

Amendment of
Civil Aviation
Agreement Act
1952.

5.—(1.) Section four of the *Civil Aviation Agreement Act* 1952 is amended by adding at the end thereof the following sub-section:—

“(2.) The last preceding sub-section shall be deemed to authorize the giving of a guarantee of the payment by Australian National Airways Proprietary Limited of amounts payable by that Company under arrangements made in substitution for the original arrangements with respect to a loan made before the commencement of this sub-section, being a loan the repayment of which was guaranteed under that sub-section.”

(2.) The *Civil Aviation Agreement Act* 1952, as amended by this section, may be cited as the *Civil Aviation Agreement Act* 1952–1957.

THE SCHEDULE.

Sections 3 and 4.

THIS AGREEMENT is made the _____ day of _____ One thousand nine hundred and _____ BETWEEN THE COMMONWEALTH OF AUSTRALIA (in this agreement referred to as “the Commonwealth”) of the first part, the AUSTRALIAN NATIONAL AIRLINES COMMISSION constituted under the *Australian National Airlines Act* 1945–1956 of the Commonwealth (in this agreement referred to as “the Commission”) of the second part, AUSTRALIAN NATIONAL AIRWAYS PROPRIETARY LIMITED a company incorporated under the laws of the State of Victoria relating to companies and whose registered office is situated at 289 William Street Melbourne in the said State (in this agreement referred to as “the Company”) of the third part, ANSETT AIRWAYS PROPRIETARY LIMITED a company incorporated under the laws of the State of Victoria relating to companies and whose registered office is situated at Commonwealth Aerodrome Essendon in the said State of the fourth part, and ANSETT TRANSPORT INDUSTRIES LIMITED a company incorporated under the laws of the State of Victoria relating to companies and whose registered office is situated at 465 Swanston Street Melbourne in the said State of the fifth part:

WHEREAS by an agreement (in this agreement called “the Civil Aviation Agreement”) made the Twenty-fourth day of October, One thousand nine hundred and fifty-two between the Commonwealth and the Company and set forth in the schedule to the *Civil Aviation Agreement Act* 1952, the Commonwealth and the Company agreed, inter alia, to rationalize certain airline services operated by the Commission and the Company:

AND WHEREAS by the *Civil Aviation Agreement Act* 1952, the Parliament of the Commonwealth of Australia approved the Civil Aviation Agreement and provided that the Commission should do all such things as the Civil Aviation Agreement provided that the Commission would do:

AND WHEREAS Ansett Transport Industries Limited has purchased all the issued shares in Australian National Airways Proprietary Limited and has the controlling interest in Ansett Airways Proprietary Limited:

AND WHEREAS one of the objects of the parties to this agreement is to secure and maintain a position in which there are two, and not more than two, operators of trunk route airline services, one being the Commission, each capable of effective competition with the other, and the parties intend that this agreement shall be construed having regard to that object:

AND WHEREAS the parties to this agreement are desirous of extending certain of the provisions of the Civil Aviation Agreement as to rationalization of services to certain other routes:

AND WHEREAS the parties to the Civil Aviation Agreement are desirous, as part of the steps referred to in clause 7 of that agreement, to review and to keep under review at all times during the continuance of the Civil Aviation Agreement air routes, time-tables, fares and freights and other related matters in respect of certain routes, and for the purpose of this agreement, of establishing a committee as set out in this agreement: