

Part II.—Carriage in Aircraft operated by the Commonwealth or a Commonwealth Authority (Sections 6–10).

Part III.—Carriage in Aircraft not operated by the Commonwealth or a Commonwealth Authority (Sections 11–17).

Part IV.—Regulations (Section 18).

**Definitions.**

4. In this Act, unless the contrary intention appears—

“Commonwealth authority” means an authority of the Commonwealth;

“damages” includes an amount received under a compromise or settlement of a claim for damages, whether legal proceedings had been instituted or not;

“flying pay” includes flying instructional pay, flight pay and flying allowance and any other like pay or allowance;

“passenger”, in relation to an aircraft, does not include—

(a) a member of the crew, including a pilot, of the aircraft;

(b) a member of the Defence Force, whether a member of the crew of the aircraft or not, who—

(i) is in receipt of flying pay; or

(ii) is included in a prescribed class of members of the Defence Force, being a class as to whom the terms and conditions of their service include provision for risks arising out of the performance of duties in aircraft;

(c) a person whose carriage in the aircraft is specifically and only for the purpose of his performing in the aircraft—

(i) duties or services for the performance of which he is employed or engaged by the Commonwealth or a Commonwealth authority; or

(ii) duties as a member of the Defence Force;

(d) a person whose carriage in the aircraft is specifically and only for the purpose of his performing duties or services in the aircraft; or

(e) a person who is not lawfully entitled to be on board the aircraft.

**Operation of Act.**

5. This Act applies both within and outside the Commonwealth and extends to all the Territories of the Commonwealth.

PART