

## AIR SERVICES LICENSING AMENDMENT BILL

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### EXPLANATORY NOTE

THIS Bill makes miscellaneous amendments to the Air Services Licensing Act 1951.

*Clause 2* replaces the definition of the term "air service" and inserts definitions of the terms "air topdressing service", "air transport service", and "passenger". The effect of the amendments will be that services for the carriage of passengers and goods for hire or reward and aerial topdressing services will require to be licensed. Services performing other aerial work will not require to be licensed.

*Clause 3* extends, from three days to seven days, the notice required to be given of hearings of applications to the licensing Authority.

*Clause 4* extends, from seven days to twenty-eight days, the period for which a temporary licence may be granted.

*Clause 5* requires the same matters to be taken into account by the Licensing Authority when considering an application for the amendment of a licence as are directed to be taken into account on applications for original licences.

*Hon. Mr Shand*

## AIR SERVICES LICENSING AMENDMENT

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### ANALYSIS

Title.  
1. Short Title.  
2. Interpretation.

3. Extending period of notice of application for licence.  
4. Extending period for which temporary licence may be granted.  
5. As to amendment of licences.

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### A BILL INTITULED

AN ACT to amend the Air Services Licensing Act 1951. Title.

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

1. This Act may be cited as the Air Services Licensing Amendment Act 1955, and shall be read together with  
and deemed part of the Air Services Licensing Act 1951 (hereinafter referred to as the principal Act). Short Title.  
1951, No. 25

10 2. (1) Section two of the principal Act is hereby amended by repealing the definition of the term "air service", and substituting the following definitions: Interpretation.

15 " 'Air service' means an air transport service or an air topdressing service, whether regular or casual, in respect of any journey beginning and ending in New Zealand; and includes any such service in which the aircraft used leaves and returns to the same aerodrome without any intermediate stop:

20 " 'Air topdressing service' means any service by aircraft for hire or reward whereby any soil fertilizer, whether alone or together with any

other substance, is released from an aircraft during flight in such a manner as to provide for the direct application of the fertilizer to the soil:

“‘Air transport service’ means any service by aircraft for the carriage of passengers or goods for hire or reward; but does not include any carriage of any goods which, according to the contract between the parties, are to be released from the aircraft during flight:”.

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

“‘Passenger’ means any person carried on an aircraft other than a person assigned by the operator for duty as a member of the crew of the aircraft:”.

(3) Any air service licence issued before the commencement of this Act which would have been lawful if this section had been in force at the date of the issue of the licence is hereby validated and deemed to have been lawfully issued under the principal Act.

Extending  
period of notice  
of application  
for licence.

3. Section seventeen of the principal Act is hereby amended as follows:

(a) By omitting from subsection two the words “three days”, and substituting the words “seven days”:

(b) By omitting from subsection three the words “three days”, and substituting the words “seven days”.

Extending  
period for  
which  
temporary  
licence may  
be granted.

4. Section twenty of the principal Act is hereby amended by omitting from paragraph (a) the words “seven days”, and substituting the words “twenty-eight days”.

As to  
amendment  
of licences.

5. Section twenty-six of the principal Act is hereby amended by inserting, after subsection two, the following subsection:

“(2A) In exercising any power conferred on it by this section, the Licensing Authority shall take into account all those matters which it is directed by section eighteen of this Act to take into account when considering an original application for a licence and which the Authority considers relevant.”