

PAKISTAN

PRELIMINARY

The basic legislation for civil aviation in Pakistan is the Indian Aircraft Act of 1934 and the Indian Aircraft Rules of 1937.¹ The former provides for control of the use and operation of aircraft, while the latter implements the 1934 Act and covers flying conditions, safety, aerodromes, airworthiness, registration of aircraft, communications, licensing, etc. All legislation dating from pre-partition times has since had the word "Pakistan" substituted for the word "Indian." Other important legislation pertaining to civil aviation includes Part IX of the Indian Aircraft Rules of 1920 covering Customs regulations, the Indian Carriage by Air Act of 1934 which covers the application of the Warsaw Convention, the Indian Aircraft Rules of 1946 which pertain to public health requirements, and the recently issued Civil Aviation Ordinance of 1960 in which the President of Pakistan has reasserted the Government's power to make rules concerning the regulation of air transport services and commercial flying along with all other phases of civil aviation.

ORDINANCE XXXII OF 1960²

CIVIL AVIATION ORDINANCE, 1960

An Ordinance to make better provision for the control of manufacture, possession, use, operation, sale, import and export of aircraft, the control and regulation of air transport services, and the control and development of aerodromes in Pakistan.

Whereas it is expedient to make better provision for the control of manufacture, possession, use, operation, sale, import and export of aircraft, the control and regulation of air transport services, and the control and development of aerodromes in Pakistan:

Now therefore, in pursuance of the Proclamation of the seventh day of October 1958, and in exercise of all powers enabling him in that behalf, the President is pleased to make and promulgate the following Ordinance:—

1. *Short title, extent and application.*—(1) This Ordinance may be called the Civil Aviation Ordinance, 1960.

(2) It extends to the whole of Pakistan, and applies to all citizens of Pakistan and persons on any aircraft registered in Pakistan, wherever such citizens or persons may be, and to all persons on any aircraft while in Pakistan, but nothing in this Ordinance or the rules or any order made thereunder—

(a) shall apply to or in respect of any aircraft belonging to or exclusively employed in the naval, military or air force of Paki-

¹ See India.

² The All-Pakistan Legal Decisions, October 1960, p. 307; Gazette of Pakistan, Extraordinary, 27th July 1960; Central Stat. vol. XII, 1960.