
 STATUTORY INSTRUMENTS

1969 No. 596

CIVIL AVIATION

The Tokyo Convention Act 1967 (Guernsey) Order 1969

Made 23rd April 1969

Coming into Operation 1st May 1969

At the Court at Windsor Castle, the 23rd day of April 1969

Present.

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 8 of the Tokyo Convention Act 1967(a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

1. This Order may be cited as the Tokyo Convention Act 1967 (Guernsey) Order 1969 and shall come into operation on 1st May 1969.
2. In this Order the expression "Guernsey" shall mean the Bailiwick of Guernsey and the territorial waters thereof.
3. The Interpretation Act 1889(b) shall apply for the purpose of the interpretation of this Order as it applies for the purpose of the interpretation of an Act of Parliament.
4. Sections 1(1) and (3), 3, 4, 5(1) to (3) and (5), 6(1), 7, 8 and 9(1) and (2) of the Tokyo Convention Act 1967 shall extend to Guernsey with the exceptions, adaptations and modifications specified in the Schedule to this Order.

W. G. Agnew.

SCHEDULE

 EXCEPTIONS, ADAPTATIONS AND MODIFICATIONS IN THE
 TOKYO CONVENTION ACT 1967

1.—(1) Any reference to the Civil Aviation Act 1949(c) shall be construed as a reference to that Act as extended to Guernsey by the Civil Aviation Act (Channel Islands) Order 1953(d) and the Civil Aviation (Channel Islands) Order 1966(e).

(a) 1967 c. 52.

(c) 1949 c. 67.

(e) S.I. 1966/688 (1966 II, p. 1546).

(b) 1889 c. 63.

(d) S.I. 1953/393 (1953 I, p. 270).

(2) Any reference to the Civil Aviation (Licensing) Act 1960(a) shall be construed as a reference to that Act as extended to Guernsey by the Civil Aviation (Licensing) Act 1960 (Channel Islands) Order 1961(b) and brought into force, as so extended, by the Civil Aviation (Licensing) Act 1960 (Channel Islands) (Commencement) Order 1964(c).

2. In section 1 for the words "the United Kingdom" wherever those words occur there shall be substituted the word "Guernsey".

3.—(1) In section 3(1) for the words "the United Kingdom" there shall be substituted the word "Guernsey".

(2) In section 3(5)(b) for sub-paragraphs (i) and (ii) there shall be substituted the following sub-paragraphs:—

"(i) in Guernsey, to an officer of police or immigration officer ; or

(ii) in any other country which is a Convention country, to an officer having functions corresponding to the functions in Guernsey either of an officer of police or of an immigration officer."

(3) In section 3(6) for the words "the United Kingdom" in the first two places where those words occur there shall be substituted the word "Guernsey";

and for sub-paragraph (i) of paragraph (b) there shall be substituted the following sub-paragraph:—

"(i) where the country in question is Guernsey to an officer of police or immigration officer or, in the case of any other country, to an officer having functions corresponding to the functions in Guernsey either of an officer of police or of an immigration officer ;".

4. In section 4 for the words "the United Kingdom" there shall be substituted the word "Guernsey".

5. In section 5(1) for the words "the United Kingdom" except where those words last occur there shall be substituted the word "Guernsey".

6. In section 6(1) in paragraph (a) after the words "any such Order in Council," there shall be inserted the words "or by the States Board of Administration" and the words "and in Scotland sufficient evidence" shall be omitted.

7.—(1) In section 7(1)—

(i) in paragraph (b)(ii) of the definition of the expression "British-controlled aircraft" for the words "the United Kingdom" there shall be substituted the word "Guernsey";

(ii) after the definition of the expression "military aircraft" there shall be inserted the following additional definition:—

"officer of police" means—

(a) in relation to Guernsey, Herm and Jethou, a member of the salaried police force of the Island of Guernsey and, within the limit of his jurisdiction, a member of the special constabulary of the Island of Guernsey ;

(b) in relation to Alderney, a member of the said police force and a member of any police force which may be established by the States of Alderney ; and

(c) in relation to Sark, the Constable, the Vingtenier and a member of the said police force of Guernsey ;".

(a) 1960 c. 38.

(c) S.I. 1964/1117 (1964 II, p. 2508).

(b) S.I. 1961/574 (1961 I, p. 1260).

(2) In section 7(2) for the words "the United Kingdom" there shall be substituted the word "Guernsey" and for the words "a constable" there shall be substituted the words "an officer of police".

(3) In section 7(3) for the words "the United Kingdom" in both places where they occur there shall be substituted the word "Guernsey".

(4) For section 7(5) there shall be substituted the following subsection:

"(5) Any regulations or order made by the Board of Trade under this Act shall not come into force in Guernsey until registered by the Royal Court."

8. For section 9(2) there shall be substituted the following subsection:—

"(2) This Act and the Civil Aviation Acts 1949 and 1960 may be cited together as the Civil Aviation Acts 1949 to 1967."

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends the Tokyo Convention Act 1967 to the Bailiwick of Guernsey with exceptions, adaptations and modifications (apart from section 2 (provisions as to extradition) which applies of its own force).

SCHEDULE

EXCEPTIONS, ADAPTATIONS AND MODIFICATIONS IN THE TOKYO CONVENTION ACT 1967

1. (1) Any reference to the Civil Aviation Act 1949 shall be construed as a reference to this Act as extended in the table of Part of the Civil Aviation Act 1949 (hereinafter referred to as "the Act").

(2) Any reference to the Civil Aviation (Emergency Air 1960) shall be construed as a reference to this Act as extended in the table of Part of the Civil Aviation Act 1960 (hereinafter referred to as "the Act") and in any other provision, as so extended, in the Civil Aviation (Emergency Air 1960) (as so extended) Order 1960.

(3) (i) In section 1(1) for the words "United Kingdom" wherever those words occur there shall be substituted the words "the Bailiwick of Guernsey" and the words "or in a part of that country" shall be omitted.

(4) In section 1(1) for the words "United Kingdom" wherever those words occur there shall be substituted the words "the Bailiwick of Guernsey" and the words "or in a part of that country" shall be omitted.