

INDIA

PRELIMINARY

The air laws and regulations in force in India are collected in the Indian Aircraft Manual, a Compilation of the Legislation and Rules Governing Civil Aviation in India, revised edition, corrected up to 31st March, 1957 (Manager, Govt. of India Press, Delhi, India, 1957). They comprise the following:

1. The Indian Aircraft Act, 1934 (XXII of 1934) ;
2. The Indian Aircraft Rules, 1937 ;
3. The Indian Aircraft Rules, 1920 (Part IX) ;
4. The Indian Aircraft (Public Health) Rules, 1954 ;
5. The Indian Carriage by Air Act, 1934 (XX of 1934) ;
6. A list of statutory notifications affecting aviation in India.

The Indian Aircraft Rules, 1920, govern the arrival of aircraft in, and departure from, India.

The Indian Carriage by Air Act, 1934 (as does the British Carriage by Air Act, 1932) applies the provisions of the Warsaw Convention to India.

Liability for damages caused by aircraft is not regulated in any of the above enactments, but in the Indian Fatal Accidents Act and in general laws on liability.

THE INDIAN AIRCRAFT ACT, 1934

SECTIONS

- 1 Short Title and Extent.
- 2 Definitions.
- 3 Power of Central Government to exempt certain aircraft.
- 4 Power of Central Government to make rules to implement the Convention of 1919.
- 5 Power of Central Government to make rules.
- 6 Power of Central Government to make orders in emergency.
- 7 Power of Central Government to make rules for investigation of accidents.
- 8 Power to detain aircraft.
- 8A Power of Central Government to make rules for protecting public health.
- 8B Emergency powers for protecting the public health.
- 9 Wreck and salvage.
- 10 Penalty for act in contravention of rule made under this Act.
- 11 Penalty for flying so as to cause danger.
- 12 Penalty for abetment of offences and attempted offences.
- 13 Power of Court to order forfeiture.
- 14 Rules to be made after publication.
- 15 Use of patented invention on aircraft not required in India.
- 16 Power to apply customs procedure.
- 17 Bar of certain suits.
- 18 Saving for act done in good faith under the Act.
- 19 Saving of application of Act.
- 20 Repealed.