

Supplementary Order Paper

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HOUSE OF REPRESENTATIVES

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Thursday, the 9th Day of August 1962

CARRIAGE BY AIR BILL

HON. MR McALPINE, in Committee, to move the following amendment:

*Clause 13, subclause (2):* To omit this subclause, and substitute the following subclause:

(2) Where, by reason of the fact that any State is not a High Contracting Party to the Convention, the Convention is not applicable to any carriage by air, the law applicable to that carriage by air shall be the law which would have been applicable if section 14 of this Act were not in force and the Carriage by Air Act 1940 had continued in force, and, for the purposes of this subsection, the Governor-General may from time to time by Order in Council certify who are the High Contracting Parties to the convention set out in the First Schedule to the Carriage by Air Act 1940.

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EXPLANATORY NOTE

The purpose of this amendment is to deal with a situation which may occur during a period when certain States have not ratified the Hague Protocol and have either maintained their adherence to the original Warsaw Convention or have become parties to that Convention. The law applicable in any such case will be the law which would have applied if New Zealand and the State concerned had both been parties to the original Warsaw Convention. After New Zealand has ratified the Hague Protocol and denounced the Warsaw Convention the proposed subsection will cease to have effect.

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