



# Carriage by Air Act 1961

1961 CHAPTER 27 9 and 10 Eliz 2

## 2 Designation of High Contracting Parties.

- (1) Her Majesty may by Order in Council from time to time certify who are [<sup>F1</sup>, either generally or in respect of specified matters,] the High Contracting Parties to [<sup>F2</sup>any of the Carriage by Air Conventions], in respect of what territories they are respectively parties and to what extent they have availed themselves of the provisions of
- (a) [<sup>F3</sup>the Additional Protocol at the end of the Convention;
  - (b) the Additional Protocol at the end of the Convention as amended; or
  - (c) Article 57(a) of the Montreal Convention.]

[<sup>F4</sup>(1A) Her Majesty may by Order in Council certify any revision of the limits of liability established under the Montreal Convention.]

[<sup>F5</sup>(2) The provisions of the Carriage by Air Conventions mentioned in subsection (2A) shall not be read as extending references in the applicable provisions to the territory of a High Contracting Party (except such as are references to the territory of any State, whether a High Contracting Party or not) to include any territory in respect of which that High Contracting Party is not a party.

(2A) The provisions are—

- (a) Article 40A(2) of the Convention;
  - (b) Article 40A(2) of the Convention as amended; and
  - (c) paragraph 1 of Article 56 of the Montreal Convention.]
- (3) An Order in Council under this section shall, except so far as it has been superseded by a subsequent Order, be conclusive evidence of the matters so certified.
- (4) An Order in Council under this section may contain such transitional and other consequential provisions as appear to Her Majesty to be expedient.

### Textual Amendments

- F1** Words inserted (*prosp.*) with saving by Carriage by [Air and Road Act 1979 \(c. 28, SIF 9\)](#), ss. 1(2)(3), 7(2), [Sch. 2 para. 2](#)

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**Changes to legislation:** Carriage by Air Act 1961, Section 2 is up to date with all changes known to be in force on or before 16 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

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- F2** Words in [S. 2\(1\)](#) substituted (coming into force in accordance with art. 1(2)) by [S.I. 2002/263](#), [art. 2\(3\)\(a\)](#) (with [art. 1\(3\)](#))
- F3** Words in [s. 2\(1\)](#) substituted (coming into force in accordance with art. 1(2)) by [S.I. 2002/263](#), [art. 2\(3\)\(b\)](#) (with [art. 1\(3\)](#))
- F4** [S. 2\(1A\)](#) inserted (coming into force in accordance with art. 1(2)) by [S.I. 2002/263](#), [art. 2\(4\)](#) (with [art. 1\(3\)](#))
- F5** [S. 2\(2\)\(2A\)](#) substituted for [s. 2\(2\)](#) (coming into force in accordance with art. 1(2)) by [S.I. 2002/263](#), [art. 2\(5\)](#) (with [art. 1\(3\)](#))

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**Modifications etc. (not altering text)**

- C1** [S. 2](#) applied (with modifications) (6.8.2004) by [The Carriage by Air Acts \(Application of Provisions\) Order 2004 \(S.I. 2004/1899\)](#), arts. 1(2), 5(1)(2), [Sch. 2](#) (with arts. 1(3), 3)
- C2** [S. 2](#) applied (with modifications) (6.8.2004) by [The Carriage by Air Acts \(Application of Provisions\) Order 2004 \(S.I. 2004/1899\)](#), arts. 1(2), 6(1)(2), [Sch. 3](#) (with arts. 1(3), 3)

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**Changes and effects yet to be applied to :**

- s. 2(1) words inserted by [1979 c. 28 Sch. 2 para. 2](#)