

Contracting Parties to the Warsaw 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the provisions of the additional Protocol to the Convention, and any such Order shall, except in so far as it has been superseded by a subsequent Order, be conclusive evidence of the matters so certified.

(3) Any reference in the First Schedule to the territory of any High Contracting Party shall be construed as a reference to the territories subject to his sovereignty, suzerainty, mandate or authority, in respect of which he is a party.

(4) Any liability imposed by Article 17 of the First Schedule on a carrier in respect of the death of a passenger shall be in substitution for any liability of the carrier in respect of the death of that passenger under any law, whether statutory or otherwise, for the time being in force in Ceylon, and the provisions of the Second Schedule shall have effect with respect to the persons by and for whose benefit the liability so imposed is enforceable and with respect to the manner in which it may be enforced.

(5) Any sum in francs mentioned in Article 22 of the First Schedule shall, for the purposes of any action against a carrier, be converted into rupees at the rate of exchange prevailing on the date on which the amount of any damages to be paid by the carrier is ascertained by the court.

17. (1) Every High Contracting Party to the Warsaw Convention who has not availed himself of the provisions of the additional Protocol thereto, shall for the purposes of any suit brought in a court in Ceylon in accordance with the provisions of Article 28 of the First Schedule to enforce a claim in respect of carriage undertaken by him, be deemed to have submitted to the jurisdiction of that court, and accordingly any such suit may be maintained notwithstanding anything in Chapter XXXII of the Civil Procedure Code. Rules which are hereby authorized to be made for that purpose under the Courts Ordinance may provide for the manner in which any such suit is to be commenced or carried on.

Actions
against High
Contracting
Parties who
undertake
carriage by
air.

(2) Nothing in the preceding provisions of this section shall be deemed or construed to authorize any court to attach or sell any property of a High Contracting Party to the Warsaw Convention.

18. The Minister may, by Order published in the Gazette, apply the provisions of the First Schedule and any provision of section 16 to such carriage by air, not being international carriage by air as defined in that Schedule, as may be specified in the Order, subject however to such exceptions, adaptations and modifications, if any, as may be so specified.

Application
of section
16 and First
Schedule to
carriage by
air which
is not
international.