STATUTORY INSTRUMENTS

# 1961 No. 834

# CIVIL AVIATION

## The Carriage by Air (Parties to Convention) Order, 1961

*Made - - - - 27th April,* 1961

At the Court at Buckingham Palace, the 27th day of April, 1961

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Convention for the unification of certain rules relating to international carriage by air was on the twelfth day of October, nineteen hundred and twenty-nine, signed at Warsaw;

And Whereas provision is made by the Carriage by Air Act, 1932(a), for giving effect to the said Convention;

And Whereas by subsection (2) of section one of the said Act it is provided that Her Majesty may by Order in Council from time to time certify who are the High Contracting Parties to the said Convention, in respect of what territories they are respectively parties and to what extent they have availed themselves of the provisions of the Additional Protocol to the said Convention:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by subsection (2) of section one of the Carriage by Air Act, 1932, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

**1.** It is hereby certified that the High Contracting Parties to the said Convention and the territories in respect of which they are respectively parties are as specified in Part I of the Schedule to this Order.

**2.** It is hereby further certified that the High Contracting Parties specified in Part II of the Schedule to this Order have availed themselves of the provisions of the Additional Protocol to the said Convention by declaring at the time of accession to the said Convention that the first paragraph of Article 2 of the said Convention shall not apply to international carriage by air performed directly by the State or any territory or possession under its jurisdiction.

**3.** This Order supersedes the Carriage by Air (Parties to Convention) Order, 1958(b), and the Carriage by Air (Parties to Convention) (No. 2) Order, 1958(c).

**4.** This Order may be cited as the Carriage by Air (Parties to Convention) Order, 1961.

*W. G. Agnew.*

(a) 22 & 23 Geo. 5. c. 36. (b) S.I. 1958/1252 (1958 I, p. 304).
(c) S.I. 1958/2190 (1958 I, p. 309).

## SCHEDULE

### PART I

The High Contracting Parties to the Convention, the territories in respect of which they are respectively parties and the dates on which the Convention came or will come into force in regard to such territories are as follows:—

| *High Contracting Parties to the Convention* | *Territories in respect of which they are respectively parties* | *Dates on which the Convention came or will come into force* |
|---|---|---|
| The United Kingdom of Great Britain and Northern Ireland | The United Kingdom of Great Britain and Northern Ireland | 15th May, 1933 |
| | The Channel Islands... ... ... | 15th May, 1933 |
| | The Isle of Man ... ... ... | 15th May, 1933 |
| | Aden (Colony) ... ... ... | 18th February, 1935 |
| | Aden (Protectorate) ... ... ... | 13th December, 1938 |
| | Bahamas ... ... ... ... | 3rd March, 1935 |
| | Barbados ... ... ... ... | 3rd March, 1935 |
| | Basutoland ... ... ... ... | 1st December, 1952 |
| | Bechuanaland Protectorate ... | 1st December, 1952 |
| | Bermuda ... ... ... ... | 3rd March, 1935 |
| | British Guiana ... ... ... | 3rd March, 1935 |
| | British Honduras ... ... ... | 3rd March, 1935 |
| | Brunei ... ... ... ... | 2nd October, 1936 |
| | Cameroons under United Kingdom trusteeship | 3rd March, 1935 |
| | Cyprus (the Sovereign Base Areas of Akrotiri and Dhekelia) | 3rd March, 1935 |
| | Falkland Islands and Dependencies | 3rd March, 1935 |
| | Fiji ... ... ... ... ... | 3rd March, 1935 |
| | Gambia (Colony and Protectorate)... | 3rd March, 1935 |
| | Gibraltar ... ... ... ... | 3rd March, 1935 |
| | Hong Kong ... ... ... ... | 3rd March, 1935 |
| | Jamaica (including Turks and Caicos Islands and the Cayman Islands) | 3rd March, 1935 |
| | Kenya (Colony and Protectorate) ... | 3rd March, 1935 |
| | Leeward Islands— | |
| | Antigua ... ... ... ... | 3rd March, 1935 |
| | Montserrat... ... ... ... | 3rd March, 1935 |
| | St. Christopher and Nevis ... | 3rd March, 1935 |
| | Virgin Islands ... ... ... | 3rd March, 1935 |
| | Malta ... ... ... ... | 3rd March, 1935 |
| | Mauritius ... ... ... ... | 3rd March, 1935 |
| | North Borneo ... ... ... | 2nd October, 1936 |
| | Federation of Rhodesia and Nyasaland | 3rd March, 1935 (except for Southern Rhodesia) |
| | | 3rd April, 1935 (for Southern Rhodesia) |
| | St. Helena and Ascension ... ... | 3rd March, 1935 |
| | Sarawak ... ... ... ... | 2nd October, 1936 |
| | Seychelles ... ... ... ... | 3rd March, 1935 |
| | Singapore ... ... ... ... | 3rd March, 1935 |
| | Swaziland ... ... ... ... | 1st December, 1952 |
| | Tanganyika ... ... ... ... | 3rd March, 1935 |
| | Trinidad and Tobago ... ... | 3rd March, 1935 |
| | Uganda Protectorate ... ... | 3rd March, 1935 |
| | Western Pacific— | |
| | British Solomon Islands Protectorate | 3rd March, 1935 |
| | Gilbert and Ellice Islands Colony | 3rd March, 1935 |
| | Tonga ... ... ... ... | 2nd October, 1936 |

| *High Contracting Parties to the Convention* | *Territories in respect of which they are respectively parties* | *Dates on which the Convention came or will come into force* |
|---|---|---|
| The United Kingdom of Great Britain and Northern Ireland—*continued* | Windward Islands— | |
| | Grenada ... ... ... ... | 3rd March, 1935 |
| | St. Lucia ... ... ... ... | 3rd March, 1935 |
| | St. Vincent ... ... ... | 3rd March, 1935 |
| | Dominica ... ... ... | 3rd March, 1935 |
| | Zanzibar Protectorate ... ... | 3rd March, 1935 |
| Canada ... ... | Canada ... ... ... ... | 8th September, 1947 (except for the Province of Newfoundland)<br>5th July, 1939 (for Newfoundland) |
| The Commonwealth of Australia | The Commonwealth of Australia (including Papua, Norfolk Island and the trusteeship territories of New Guinea and Nauru) | 30th October, 1935 |
| New Zealand ... | New Zealand (including the Cook Islands, the Tokelau Islands and the trusteeship territory of Western Samoa) | 5th July, 1937 |
| The Union of South Africa | The Union of South Africa and the territory of South West Africa | 22nd March, 1955 |
| The Republic of India | India ... ... ... ... ... | 18th February, 1935 |
| Pakistan ... ... | Pakistan ... ... ... ... | 18th February, 1935 |
| Ceylon ... ... | Ceylon ... ... ... ... | 3rd March, 1935 |
| Ghana ... ... | Ghana ... ... ... ... | 3rd March, 1935 |
| The Federation of Malaya | Malaya ... ... ... ... | 2nd October, 1936 (except for Malacca and Penang)<br>3rd March, 1935 (for Malacca and Penang) |
| The Federation of Nigeria | Nigeria ... ... ... ... | 3rd March, 1935 |
| The Republic of Cyprus | The territory of the Republic of Cyprus | 3rd March, 1935 |
| Sierra Leone ... | Sierra Leone ... ... ... | 3rd March, 1935 |
| The Republic of Ireland | The territory of the Republic of Ireland | 19th December, 1935 |
| The United States of America | The United States of America and all territories subject to the sovereignty or authority of the United States of America | 29th October, 1934 |
| The Republic of Argentina | Argentina ... ... ... ... | 19th June, 1952 |
| The Kingdom of Belgium | Belgium and the trust territory of Ruanda-Urundi | 11th October, 1936 |
| The United States of Brazil | Brazil ... ... ... ... | 13th February, 1933 |
| The People's Republic of Bulgaria | Bulgaria ... ... ... ... | 23rd September, 1949 |
| The Republic of the Union of Burma | Burma ... ... ... ... | 18th February, 1935 |
| The Byelorussian Soviet Socialist Republic | Byelorussia ... ... ... ... | 25th December, 1959 |
| The State of Cambodia | Cambodia ... ... ... ... | 13th February, 1933 |
| The People's Republic of China | China ... ... ... ... | 18th October, 1958 |

| *High Contracting Parties to the Convention* | *Territories in respect of which they are respectively parties* | *Dates on which the Convention came or will come into force* |
|---|---|---|
| The Czechoslovak Republic | Czechoslovakia ... ... ... | 15th February, 1935 |
| The Kingdom of Denmark | Denmark and the Faroe Islands ... | 1st October, 1937 |
| The United Arab Republic | Egypt ... ... ... ... | 5th December, 1955 |
| The Empire of Ethiopia | Ethiopia ... ... ... ... | 12th November, 1950 |
| The Republic of Finland | Finland ... ... ... ... | 1st October, 1937 |
| The French Republic | France and all territories (including colonies, protectorates and territories under trusteeship) subject to the sovereignty or authority of the French Republic | 13th February, 1933 |
| Germany ... ... | Germany ... ... ... ... | 29th December, 1933 |
| The Kingdom of Hellas | Greece... ... ... ... ... | 11th April, 1938 |
| The Hungarian People's Republic | Hungary ... ... ... ... | 27th August, 1936 |
| The Republic of Iceland | Iceland ... ... ... ... | 19th November, 1948 |
| The Republic of Indonesia | Indonesia ... ... ... ... | 29th September, 1933 |
| The State of Israel ... | Israel ... ... ... ... ... | 6th January, 1950 |
| The Italian Republic | Italy ... ... ... ... ... | 15th May, 1933 |
| Japan ... ... | Japan ... ... ... ... | 18th August, 1953 |
| The State of Laos ... | Laos ... ... ... ... ... | 13th February, 1933 |
| The Republic of Liberia | Liberia ... ... ... ... | 31st July, 1942 |
| The Principality of Liechtenstein | Liechtenstein ... ... ... ... | 7th August, 1934 |
| The Grand Duchy of Luxembourg | Luxembourg ... ... ... | 5th January, 1950 |
| The United States of Mexico | Mexico ... ... ... ... | 15th May, 1933 |
| The Kingdom of Morocco | Morocco ... ... ... ... | 5th April, 1958 |
| The Kingdom of the Netherlands | The Netherlands and all territories subject to the sovereignty or authority of the Kingdom of the Netherlands | 29th September, 1933 |
| The Kingdom of Norway | Norway and all territories subject to the sovereignty or authority of the Kingdom of Norway | 1st October, 1937 |
| The Republic of the Philippines | The Philippines ... ... ... | 7th February, 1951 |
| The People's Republic of Poland | Poland ... ... ... ... | 13th February, 1933 |
| The Portuguese Republic | Portugal and all territories (including colonies) subject to the sovereignty or authority of the Portuguese Republic | 18th June, 1947 |
| The Roumanian People's Republic | Roumania ... ... ... ... | 13th February, 1933 |
| The Union of Soviet Socialist Republics | All territories comprised within the Soviet Socialist Republics | 18th November, 1934 |

| *High Contracting Parties to the Convention* | *Territories in respect of which they are respectively parties* | *Dates on which the Convention came or will come into force* |
|---|---|---|
| The Spanish State ... | Spain and all territories (including colonies and protectorates) subject to the sovereignty or authority of the Spanish State | 13th February, 1933 |
| The Kingdom of Sweden | Sweden ... ... ... | 1st October, 1937 |
| The Swiss Confederation | Switzerland ... ... ... ... | 7th August, 1934 |
| The Ukrainian Soviet Socialist Republic | The Ukraine ... ... ... | 17th November, 1959 |
| Venezuela ... ... | Venezuela ... ... ... ... | 13th September, 1955 |
| The Republic of Vietnam | Vietnam ... ... ... ... | 13th February, 1933 |
| The Federal People's Republic of Yugoslavia | Yugoslavia ... ... ... ... | 13th February, 1933 |

PART II

Canada
The United States of America
The Empire of Ethiopia
The Republic of the Philippines

## EXPLANATORY NOTE

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

1. The Carriage by Air Act, 1932, gives effect in the United Kingdom to the Convention signed at Warsaw on 12th October, 1929, for the unification of certain rules relating to international carriage by air.

2. By Section 1 (2) of the Act, Her Majesty may by Order in Council from time to time certify, inter alia, who are High Contracting Parties to the Convention, and such an Order is conclusive evidence of the matters so certified.

3. This Order consolidates, with amendments, the Carriage by Air (Parties to Convention) Order, 1958 (S.I. 1958/1252) and the Carriage by Air (Parties to Convention) (No. 2) Order, 1958 (S.I. 1958/2190). It also takes account of constitutional changes in certain territories to which the Convention applies.