

No. 5, 1964.]

Please note that most Acts are published in English and another South African official language. Currently we only have capacity to publish the English versions. This means that this document will only contain even numbered pages as the other language is printed on uneven numbered pages.

ACT

To amend the Carriage by Air Act, 1946.

(English text signed by the State President.)
(Assented to 18th February, 1964.)

BE IT ENACTED by the State President, the Senate and the House of Assembly of the Republic of South Africa, as follows:—

1. The following section is hereby substituted for section one of the Carriage by Air Act, 1946 (hereinafter referred to as the principal Act): Substitution of section 1 of Act 17 of 1946.

"Definitions. 1. In this Act—

'Minister' means the Minister of Transport;
'Republic' includes any territory in respect of which Parliament is competent to legislate."

2. Section *three* of the principal Act is hereby amended— Amendment of section 3 of Act 17 of 1946.
(a) by the substitution in sub-section (2) for the words "Governor-General" and "proclamation" wherever they occur of the words "Minister" and "notice" respectively; and
(b) by the substitution in sub-section (7) for the words "Union currency" of the words "currency of the Republic."

3. Section *five* of the principal Act is hereby amended— Amendment of section 5 of Act 17 of 1946.
(a) by the substitution in sub-section (1) for the word "Governor-General" of the words "State President";
(b) by the insertion in that sub-section after the word "ratify" of the words "or adhere or accede to" and after the word "ratified" wherever it occurs of the words "or adhered or acceded to";
(c) by the insertion after that sub-section of the following sub-section:—
"(1)*bis* Any proclamation under sub-section (1) may provide for such exceptions and contain such incidental or supplementary provisions as may be necessary to give due effect to the relevant amendments of or additions to the Convention or to ensure that the international obligations of the Republic will be fulfilled."; and
(d) by the insertion in sub-section (2) after the word "ratified" of the words "adhered or acceded to" and after the word "shall" of the words "subject to any exceptions or provisions referred to in sub-section (1)*bis*".

4. Section *six* of the principal Act is hereby amended by the substitution for the words "Governor-General" and "proclamation" wherever they occur of the words "Minister" and "notice" respectively. Amendment of section 6 of Act 17 of 1946.

5. Section *seven* of the principal Act is hereby amended by the substitution for the words "*twenty-four* of the Administration of Justice Act, 1912 (Act No. 27 of 1912)" of the words "*forty-three* of the Supreme Court Act, 1959 (Act No. 59 of 1959)". Amendment of section 7 of Act 17 of 1946.

6. Section *eight* of the principal Act is hereby amended by the substitution for the word "Governor-General" of the word "Minister". Amendment of section 8 of Act 17 of 1946.

7. The principal Act is hereby amended by the substitution for the word "Union" wherever it occurs of the word "Republic". Substitution of "Union" in Act 17 of 1946.

8. This Act shall be called the Carriage by Air Amendment Act, 1964. Short title.