

Civil Aviation (Carriers' Liability)

No. 54 of 1970

An Act to amend the *Civil Aviation (Carriers' Liability) Act* 1959–1966.

[Assented to 25 June 1970]

BE it enacted by the Queen's Most Excellent Majesty, the Senate, and the House of Representatives of the Commonwealth of Australia, as follows:—

1.—(1.) This Act may be cited as the *Civil Aviation (Carriers' Liability) Act* 1970. Short title and citation.

(2.) The *Civil Aviation (Carriers' Liability) Act* 1959–1966* is in this Act referred to as the Principal Act.

(3.) The Principal Act, as amended by this Act, may be cited as the *Civil Aviation (Carriers' Liability) Act* 1959–1970.

2. This Act shall come into operation on a date to be fixed by Proclamation. Commencement.

* Act No. 2, 1959, as amended by No. 38, 1962; and No. 93, 1966.

Certain
liabilities
not excluded.

3. Section 14 of the Principal Act is amended by omitting paragraph (a) and inserting in its stead the following paragraph:—

- “(a) to indemnify an employer of a passenger or any other person in respect of any liability of, or payments made by, that employer or other person under a law of the Commonwealth or of a State or Territory of the Commonwealth providing for compensation, however described, in the nature of workers' compensation; or ”.

Interpretation.

4. Section 26 of the Principal Act is amended—

- (a) by inserting in sub-section (1.), after the definition of “ baggage ”, the following definition:—

“ ‘ charter licence ’ means a charter licence in force under the Air Navigation Regulations; ”;

- (b) by inserting in sub-section (2.), after the words “ an airline licence ”, the words “ or a charter licence ”; and

- (c) by inserting in sub-section (2.), after the words “ the airline licence ”, the words “ or charter licence ”.

Application
of Part.

5. Section 27 of the Principal Act is amended by inserting in sub-section (1.), after the words “ airline licence ”, the words “ or a charter licence ”.

Limitation
of liability.

6. Section 31 of the Principal Act is amended—

- (a) by omitting from sub-section (1.) the words “ Fifteen thousand dollars ” and inserting in their stead the words “ Thirty thousand dollars ”;

- (b) by omitting from sub-section (2.) the words “ Two hundred dollars ” and inserting in their stead the words “ Three hundred dollars ”; and

- (c) by omitting from sub-section (3.) the words “ Twenty dollars ” and inserting in their stead the words “ Thirty dollars ”.

Certain
liabilities
not excluded.

7. Section 37 of the Principal Act is amended by omitting paragraph (a) and inserting in its stead the following paragraph:—

- “(a) to indemnify an employer of a passenger or any other person in respect of any liability of, or payments made by, that employer or other person under a law of the Commonwealth or of a State or Territory of the Commonwealth providing for compensation, however described, in the nature of workers' compensation; or ”.

Application of
amendments.

8. The amendments made by this Act do not apply in relation to an accident or occurrence that took place before the commencement of this Act.