

For the purposes of this sub-section "contracting State" means any State which is a party to the Convention on International Civil Aviation, signed at Chicago on the seventh day of December, 1944.

(4) Any person who contravenes the provisions of sub-section (1) shall be guilty of an offence and liable on conviction, for a first offence, to a fine not exceeding five hundred pounds, and for every subsequent offence, to a fine not exceeding one thousand pounds.

3. (1) It shall be the function of the commission, subject to the provisions of this Act, and with due regard to the provisions of sections *seven* and *nine* of the Transport (Co-ordination) Act, 1948 (Act No. 44 of 1948), to hear and determine any application—

- (a) for the grant of a licence;
- (b) for the renewal, transfer, alteration, modification or amendment of a licence or the conditions thereof;
- (c) for an exemption from any of the provisions of this Act or any condition of a licence;
- (d) by or on behalf of any interested party, requesting the commission to make any order or give any direction, consent or approval which it may lawfully make or give, or with respect to any matter which by this Act or any order or direction of the commission is prohibited, sanctioned or required to be done.

(2) Every such application as is mentioned in sub-section (1) shall be addressed to the commission in the prescribed manner and form.

(3) Whenever the commission has refused any such application as is mentioned in sub-section (1) or has varied the conditions of a licence under sub-section (5) of section *nine* or cancelled or suspended a licence under section *seventeen*, the commission shall, at the written request of the applicant or the holder of the licence concerned, as the case may be, and upon payment to the Secretary for Transport of the prescribed fee, furnish to him its reasons for such refusal, variation, cancellation or suspension.

4. (1) Every person who applies for the grant of a licence shall furnish to the commission:

- (a) his full name, address and nationality, and if the applicant is a company, a copy of its memorandum and articles of association;
- (b) proof, to the satisfaction of the commission, of the availability of sufficient capital for financing the enterprise, and a statement of the amount of such capital: Provided that this paragraph shall not apply in respect of an application for a licence by the Railway Administration;
- (c) particulars of the air service which the applicant proposes to provide, and such particulars as the commission may require of the organization which the applicant has or proposes to set up for the purposes of such service;
- (d) particulars of the number of aircraft (including reserve aircraft) to be used;

Functions of
commission in
relation to
applications.

Particulars to
be furnished in
connection with
application for
air carrier's
licence.