
STATUTORY INSTRUMENTS

1973 No. 810

COUNTER-INFLATION

**The Counter-Inflation (Modification of
the Civil Aviation Act 1971) Order 1973**

<i>Made - - - -</i>	<i>26th April 1973</i>
<i>Laid before Parliament</i>	<i>28th April 1973</i>
<i>Coming into Operation</i>	<i>29th April 1973</i>

The Secretary of State, in exercise of powers conferred on him by section 8(1) of and paragraph 1(1) and (4) of Schedule 3 to the Counter-Inflation Act 1973(a), and of all other powers enabling him in that behalf, hereby makes the following Order:—

Citation, commencement and interpretation

1.—(1) This Order may be cited as the Counter-Inflation (Modification of the Civil Aviation Act 1971) Order 1973 and shall come into operation on 29th April 1973.

(2) In this Order.—

“the Act” means the Civil Aviation Act 1971(b);

“the Authority” means the Civil Aviation Authority constituted in accordance with section 1 of the Act;

“carriage within the United Kingdom” means carriage by air transport between points in the United Kingdom, excluding carriage between points in the United Kingdom where the charge applicable to that carriage is one for carriage between points of which one or both are outside the United Kingdom; and in this paragraph “the United Kingdom” includes the Isle of Man and the Channel Islands; and

“the code” means the code for the time being contained in an Order(c) under section 2 of the Counter-Inflation Act 1973.

(3) The Interpretation Act 1889(d) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Modification of Civil Aviation Act 1971

2. So long as Part II of the Counter-Inflation Act 1973 is in force, the Act shall have effect subject to the modifications and adaptations specified in this Order.

3.—(1) In determining charges for carriage within the United Kingdom in the performance of its functions under sections 21 to 23 of the Act, the Authority shall have regard to the code; and references therein to the Price Commission shall be construed as references to the Authority and references to charges for the performance of services shall be construed as including references to charges for carriage within the United Kingdom.

(a) 1973 c. 9. (b) 1971 c. 75. (c) See S.I. 1973/658 (1973 I, p. 2106).
(d) 1889 c. 63.

(2) It shall be the duty of the Authority to perform those functions in such manner as it considers to be in accordance with the code, notwithstanding any guidance given by the Secretary of State to the Authority under section 3(2) of the Act.

4. Without prejudice to the Authority's powers under section 35 of the Act (which relates to the provision of information for the Authority), that section shall have effect for enabling the Authority to require any person to furnish to it, in respect of any activity carried on by him in the course of business relating to carriage within the United Kingdom by any aircraft of which he has the management, such particulars as it may require for the purpose of exercising its functions under sections 21 to 23 of the Act, as modified and adapted by article 3, as if those particulars were information which a person may be required to furnish to the Authority by virtue of subsections (1) or (2) of that section.

5. Nothing in section 36 of the Act (which relates to disclosure of information) shall prohibit the disclosure to members of the Price Commission or to their officers or servants of any information received by the Authority under section 35 of the Act as modified and adapted by article 4.

Christopher Chataway,

Minister for Industrial Development,
Department of Trade and Industry.

26th April 1973.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order modifies and adapts provisions of the Civil Aviation Act 1971 to enable the Civil Aviation Authority to exercise control over charges for domestic air transport in the United Kingdom in accordance with the Price and Pay Code made under the Counter-Inflation Act 1973.

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