lord Rushcliffe	Sir Felix Cassel

WHEREAS in pursuance of powers vested in Him by virtue of the Air Navigation Acts, 1920 and 1936, His Majesty in Council was pleased to make the Air Navigation (Colonies, Protectorates and Mandated Territories) Order, 1927, and the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1929, the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1931, the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1932, the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1935, the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1936, and the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) Order, 1937, amending the first mentioned Order, which Order as so amended is hereinafter referred to as "the principal Order":

AND WHEREAS it is expedient that the principal Order should be further amended in the manner hereinafter appearing:

NOW, THEREFORE, His Majesty, by virtue and in exercise of the powers conferred on Him by the Air Navigation Acts, 1920 and 1936, and the Colonial Air Navigation (Application of Acts) Order, 1937, and otherwise in His Majesty's Privy Council, is pleased, by and with the advice of His Majesty's Privy Council, to order, and it is hereby ordered, as follows:—

1. Article 10 of the principal Order shall be amended as follows, that is to say:—

(a) In paragraph (2) thereof the following sub-paragraph shall be substituted for sub-paragraph (b):—

“(b) fly over or in the immediate vicinity of any place where a large concourse of the public is assembled in the open air in connection with any event of public interest except with the consent in writing of the Governor and of the organizers if any of the event: provided that this prohibition shall not apply to an aircraft which is being used for police purposes or to an aircraft passing from place to place in the ordinary course of navigation and flying at a reasonable height; or”

(b) In paragraph (8) thereof after the words “In every flying machine” there shall be inserted the words “registered in the Colony and”.

2. Article 11 of the principal Order shall be amended as follows, that is to say:—

The words “to be a cause of danger to any person or property on land or water or in the air” shall be substituted for the words “to be a cause of danger to persons in the aircraft or to persons or property on the ground”:

3. In paragraph (1) of Article 21 of the principal Order the following two sub-paragraphs shall be substituted for sub-paragraphs (a), (b) and (c):—

“(a) which, being in the neighbourhood of an aerodrome, is liable by reason of its glare to endanger aircraft arriving at or departing from the aerodrome; or

(b) which, by reason of its liability to be mistaken for a light proceeding from an aerial lighthouse or for a light or part of a system of lights prescribed for display at or near an aerodrome or for marking an obstruction to air navigation, is liable to endanger aircraft;”

4. In the third sub-paragraph of paragraph (2) of Article 31 of the principal Order after the word “reward” there shall be inserted the words “do not include references to any person when being carried within the Colony in an aircraft owned by a member of any of His Majesty's Forces or Civil Service where no payment is made to the owner in respect of such carriage otherwise than by way of an allowance payable under Regulations applicable to him as such member; but”.

5.—(1) This Order may be cited as the Air Navigation (Colonies, Protectorates and Mandated Territories) (Amendment) (No. 2) Order, 1937.

(2) This Order shall come into operation on the 1st day of January, 1938.

M. P. A. Hankey.