

THE TERRITORY OF NAURU

No.19 of 1967

A N O R D I N A N C E

To amend the Air Navigation Ordinance 1967.

(Assented to : 28.6.1967)

Be it ordained by the Legislative Council for the Territory of Nauru, acting in pursuance of the powers conferred by the Nauru Act 1965, as follows:-

Short title
and citation.

1.-(1.) This Ordinance may be cited as the Air Navigation Ordinance (No.2) 1967.

(2.) The Air Navigation Ordinance 1967 is in this Ordinance referred to as the Principal Ordinance.

(3.) The Principal Ordinance, as amended by this Ordinance, may be cited as the Air Navigation Ordinances 1967.

Commencement.

2. This Ordinance shall come into operation on the date on which the Principal Ordinance comes into operation.

Definitions.

3. Section 4 of the Principal Ordinance is amended by omitting the definition of "the aerodrome" and by inserting in its stead the following definition:-

"'the aerodrome' means the aerodrome established or transferred under section 6 of this Ordinance;"

Establishment,
etc., of
aerodrome.

4. Section 6 of the Principal Ordinance is amended -

- (a) by omitting from sub-section (2.) the word "Administrator" (second occurring) and by inserting in its stead the word "Administration";
- (b) by omitting sub-section (2.) (second occurring) and by inserting in its stead the following sub-section:-
"(3.) The aerodrome so established or transferred shall be under the control and management of the Administrator who may, subject to this Ordinance and the regulations, determine the conditions of the use thereof."; and
- (c) by omitting from sub-section (4.) the word "established" and by inserting in its stead the words "established or transferred".

Cancellation
of licence.

5. Section 18 of the Principal Ordinance is amended by omitting sub-section (1.) and by inserting in its stead the following sub-section:-

"(1.) The Administrator may cancel a licence or suspend a licence for such period as he thinks fit if -

- (a) the holder of the licence or an aircraft operated under the licence has contravened or failed to comply with a provision of this Ordinance or the regulations or with the terms of the licence; or
- (b) the Administrator is satisfied that it is necessary in the interest of the safety of aircraft or persons on board aircraft or public safety to cancel or suspend the licence."

Accidents.

6. Section 29 of the Principal Ordinance is amended -

- (a) by omitting from sub-section (3.) the words "one or more person" and by inserting in their stead the words "one or more persons"; and
- (b) by omitting from sub-section (4.) the word "commissioner" and by inserting in its stead the word "Commissioner".

Interference with navigational aids.

7. Section 30 of the Principal Ordinance is amended by omitting from sub-section (2.) the words "place in which" and by inserting in their stead the words "place in which the installation is installed directing the person on whom".

Offences.

8. Section 31 of the Principal Ordinance is amended by omitting sub-sections (2A.), (2B.) and (3.) and by inserting in their stead the following sub-sections:-

"(3.) Any reference in the last two preceding sub-sections to a contravention of, or failure to comply with, a provision of this Ordinance or the regulations shall be read as including a reference to a contravention or failure to comply with any direction or instruction given or issued under this Ordinance or the regulations.

"(4.) The penalty for an offence referred to in the preceding provisions of this section, not being an offence for which a penalty is otherwise prescribed, is a fine not exceeding One thousand dollars or imprisonment for two years, or both.

"(5.) Notwithstanding the preceding provisions of this section, the regulations may make provision for or in relation to other consequences (in addition to punishment for an offence) of contravention of, or failure to comply with, a provision of this Ordinance or the regulations or to ensure compliance with a provision of this Ordinance or the regulations."

Regulations.

9. Section 34 of the Principal Ordinance is amended -

- (a) by omitting from sub-section (1.) the words "two hundred dollars" and by inserting in their stead the words "Two hundred dollars"; and
- (b) by omitting from sub-section (2.) the words "section 32" and by inserting in their stead the words "section 33".