STATUTORY INSTRUMENTS

1961 No. 332

CIVIL AVIATION

The Aircraft (Exemption from Seizure on Patent Claims) Order, 1961

Made - - - -	*27th February*, 1961
Laid before Parliament	*3rd March*, 1961
Coming into Operation	*10th March*, 1961

At the Court of Saint James, the 27th day of February, 1961

Present,

Her Majesty Queen Elizabeth The Queen Mother
Her Royal Highness The Princess Margaret

Lord President — **Mr. Secretary Maclay**
Mr. Secretary Profumo — **Mr. Powell**

Whereas Her Majesty, in pursuance of the Regency Acts, 1937 to 1953, was pleased, by Letters Patent dated the seventeenth day of January, 1961, to delegate to the following Counsellors of State (subject to the exceptions hereinafter mentioned) or any two or more of them, that is to say, His Royal Highness Prince Philip, Duke of Edinburgh, Her Majesty Queen Elizabeth The Queen Mother, Her Royal Highness The Princess Margaret, His Royal Highness The Duke of Gloucester, His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent, full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

And whereas Her Majesty was further pleased to except from the number of the said Counsellors of State His Royal Highness Prince Philip, Duke of Edinburgh, and His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent while absent from the United Kingdom:

Now, therefore, Her Majesty Queen Elizabeth The Queen Mother and Her Royal Highness The Princess Margaret, being authorised thereto by the said Letters Patent, and in pursuance of the powers conferred by section 53 of the Civil Aviation Act, 1949(a), (hereinafter referred to as "the Act") and of all other powers in that behalf do hereby, by and with the advice of Her Majesty's Privy Council, on Her Majesty's behalf order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Aircraft (Exemption from Seizure on Patent Claims) Order, 1961, and shall come into operation on the 10th day of March, 1961.

(2) The Interpretation Act, 1889(b), shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(a) 12, 13 & 14 Geo. 6. c. 67. (b) 52 & 53 Vict. c. 63.

(3) Subsection (2) of Section 38 of the Interpretation Act, 1889 (which relates to the effect of repeals) shall apply to this Order as if this Order were an Act of Parliament and as if the Order revoked by Article 4 of this Order were an Act of Parliament thereby repealed.

2. It is hereby declared for the purposes of paragraph (*a*) of subsection (3) of Section 53 of the Act that the benefits of those provisions of the Convention on International Civil Aviation signed at Chicago on the seventh day of December, 1944, to which the said section 53 relates apply to the countries or territories named in the Schedule to this Order.

3. Aircraft registered in the following country, that is to say, the Hungarian People's Republic, are hereby specified for the purposes of paragraph (*b*) of subsection (3) of the said Section 53 as other aircraft to which that Section applies.

4. The Aircraft (Exemption from Seizure on Patent Claims) Order, 1957(a), is hereby revoked.

W. G. Agnew.

SCHEDULE

Argentina.
Australia.
Austria.
Belgium.
Bolivia.
Brazil.
Burma.
Cambodia.
Canada.
Ceylon.
Chile.
Colombia.
Costa Rica.
Cuba.
Czechoslovakia.
Denmark.
Dominican Republic.
Ecuador.
El Salvador.
Federal Republic of Germany.
Finland.
France.
Ghana.
Greece.
Guatemala.
Haiti.
Honduras.
Iceland.
India.
Indonesia.
Iran.
Iraq.
Israel.
Italy.
Japan.
Jordan
Laos.
Lebanon.
Liberia.
Libya.
Luxembourg.
Malaya.
Mexico.
Morocco.
Netherlands.
New Zealand.
Nicaragua.
Nigeria.
Norway.
Pakistan.
Panama.
Paraguay.
Peru.
Philippine Republic.
Poland.
Portugal.
Republic of Ireland.
Republic of Korea.
Republic of Vietnam.
Spain.
Sweden.
Switzerland.
Thailand.
Tunisia.
Turkey.
Union of South Africa.
United Arab Republic.
United States of America.
Uruguay.
Venezuela.
Yugoslavia.

(a) S.I. 1957/1740 (1957 I, p. 381).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

Section 53 of the Civil Aviation Act, 1949, exempts aircraft to which that Section applies, and parts of such aircraft, from seizure on patent claims by reason of the lawful entry into, or lawful transit across, the United Kingdom, and provides that the Section applies to aircraft registered in any country or territory in the case of which there is in force a declaration made by Order in Council that the benefits of those provisions of the Chicago Convention of 1944 to which the Section relates apply to that country or territory, and to such other aircraft as may be specified by Order in Council.

This Order revokes the Aircraft (Exemption from Seizure on Patent Claims) Order, 1957, and re-enacts it with certain changes in the list of countries entitled to the benefit of those provisions. In addition, this Order specifies aircraft registered in Hungary.