

## **Air Navigation Regulations 1947**

## Statutory Rules 1947 No. 112 as amended

made under the

Air Navigation Act 1920

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[Note: Regulation 9 in Table A ceases to have effect either at the end of 31 December 2007 or at a time the Security Council so declares]

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Page **Contents** Part 1 **Preliminary** 1 Name of Regulations [see Note 1] 6 2 Commencement 6 3 Definitions for regulations 6 References in documents to renumbered provisions 9 5 What is a weapon? 9 Application of Regulations 10 Part 2 Administration and organization 7 Authorised persons and officers 11 8 Delegation 11 Part 3 Airports and facilities and services Establishment of airports and air route and airway facilities 12 10 Use of airports etc 12 11 Protection of certain rights 13 Part 4 Statistical returns 12 Statistical returns 14 Part 5 **Conditions of flight Division 1** General 13 Ticket to be produced on demand 16 14 Carriage and use of photographic apparatus 16 Part 6 Air service operations **Division 1** Licensing of scheduled international air services 15 Purpose 17

Air Navigation Regulations 1947

**Existing licences** 

Applying for a licence

17

19

16

16A

2

		Page
17	Matters to be taken into account	19
17A	Granting a licence	19
18	Refusal to grant a licence	20
18A	Duration of licence	20
18B	Licence conditions	20
18C	Variation, suspension and cancellation of a licence	21
18D	Notice of proposed action	22
18E	Decision on variation, suspension or cancellation	23
18F	Secretary to publish compliance declaration form	24
18G	Licence holder must lodge compliance declaration	24
Division 2	Tariffs	
19	Submitting tariffs for approval	25
19A	Approval of tariffs	25
19B	Additional information	26
19C	Application of tariffs	26
Division 3	Timetables	
20	Approval of timetables — applications	27
21	Approval of timetables	27
22	Variation, suspension and cancellation of approved timetables	29
23	Conditions that may be imposed in relation to timetables	31
Division 3A	Offences relating to timetables and advertising	٠.
		20
24 24AA	Offences relating to timetables	32
24AA 24A	Restriction on advertising a service Restriction on advertising non-scheduled flights	33 33
24A	Restriction on advertising non-scheduled hights	33
Division 4	General provisions relating to the operation of aircraft	
25	Smoking in aircraft	34
26	Carriage of examiners	35
Part 8	Implementation of certain international obligations	
12∩∆	Aircraft flying to or from Afghanistan — prohibition	37

			Page
Part 9		Penal provisions and prosecutions	
Division 1		Penal provisions	
	121	Offences in general	38
	122	Offences in relation to licences	39
	123	False statements	39
	125	Power of Court to order returns etc to be furnished	40
	126	Detention of aircraft	40
	127	Aircraft parking areas	40
	128	Posters, signs and advertisements within an airport	42
	129	Prohibition of entry etc on prohibited area	42
Division 2		Prosecutions	
	130	Time for commencing prosecutions	43
Division 3		Infringement notices	
	131	Purpose and effect of Division	44
	132	Meaning of <i>penalty</i> for Division 3	44
	133	Authorised person may give infringement notice	45
	134	Contents of infringement notice	45
	135	Service of infringement notices	46
	136	Time for payment of penalty	47
	137	Extension of time to pay penalty	47
	138	Effect of payment of infringement notice penalty	48
	139	Withdrawal of infringement notice	48
	140	Notice of withdrawal of infringement notices	49
	141	Refund of penalty	49
Part 10		Evidence	
	142	Evidence	50
Part 11		Miscellaneous	
I all II		misochanicous	
	143	Application for licences etc	53
	144	Change of address	53
	145	Surrender of documents	53
	146	Production of licences etc	53
	147	Access of authorised person to airports, aircraft etc	54

			Page
	148	Exemption of aircraft and spare parts from seizure on patent claims	54
	149	Fees and charges	55
	150	Exemption from jury service	56
Schedule 1		Weapons	57
Schedule 2		Fees and charges	59
Notes			61

## Part 1 Preliminary

## 1 Name of Regulations [see Note 1]

These Regulations are the Air Navigation Regulations 1947.

#### 2 Commencement

These Regulations shall come into operation on the tenth day of August, 1947.

## 3 Definitions for regulations

(1) In these Regulations, unless the contrary intention appears:

agreement means the Air Transit Agreement or another agreement or arrangement referred to in paragraph 13 (3) (b) of the Act.

*airline* means the operator of a regular public transport service. *approved* means approved by the Secretary.

#### approved timetable means:

- (a) a timetable approved under paragraph 21 (1) (a) or (b); or
- (b) if a timetable referred to in paragraph (a) is varied under subregulation 22 (1) or (3) the timetable as varied.

authorized means authorized by the Secretary or by a person, or a person included in a class of persons, appointed by the Secretary to give the authority concerned.

*authorized person*, for the purposes of a provision in which that expression occurs, means:

- (a) a person appointed under regulation 7 to be an authorized person for the purposes of that first-mentioned provision; or
- (b) a person included in a class of persons appointed under regulation 7 to be authorized persons for the purposes of that first-mentioned provision.

cargo means property carried on board an aircraft other than stores, baggage or carry-on luggage.

*carry-on luggage* means an article or possession of an aircraft passenger or crew member that is intended to be accessible to the passenger or crew member while the aircraft is in flight.

code sharing has the same meaning as in section 4 of the International Air Services Commission Act 1992.

**Commonwealth aircraft** means an aircraft, other than a military aircraft, that is in the possession or under the control of the Commonwealth or an authority of the Commonwealth or is being used wholly or principally for a purpose of the Commonwealth.

constable has the same meaning as in the Crimes Act 1914.

**Director** means the holder, from time to time, of the office of Director of Air Safety Investigation in the Department.

foreign aircraft means an aircraft registered:

- (a) in a Contracting State or in a foreign country other than a Contracting State; or
- (b) under a joint registration plan or an international registration plan.

*foreign country*, in relation to an airline, means any country:

- (a) in which the airline is incorporated; or
- (b) in which the airline has its place of business; or
- (c) in which any aircraft belonging to the airline is registered; or
- (d) the government of which directly or indirectly controls the airline; or
- (e) of which the airline is a designated airline for the purposes of the relevant agreement.

*grant*, in relation to a licence, means grant of the licence, either by way of initial issue or by renewal from time to time.

**holder**, in relation to a licence granted or issued under these Regulations, means a person to whom the licence has been granted or issued.

*infringement notice* means a notice issued under regulation 133.

*infringement notice offence* means an offence that is declared by a provision of these Regulations to be an infringement notice offence.

International Air Services Commission means the body established under section 6 of the International Air Services Commission Act 1992.

*licensed* means licensed under these Regulations.

*licensed international airline* means an airline holding a licence referred to in section 12 of the Act.

*private aircraft* means an aircraft employed in private operations.

private operation means an operation of an aircraft that is not:

- (a) a regular public transport operation; or
- (b) a charter operation.

*public transport service* means a service for the carriage of persons or cargo for hire or reward.

registered means registered under the Civil Aviation Regulations 1988.

*relevant agreement*, in relation to a particular scheduled international air service, means an agreement that governs the service.

*relevant authority*, in relation to a licence holder and a scheduled international air service operated by the licence holder, means the government or an authority of a foreign country that:

- (a) has regulatory oversight of the licence holder; and
- (b) is a signatory to the relevant agreement.

**Territory** does not include the Northern Territory.

the Act means the Air Navigation Act 1920.

the Convention means the Chicago Convention, as amended by the Protocols referred to in subsection 3A (2) of the Act and includes any Annex to the Convention relating to international standards and recommended practices (being an Annex adopted in accordance with the Convention) and the Air Transit Agreement.

*the Council* means the Council of the International Civil Aviation Organization.

*timetable*, in relation to a scheduled international air service, includes:

- (a) the route of the service; and
- (b) the times of departure from, and arrival at, each terminal and intermediate stopping place on the route; and
- (c) the frequency of the service; and
- (d) the capacity on all or part of the route of the service concerned; and
- (e) the type of aircraft operating on all or part of the route of the service concerned.
- (2) Unless the contrary intention appears, any reference in these Regulations to the classification of a particular aircraft shall be read as a reference to the classification of the aircraft, according to function, as a private aircraft, charter aircraft or regular public transport aircraft, as the case may be, and any reference to a division of aircraft into classes shall have a corresponding meaning.
- (3) Any reference in these Regulations to the owner of an aircraft, shall, where under a contract of hire or charter agreement the control, maintenance and operation of the aircraft is vested in the hirer, be read as a reference to the hirer.
- (4) For the purposes of these Regulations, any reference to endorsement in a licence or other document shall be read as a reference to endorsement on the document, and matter shall be deemed to be endorsed on a document if it is written on any part of the document.

## 4 References in documents to renumbered provisions

A reference in a document (including an identification card) to a provision of these Regulations by the number it had immediately before 29 March 1999 is a reference to the provision by its number after renumbering.

### 5 What is a weapon?

For the purposes of paragraph (b) of the definition of *weapon* in subsection 3 (1) of the Act, except for the purposes of screening and clearing items of checked baggage, a thing described in column 2 of an item in Schedule 1 is a weapon.

#### Regulation 6

## 6 Application of Regulations

- (1) Subject to these Regulations, these Regulations apply to and in relation to:
  - (a) international air navigation within Australian territory;
  - (b) air navigation in relation to trade and commerce with other countries and among the States;
  - (c) air navigation within the Territories;
  - (d) air navigation to or from the Territories;
  - (e) air navigation in which a Commonwealth aircraft is engaged;
  - (f) on and after such date as is fixed by the Minister for the purposes of this paragraph by notice in the *Gazette*, all air navigation within Australian territory of a kind not specified in paragraph (a), (b), (c), (d) or (e) of this subregulation.
- (2) Except where otherwise prescribed, the provisions of these Regulations shall apply to and in relation to Australian aircraft engaged in air navigation outside Australian territory.
- (3) Subject to these Regulations, these Regulations do not apply to or in relation to State aircraft or to an airport under the control of any part of the Defence Force.

# Part 2 Administration and organization

## 7 Authorised persons and officers

- (1) The Secretary may, by instrument in writing:
  - (a) appoint a person to be an authorized person for the purposes of a provision of these Regulations in which the expression *authorized person* occurs; or
  - (b) appoint persons included in a class of persons to be authorized persons for the purposes of a provision of these Regulations in which the expression *authorized person* occurs; or
  - (c) authorise an officer of the Department to exercise a power under these Regulations.
- (2) An appointment under subregulation (1) may be made subject to such conditions as are specified in the instrument of appointment.

## 8 Delegation

- (1) The Minister may delegate to an officer of the Department or a member of the staff of the Authority, by writing signed by him or her, any of the functions or powers of the Minister under these Regulations, other than this power of delegation.
- (2) The Secretary may delegate to an officer of the Department or a member of the staff of the Authority, by writing signed by him or her, any of the functions or powers of the Secretary under these Regulations, other than this power of delegation.

# Part 3 Airports and facilities and services

## 9 Establishment of airports and air route and airway facilities

- (1) The Minister may:
  - (a) establish, provide, maintain and operate airports; and
  - (b) alter, abolish, remove or add to any airport so established or provided.
- (2) Airports established or provided in pursuance of this regulation shall be under the control and management of the Secretary who may, subject to these Regulations, determine the conditions of the use thereof.
- (3) The Minister may determine whether any airport established in pursuance of this regulation shall be open to public use.

## 10 Use of airports etc

The Secretary may, in relation to any airport:

- (a) established or provided under this Part;
- (b) licensed or authorized under the *Civil Aviation Regulations 1988*; or
- (c) to which an arrangement under section 20 of the *Civil Aviation Act 1988* applies;

issue such directions as the Secretary considers necessary to ensure compliance with the standards, recommended practices and procedures adopted from time to time in pursuance of the Convention.

## 11 Protection of certain rights

Nothing in these Regulations shall be construed as conferring on any aircraft, as against the owner of any land or any person interested therein, the right to alight on that land, or as prejudicing the rights or remedies of any person in respect of any injury to persons or property caused by the aircraft.

## Part 4 Statistical returns

#### 12 Statistical returns

- (1) The holder of the certificate of registration of an aircraft under the *Civil Aviation Regulations 1988*, or the operator of an aircraft, must give to the Secretary, or to an authorised officer, statistical returns or other information that the Secretary requests:
  - (a) relating to:
    - (i) the aircraft; or
    - (ii) passengers or goods carried on the aircraft; or
    - (iii) work performed using the aircraft; or
    - (iv) flights made by the aircraft; and
  - (b) that the holder or the operator:
    - (i) has in his, her or its possession; or
    - (ii) is reasonably able to obtain.
- (2) An airline, or the owner of an aircraft engaged in a public transport service, which uses any airport maintained and operated by the Minister in pursuance of regulation 9 shall furnish to the Secretary, or to an authorized officer, such traffic reports, cost statistics and financial statements, showing, amongst other things, all receipts and the sources thereof as the Secretary from time to time requires.
- (3) The Secretary or any other person shall not divulge or communicate any information furnished under subregulation (1) or (2) that discloses particulars of the business or financial dealings or position of any person or organization whose name or title is stated in or can be inferred from the information divulged or communicated, except:
  - (a) in the course of duty to another person performing duties under these Regulations;
  - (b) with the consent of the person who has given the Secretary the information; or
  - (c) under subregulation (4).

- (4) In accordance with Article 67 of the Convention, the Secretary shall transmit to the Council of the International Civil Aviation Organization such of the particulars supplied in accordance with subregulation (2) as relate to the international operations of Australian airlines engaged in such operations.
- (5) The operator of an aircraft must give to the Secretary, or to an authorised officer, the statistical returns or other information that:
  - (a) the Secretary requests about items detected during screening; and
  - (b) the operator:
    - (i) has in his, her or its possession; or
    - (ii) is reasonably able to obtain.
- (6) An airport operator must give to the Secretary, or to an authorised officer, the statistical returns or other information that:
  - (a) the Secretary requests about aviation security at the airport; and
  - (b) the operator:
    - (i) has in his, her or its possession; or
    - (ii) is reasonably able to obtain.
- (7) A person who is required to give information under this regulation to the Secretary or an authorised officer must not give false or misleading information to the Secretary or authorised officer for the purposes of the provision.

Penalty: 10 penalty units.

- (8) A person who is required to give information under this regulation to the Secretary or an authorised officer must give the information:
  - (a) within the period set out in the request for the information; or
  - (b) if a period is not set out in the request within a reasonable period after the person receives the request.

Penalty for a contravention of this subregulation: 1 penalty unit.

## Part 5 Conditions of flight

### Division 1 General

## 13 Ticket to be produced on demand

A passenger on an aircraft arriving in, or departing from, Australian territory shall, on demand by an authorized person, produce his ticket for inspection by the authorized person.

## 14 Carriage and use of photographic apparatus

- (1) The Minister may, by order published in the *Gazette*, prohibit the carriage or use of cameras or other photographic apparatus or material in aircraft, or in aircraft included in a specified class of aircraft, while flying over Australian territory or an area of Australian territory specified by reference to its boundaries:
  - (a) either absolutely; or
  - (b) unless the camera or other photographic apparatus or material is so carried that passengers do not have access to it during flight.
- (2) A person shall not have in his possession, carry or use a camera or other photographic apparatus or material in contravention of an order issued under subregulation (1).
- (3) The pilot in command of an aircraft shall ensure that a camera or other photographic apparatus or material is not carried or used in contravention of an order issued under subregulation (1).

## Part 6 Air service operations

## Division 1 Licensing of scheduled international air services

## 15 Purpose

This Division is made for the purposes of section 13 of the Act.

## 16 Applying for a licence

- (1) A person (the *applicant*) may apply in writing to the Secretary for the granting of a licence in relation to a scheduled international air service (an *international airline licence*).
- (2) Except as provided in subregulation (4) and regulation 16A, the application must include the following:
  - (a) the applicant's name and address;
  - (b) the applicant's contact telephone number in Australia;
  - (c) if the applicant is a corporation:
    - (i) if it is incorporated in Australia its ACN number; and
    - (ii) if it is not incorporated in Australia its business registration details; and
    - (iii) evidence of the place at which it was incorporated, or has its corporate headquarters; and
    - (iv) evidence of its corporate existence; and
    - (v) if paragraph (d) does not apply to the applicant—evidence of its ownership and control arrangements;
  - (d) if the applicant is an airline of a foreign country and is subject to principal place of business arrangements under a relevant agreement operating between the country and Australia evidence of one or more of the following:
    - (i) substantial operations and capital investment in facilities of the corporation in the foreign country;

#### **Regulation 16**

- (ii) payment of tax by the corporation in the foreign country;
- (iii) registration of the corporation's aircraft in the foreign country;
- (iv) a substantial proportion of the corporation's employees being citizens of the foreign country;
- (e) evidence of insurance coverage for the scheduled international air service in relation to the following:
  - (i) passenger liability;
  - (ii) third party liability;
  - (iii) cargo and baggage liability;
  - (iv) injury and loss as a result of active hostilities or civil unrest;
- (f) a copy of the relevant Air Operator's Certificate for the scheduled international air service that has been issued under Division 2 of Part III of the *Civil Aviation Act 1988*;
- (g) evidence of the relevant transport security program for the scheduled international air service approved under Part 2 of the *Aviation Transport Security Act 2004*;
- (h) if the applicant is an Australian carrier under section 4 of the *International Air Services Commission Act 1992*—details of the applicant's capacity, as allocated by the International Air Services Commission;
- (i) details of the scheduled international air services that are to be covered by the licence, including the type of aircraft to be used for each service;
- (j) any other information relating to the application that the Secretary, in writing, requests.
- (3) Each person proposing to engage in a code sharing service must make an application under this regulation in relation to that service.
- (4) However, if the applicant is applying for an international airline licence only in relation to a code sharing service, the following apply to the applicant:
  - (a) the application does not need to include the information in paragraphs (2) (f) and (g);

- (b) the application must include details of the international airline the applicant intends to operate a code sharing service with.
- (5) If the Secretary makes a request to the applicant for information under paragraph (2) (j), the Secretary may refuse to make a decision on the application until the applicant provides the requested information.

## 16A Existing licences

An applicant is not required to include in the application the information in paragraphs 16 (2) (c) to (i) if:

- (a) at the time of the commencement of this regulation the applicant:
  - (i) holds an international airline licence; and
  - (ii) has held the licence continuously for two years or less; and
- (b) the applicant gives the Secretary a compliance declaration in the form published under regulation 18F.

#### 17 Matters to be taken into account

In making a decision on the application, the Secretary may take into account:

- (a) anything in the application or in any other document submitted by the applicant to the Secretary; and
- (b) any other matter the Secretary considers relevant.

## 17A Granting a licence

- (1) The Secretary must make a decision on the application.
- (2) The Secretary may grant an international airline licence to an applicant for the operation of a scheduled international air service specified on the licence.
- (3) If the Secretary grants a licence, the Secretary must do so in the approved form.

Licensing of scheduled international air services

#### **Regulation 18**

- (4) The Secretary may approve a form for the purpose of subregulation (3).
- (5) If the Secretary decides to grant the licence, the Secretary may do so subject to conditions.

## 18 Refusal to grant a licence

If the Secretary decides not to grant an applicant an international airline licence, the Secretary must give the applicant notice in writing about the decision within 14 days after making the decision.

#### 18A Duration of licence

- (1) A licence granted under regulation 17A commences on the day specified in the licence.
- (2) The licence continues in force until suspended or cancelled under regulation 18E or at the request of the licence holder.

#### 18B Licence conditions

- (1) The following conditions apply to an international airline licence:
  - (a) the licence holder must continue to maintain a contact telephone number in Australia;
  - (b) the licence holder must provide to the Secretary a compliance declaration form in accordance with regulation 18G;
  - (c) if the Secretary gives the licence holder a written notice under subregulation 18G (3) or otherwise requests in writing, the licence holder must provide the following documents to the Secretary:
    - (i) if the licence holder is a corporation current evidence of its corporate existence;
    - (ii) current evidence of the insurance coverage mentioned in paragraph 16 (2) (e);
    - (iii) a copy of the Air Operator's Certificate mentioned in paragraph 16 (2) (f);

- (iv) current evidence of the transport security program mentioned in paragraph 16 (2) (g);
- the licence holder must comply with the following:
  - the Act;
  - (ii) these Regulations;
  - (iii) the Air Navigation (Aircraft Noise) Regulations
  - (iv) the Civil Aviation Act 1988;
  - the Regulations made under the Civil Aviation Act
  - the Aviation Transport Security Act 2004; (vi)
  - the Regulations made under the Aviation Transport (vii) Security Act 2004;
  - the Civil Aviation (Carriers' Liability) Act 1959; (viii)
    - the Regulations made under the Civil Aviation (ix) (Carriers' Liability) Act 1959;
    - if the licence holder is Qantas the Qantas Sale Act 1992.
- (2) In addition to the conditions mentioned in subregulation (1) and any condition the Secretary imposes on the licence at the time of granting the licence, the Secretary may, after granting the licence, impose on the licence holder a further condition, whether or not the licence holder has breached any existing condition of the licence.
- (3) If the Secretary imposes a further condition under subregulation (2), the Secretary must give the licence holder notice of the proposed variation of the licence in accordance with regulation 18D.

#### 18C Variation, suspension and cancellation of a licence

The Secretary may vary, suspend or cancel an international airline licence on any of the following grounds:

- (a) if the licence holder requests, in writing, that the licence be varied, suspended or cancelled;
- if the licence holder breaches a condition of its licence;

Licensing of scheduled international air services

#### **Regulation 18D**

- (c) if, in the Secretary's opinion:
  - (i) the licence holder is likely to breach a condition of its licence; and
  - (ii) the likely breach is reasonably expected to affect the safety or security of air navigation in Australia;
- (d) if, in the Secretary's opinion:
  - (i) adequate provision has not been made by the relevant authority to ensure that the licence holder substantially conforms to and complies with the standards, practices and procedures set out in the Chicago Convention and the Annexes to that Convention; and
  - (ii) the lack of provision is reasonably expected to affect the safety or security of air navigation in Australia;
- (e) if the licence holder does not operate a scheduled international air service in accordance with the approved timetable or in accordance with a condition subject to which the timetable is approved;
- (f) if, in the Secretary's opinion, it is necessary or desirable to do so for the purpose of preserving or promoting fair competition in international air transport services;
- (g) if the licence holder, or relevant authority in relation to the licence holder, has contravened the relevant agreement;
- (h) if there has been a substantial change in any of the matters to which the Secretary has had regard under subregulation 21 (2);
- (i) if it is in the public interest to vary, suspend or cancel the licence.

#### 18D Notice of proposed action

- (1) Subject to subregulation (4), before taking action to vary, suspend or cancel the licence, the Secretary must give the licence holder notice in writing of the proposed variation, suspension or cancellation and a statement setting out the reason for the proposed action.
- (2) The licence holder must be given 35 days after the day the notice is given to respond to the notice.

- (3) The Secretary must consider any response from the licence holder before making a decision to vary, suspend or cancel the licence.
- (4) Subregulations (1), (2) and (3) do not apply if the Secretary is satisfied that there is a need to take urgent action because the ground for variation, suspension or cancellation of the licence holder's licence represents a risk to public safety or security.

### 18E Decision on variation, suspension or cancellation

- (1) Having taken any action required under regulation 18D, the Secretary may do 1 or more of the following:
  - (a) vary the licence by imposing a further condition on the licence under subregulation 18B (2);
  - (b) suspend the licence;
  - (c) cancel the licence.
- (2) If:
  - (a) the Secretary takes an action mentioned in paragraph (1) (a) or (b) (the *first breach*); and
  - (b) the Secretary later becomes satisfied that:
    - (i) the licence holder is not complying with the condition varying the licence; or
    - (ii) the licence holder is not complying with the terms of the suspension; or
    - (iii) some other ground for taking action under regulation 18C exists in relation to the licence holder:

the Secretary may cancel the licence even if the period for fulfilling the condition, or the period of the suspension, for the first breach has not ended.

- (3) If the Secretary suspends the licence under paragraph (1) (b), the Secretary must give the licence holder notice in writing of the suspension, the date that the suspension takes effect, and the period of the suspension.
- (4) The period of a suspension for any particular breach, or on a particular ground, must not be more than 6 months in total.

- (5) If the Secretary cancels the licence under paragraph (1) (c), the Secretary must give the licence holder notice in writing of the cancellation and the date from which the cancellation takes effect.
- (6) A date under this regulation must not be a date before the date the notice is given.
- (7) A notice under this regulation must also include a statement setting out the reason that the licence was varied, suspended or cancelled, as the case may be.

## 18F Secretary to publish compliance declaration form

- (1) In respect of a particular period, the Secretary must make available a compliance declaration form containing questions about compliance with licence conditions during that period.
- (2) The form must be made available electronically.
- (3) The form must specify the period to which the form relates.

### 18G Licence holder must lodge compliance declaration

- (1) A licence holder must complete a compliance declaration form made available under subregulation 18F (1) for each scheduling period.
- (2) The licence holder must give the Secretary the form:
  - (a) not less than 35 days before the commencement of the scheduling period; or
  - (b) within a lesser period (if any) allowed by the Secretary.
- (3) The Secretary may, by written notice, require the licence holder to verify any information stated in the declaration.
- (4) For this regulation, *scheduling period* means a period in relation to which a licence holder applies to the Secretary for approval of a proposed timetable under regulation 20.

## Division 2 Tariffs

## 19 Submitting tariffs for approval

- (1) The holder of an international airline licence issued under this Part may submit a tariff to the Secretary for approval.
- (2) The Secretary may, by notice in writing, direct the holder of an international airline licence to submit its tariff, or part of its tariff, to the Secretary for approval.
- (3) A notice under subregulation (2):
  - (a) must state a period, not shorter than 14 days, within which the licence holder must submit its tariff to the Secretary for approval; and
  - (b) may state a form in which the tariff must be submitted.
- (4) If the Secretary gives a direction to a licence holder under subregulation (2), the licence holder must comply with the direction.

## 19A Approval of tariffs

- (1) If a licence holder submits a tariff to the Secretary under regulation 19, the Secretary may:
  - (a) approve the tariff; or
  - (b) approve the tariff subject to conditions; or
  - (c) refuse to approve the tariff.
- (2) In making a decision under subregulation (1), the Secretary must take into account:
  - (a) the public interest; and
  - (b) any relevant agreement or arrangement relating to or including international air services; and
  - (c) the need for public air transport services to operate on a satisfactory economic basis in an environment where there is due regard for the interests of consumers of those services.

- (3) If the Secretary makes a decision under subregulation (1) about a tariff, the Secretary must give to the licence holder who submitted the tariff a notice setting out:
  - (a) the decision; and
  - (b) reasons for the decision.
- (4) If the Secretary does not make a decision under subregulation (1) about a tariff within 7 days after the tariff is submitted to the Secretary under regulation 19, the tariff is taken to have been approved under paragraph (1) (a) at the end of that period.

#### 19B Additional information

- (1) The Secretary may, in writing, ask a licence holder who has submitted a tariff under regulation 19 to give the Secretary additional information to assist the Secretary to make a decision under regulation 19A.
- (2) If the Secretary makes a request under subregulation (1) in relation to a tariff, the period mentioned in subregulation 19A (4) in relation to the tariff is suspended from the day when the request is made until the end of the day when the Secretary receives the information.

## 19C Application of tariffs

- (1) If the Secretary refuses to approve a tariff under subregulation 19A (1) (c), the licence holder who submitted the tariff must not apply the tariff or allow the tariff to be applied.
- (2) If the Secretary approves a tariff subject to conditions under subregulation 19A (1) (b), the licence holder who submitted the tariff must not apply the tariff or allow the tariff to be applied unless the conditions are met.

#### Division 3 Timetables

## 20 Approval of timetables — applications

- (1) A licensed international airline must apply to the Secretary for approval of a proposed timetable for each of its scheduled international air services to or from Australian territory.
- (2) An application under subregulation (1) must:
  - (a) if the Secretary directs, be in an approved form; and
  - (b) specify:
    - (i) the date on which the airline proposes to start operating the service; and
    - (ii) if known, the date on which the airline proposes to stop operating the service; and
  - (c) include, in relation to the service, details of the matters referred to in the definition of *timetable* in regulation 3.
- (3) An application must be lodged with the Secretary:
  - (a) not less than 35 days before the date on which the licensed international airline proposes to start operating the service; or
  - (b) within any lesser period allowed by the Secretary.
- (4) If further information is necessary to enable the Secretary to determine an application:
  - (a) the Secretary may, by notice in writing, require the licensed international airline to provide it; and
  - (b) the Secretary is not bound to consider the application further, or to determine it, until he or she receives the information.

#### 21 Approval of timetables

- (1) If the Secretary receives an application under regulation 20, the Secretary may:
  - (a) approve the timetable to which the application relates in accordance with the application; or

Timetables

#### **Regulation 21**

- (b) approve the timetable:
  - (i) with specified variations; or
  - (ii) subject to specified conditions; or
- (c) reject the timetable.
- (2) When exercising his or her powers under this regulation the Secretary may have regard to:
  - (a) the relevant agreement; and
  - (b) the matters referred to in the definition of *timetable* in regulation 3; and
  - (c) the likely type, proportion or amount of traffic, or the origin or destination of traffic, that may be carried on all or part of the route of the service concerned; and
  - (d) any approved timetable of:
    - (i) the same licensed international airline; or
    - (ii) another airline from the same country as the applicant; or
    - (iii) an airline of a country in which a terminal or intermediate stopping place on the route of the service to which the application relates is situated; and
  - (e) whether, in the opinion of the Secretary, the airline, or the government or an authority of a foreign country in relation to the airline:
    - (i) has impeded or limited an Australian airline in, or prevented an Australian airline from, providing an international air service; or
    - (ii) has engaged in unfair, discriminatory or restrictive practices in relation to an international air service provided by an Australian airline; or
    - (iii) has denied an Australian airline fair and equal opportunity in the provision of an international air service; and
  - (f) whether, in the opinion of the Secretary, the airline, or the government or an authority of a foreign country in relation to the airline, has contravened the relevant agreement; and
  - (g) the public interest; and
  - (h) any other relevant matter.

- (3) An approval under subregulation (1) has effect for the period, not exceeding 12 months, specified by the Secretary in the approval.
- (4) The Secretary must, if practicable, notify a licensed international airline that has applied for approval of a timetable, before the date on which the airline proposes to start operating the service, of his or her decision under subregulation (1).
- (5) Notification under subregulation (4) must:
  - (a) be in writing; and
  - (b) if the timetable is approved state the period for which the timetable is approved; and
  - (c) if the timetable is approved subject to variations state the details of, and the reasons for, the variations; and
  - (d) if the timetable is approved subject to conditions state the details of, and the reasons for imposing, the conditions; and
  - (e) if the timetable is rejected state the reasons for the rejection.

## 22 Variation, suspension and cancellation of approved timetables

- (1) The Secretary may vary, suspend or cancel an approved timetable, or vary, suspend or remove a condition in relation to an approved timetable, or impose a further condition in relation to an approved timetable, if:
  - (a) the airline operates a service otherwise than in accordance with the approved timetable, or otherwise than in accordance with a condition subject to which the timetable is approved; or
  - (b) the airline fails to operate a service in accordance with the approved timetable or in accordance with a condition subject to which the timetable is approved; or
  - (c) in the opinion of the Secretary, the airline, or the government or an authority of a foreign country in relation to the airline:

- (i) has impeded or limited an Australian airline in, or prevented an Australian airline from, providing a scheduled international air service; or
- (ii) has engaged in unfair, discriminatory or restrictive practices in relation to a scheduled international air service provided by an Australian airline; or
- (iii) has denied an Australian airline fair and equal opportunity in the provision of a scheduled international air service; or
- (d) in the opinion of the Secretary, the airline, or the government or an authority of a foreign country in relation to the airline, has contravened the relevant agreement; or
- (e) there has been a substantial change in any of the matters to which the Secretary has had regard under subregulation 21 (2); or
- (f) it is in the public interest to vary, suspend or cancel the timetable or to vary, suspend or remove the condition, or impose a further condition in relation to the approved timetable, as the case may be.
- (2) A licensed international airline may apply to the Secretary for a variation of an approved timetable, or the variation or removal of a condition imposed by the Secretary in relation to an approved timetable, in relation to a scheduled international air service that it operates.
- (3) If the Secretary receives an application under subregulation (2), the Secretary may, having regard to the matters referred to in subregulation (1):
  - (a) vary the approved timetable to which the application relates in accordance with the application; or
  - (b) vary the approved timetable with alterations, or subject to conditions, determined by the Secretary; or
  - (c) vary or remove a condition imposed by the Secretary in relation to the approved timetable; or
  - (d) refuse to vary the timetable, or vary or remove the condition, as the case requires.

- (4) If the Secretary varies, suspends or cancels an approved timetable or varies, suspends or cancels or removes a condition imposed by the Secretary in relation to an approved timetable, or imposes a further condition in relation to an approved timetable, he or she must, as soon as practicable, notify the airline concerned in writing of:
  - (a) the reasons for his or her decision; and
  - (b) in the case of a variation:
    - (i) the details of the variation; and
    - (ii) the date of its effect; and
  - (c) in the case of a suspension— the duration of the suspension; and
  - (d) in the case of a removal or cancellation the date of its effect.

## 23 Conditions that may be imposed in relation to timetables

- (1) Without limiting the conditions that may be imposed under regulation 21 or 22 in relation to a timetable, a condition may relate to:
  - (a) the proportion or amount of:
    - (i) traffic; or
    - (ii) a type of traffic;

that may be carried on all or part of the route of the service concerned; or

- (b) whether advertising is permitted, the manner of advertising, or the content of advertisements, in Australia, by or on behalf of the licensed international airline, in relation to:
  - (i) the service concerned; or
  - (ii) any service operated by the airline to, from or through any point situated on the route of the service concerned.
- (2) For the purposes of subregulation (1):

traffic includes a passenger or an item of mail or cargo.

*type of traffic* includes traffic identified by reference to its earliest origin or intended ultimate destination, whether or not that origin or destination is on the route of the service concerned.

# Division 3A Offences relating to timetables and advertising

## 24 Offences relating to timetables

- (1) A licensed international airline must not operate a scheduled international air service to or from Australian territory unless the service is operated in accordance with:
  - (a) an approved timetable; and
  - (b) any conditions imposed by the Secretary in relation to the approved timetable.

Penalty: 50 penalty units.

- (2) A licensed international airline or any other person must not advertise that it operates, or that it will operate, a scheduled international air service to or from Australian territory unless the operation of the service is, or would be in accordance with:
  - (a) an approved timetable; and
  - (b) any conditions imposed by the Secretary in relation to the approved timetable.

Penalty: 50 penalty units.

- (3) In spite of subregulation (2), a licensed international airline or any other person may advertise that it intends to operate a scheduled international air service to or from Australian territory if:
  - (a) an application for approval of a timetable is lodged with the Secretary; and
  - (b) the Secretary has not decided whether to approve the timetable; and
  - (c) the advertised service will be operated in accordance with the proposed timetable; and

(d) the advertisement states that the operation of the service is subject to Government approval.

## 24AA Restriction on advertising a service

A person commits an offence if the person:

- (a) advertises that the person operates, or will operate, a scheduled international air service to or from Australian territory; and
- (b) at the time of advertising, does not hold an international airline licence for the operation of the service; and
- (c) does not state in the advertisement that the operation of the service is subject to government approval.

Penalty: 50 penalty units.

## 24A Restriction on advertising non-scheduled flights

- (1) A person must not, unless subregulation (2) is satisfied, advertise or make a public announcement to the effect that the person is willing to:
  - (a) sell seats on a non-scheduled flight; or
  - (b) make capacity available on a non-scheduled flight.

Penalty: 10 penalty units.

- (2) This subregulation is satisfied if:
  - (a) the Secretary has:
    - (i) granted permission for the flight under section 15D of the Act; or
    - (ii) determined, under subsection 15A (3) or 17 (1B) of the Act, that permission for the flight is not required; or
  - (b) the advertisement or public announcement states that the operation of the non-scheduled flight is subject to Government approval.

Note Non-scheduled flight is defined in section 3 of the Act.

# Division 4 General provisions relating to the operation of aircraft

## 25 Smoking in aircraft

(1) A person shall not smoke anywhere in a prescribed aircraft.

Penalty: \$500.

(2) The operator of a prescribed aircraft shall ensure that provision is made in the aircraft whereby a notice indicating that smoking is prohibited is displayed at all times while passengers are on board.

Penalty: \$2,500.

- (3) A failure by the operator of a prescribed aircraft to comply with the requirements of subregulation (2) does not affect the operation of subregulation (1) in relation to any person on board that aircraft.
- (4) Subregulations (1), (2) and (3) apply in relation to air navigation generally.
- (5) The notice required by subregulation (2) must be:
  - (a) legible; and
  - (b) displayed in a conspicuous place in the aircraft.
- (6) In this regulation:

Australian international carriage has the meaning given by subsection 27 (2) of the Act.

*open-use charter aircraft* means an aircraft that is engaged in a charter operation, except:

- (a) an aircraft that is engaged in an operation for the purpose of a service described in paragraph (c) of the definition of *charter operation* in subsection 3 (1) of the Act; or
- (b) an aircraft that is chartered for the purpose of an operation for which tickets are not available for purchase by the general public.

### prescribed aircraft means an aircraft that:

- (a) is a regular public transport aircraft, or an open-use charter aircraft; and
- (b) is engaged in:
  - (i) the carriage of passengers between airports in Australian territory; or
  - (ii) Australian international carriage (except the carriage of freight only).

## 26 Carriage of examiners

- (1) The Secretary may, for the purposes of aviation security, authorize officers of the Department to undertake examinations, inspections or checks of the ground organisation provided by the operator of an aircraft for use by aircraft.
- (2) The operator of an aircraft must allow an authorised officer to travel, without charge, on a flight of the aircraft if the authorised officer gives the operator notice, at least 7 days before the flight is to occur, that the officer wants to travel on the flight.
- (3) The operator of an aircraft must allow an authorised officer to travel, without charge, on a flight of the aircraft if:
  - (a) the authorised officer gives the operator notice, less than 7 days before the flight is to occur, that the officer wants to travel on the flight; and
  - (b) the carriage of the authorised officer would not require the disembarkation of a passenger, or the unloading of cargo, from the aircraft.
- (4) The operator of an aircraft must allow an authorised officer to travel, without charge, on a flight of the aircraft if:
  - (a) the authorised officer gives the operator notice, less than 7 days before the flight is to occur, that the officer wants to travel on the flight; and
  - (b) if the carriage of the authorised officer requires the disembarkation of a passenger, or the unloading of cargo, from the aircraft — the authorised officer advises the operator that the circumstances requiring the officer to

travel on the aircraft justify the disembarkation or the unloading.

## (5) If an operator:

- (a) allows an authorised officer to travel on a flight in compliance with subregulation (2) or (4); and
- (b) loses revenue by allowing the officer to travel on the flight;

the Secretary must pay the operator an amount that is equal to the amount of the loss.

# Part 8 Implementation of certain international obligations

## 120A Aircraft flying to or from Afghanistan — prohibition

- (1) An Australian aircraft must not travel to or from Afghanistan without the express approval of the Secretary.
- (2) An aircraft that has come from, or whose destination is, Afghanistan must not fly over, land in or take off from, Australia without the express approval of the Secretary.
- (3) When deciding whether to give approval under subregulation (1) or (2), the Secretary must take into account Australia's relations with other countries and its obligations under international law.

# Part 9 Penal provisions and prosecutions

## Division 1 Penal provisions

#### 121 Offences in general

- (1) A person who contravenes or fails to comply with a provision of these Regulations is guilty of an offence.
- (2) The owner, the operator and the hirer (not being the Crown), and the pilot in command and any other pilot, of an aircraft that flies in contravention of, or fails to comply with, a provision of these Regulations is guilty of an offence.
- (3) Any reference in subregulation (1) or (2) to a contravention of, or failure to comply with, a provision of these Regulations shall be read as including a reference to a contravention or failure to comply with any direction (including any condition or requirement set out in a direction) or instruction given or issued under these Regulations, including any condition or direction subject to which an airport may be used or any condition subject to which a licence is granted or rendered valid under these Regulations.
- (4) Notwithstanding subregulations (1), (2) and (3), a person shall not be convicted of an offence against this regulation by reason only of a contravention of, or a failure to comply with, a direction, or a condition or requirement set out in a direction, under these Regulations if:
  - (a) the direction is of a kind that, by virtue of these Regulations, does not have effect in relation to a person until it has been served by post on the person or has otherwise been brought to his attention; and
  - (b) at the time of the alleged contravention or failure to comply, the direction had not been served by post on the first-mentioned person and had not otherwise been brought to his attention.

- (5) An offence, not being an offence for which a penalty is prescribed otherwise than by this regulation, may be prosecuted either summarily or upon indictment, but an offender is not liable to be prosecuted more than once in respect of the same offence.
- (6) The penalty for an offence to which subregulation (5) applies is:
  - (a) if the offence is prosecuted summarily a fine not exceeding \$2,500 or imprisonment for a term not exceeding 6 months, or both; or
  - (b) if the offence is prosecuted upon indictment a fine not exceeding \$5,000 or imprisonment for a term not exceeding 2 years, or both.
- (7) A person who attempts to commit an offence against these Regulations is guilty of an offence and is punishable as if the attempted offence had been committed.
- (8) Any provision of these Regulations by which an offence is created shall be read subject to the provisions of section 23 of the Act.

#### 122 Offences in relation to licences

(2) A person shall not purport to give a licence or to issue a document, for the purposes of these Regulations, unless he or she is authorized under these Regulations to do so.

#### 123 False statements

A person shall not make, either orally or in writing, a statement that is false or misleading in a material particular in or in connexion with:

- (a) an application for the grant, issue, renewal or endorsement of a licence or approval under the Act or these Regulations; or
- (b) a return, report, notice, form or other document furnished in accordance with the Act or these Regulations.

#### 125 Power of Court to order returns etc to be furnished

Where any person is convicted of an offence under these Regulations for failure to furnish any return or to comply with a notice to surrender a document, the Court before which he is convicted may, in addition to imposing any pecuniary or other penalty, order the defendant to furnish the return or surrender the document, as the case may be.

#### 126 Detention of aircraft

- (1) Where it appears to the Secretary that any aircraft is intended or likely to be flown in such circumstances that the flight would involve an offence against the Act or these Regulations or be a cause of danger to persons in the aircraft or to persons or property on the ground, he may take such action by way of detention of the aircraft or such other action as is necessary for the purpose of causing the circumstances relating to the flight to be investigated or the aircraft to be inspected.
- (2) If an aircraft is detained under subregulation (1), it must not be used until the Secretary so approves.
- (3) The Secretary must not approve the use of an aircraft under subregulation (2) unless the Secretary is satisfied that the Act and these Regulations are being complied with.

#### 127 Aircraft parking areas

- (1) The Secretary may designate a part of an airport established under regulation 9 to be an area for the parking of aircraft of a specified kind by means of signs, notices or markers placed about the area:
  - (a) that identify that area;
  - (b) that specify the kind of aircraft that may be parked in the area; and
  - (c) that specify the conditions (if any) subject to which aircraft of that kind may be parked in that area.

- (2) Where an aircraft has been left standing at such an airport in contravention of the *Civil Aviation Regulations 1988*, the Secretary may, by notice in writing served on a person who is a relevant person in relation to the aircraft, direct that person:
  - (a) to remove the aircraft from the airport; or
  - (b) except in the case of a contravention of subregulation (7), to remove the aircraft to an area specified by the Secretary in the notice;

within such time as is specified in the notice.

- (3) A notice under subregulation (2) may be served:
  - (a) by leaving it with or tendering it to a relevant person;
  - (b) by posting it to a relevant person in a prepaid registered letter; or
  - (c) if a relevant person cannot be found or his or her address is not known, by affixing it to the aircraft to which it relates.
- (4) A relevant person shall comply with the directions contained in a notice served on him or her under this regulation.
- (5) Where a relevant person fails to comply with the directions contained in a notice served on the person under this regulation, the Secretary may authorize an officer, with such assistance (if any) as the officer requires, to carry out the directions contained in the notice.
- (6) Where an aircraft is left standing in contravention of this regulation for more than one day, the owner, operator and hirer are guilty of a separate contravention for each day on which the aircraft is so left standing.
- (7) An aircraft that is not certified as airworthy shall not, without the permission in writing of the Secretary, be left standing for a period exceeding 12 weeks in an area that the Secretary has, under subregulation (1), designated to be an area for the parking of aircraft of a kind to which that aircraft belongs.
- (8) In this regulation, *relevant person*, in relation to an aircraft means:
  - (a) the owner, operator, hirer or pilot in command of the aircraft; or

(b) a person apparently in charge of the aircraft at the time of the service of the notice on him or her.

## 128 Posters, signs and advertisements within an airport

(1) A person shall not paint, place or affix any sign (other than a sign referred to in regulation 31), poster or advertisement upon any building or other property within the precincts of an airport established under regulation 9 except in accordance with the permission in writing of the Secretary.

Penalty: \$200.

- (2) Where a poster, sign or advertisement has been painted, placed or affixed upon any building or other property in contravention of subregulation (1), the Secretary may, by notice in writing served upon the occupier of the building or other property, direct the occupier to remove or obliterate the poster, sign or advertisement within such time as is specified in the notice.
- (3) An occupier shall comply with the directions contained in a notice served upon him under this regulation.

Penalty: \$200.

- (4) Where an occupier fails to comply with the directions contained in a notice served upon him under this regulation, the Secretary may authorize an officer, with such assistance (if any) as he requires, to enter the building or property and to carry out the directions contained in the notice.
- (5) A reference in this regulation to the occupier of a building or other property shall, if, in a particular case, there is no occupier of a building or other property, be read as a reference to the tenant of the building or other property.

## 129 Prohibition of entry etc on prohibited area

- (1) A person shall not, without lawful authority or excuse:
  - (a) enter or remain within a prohibited area in an airport;
  - (b) bring or leave any property on a prohibited area within an airport;

- (c) operate any vehicle on a prohibited area within an airport;
- (d) bring any animal or bird on to a prohibited area within an airport; or
- (e) permit any animal or bird under his possession or control to trespass on a prohibited area within an airport.

#### (2) Where:

- (a) a person contravenes paragraph (1) (a), (b), (c) or (d); or
- (b) any property, vehicle, animal or bird is found in contravention of paragraph (1) (b), (c), (d) or (e);

any authorized person may apprehend and remove that person, property, vehicle, animal or bird, as the case may be, without being deemed guilty of any act of trespass.

### (3) In this regulation:

authorized person means an officer or employee of the Department, a member of the Defence Force, a constable, the proprietor of an airport or any person authorized by him or the pilot in command of an aircraft.

*prohibited area*, in relation to an airport, means any part of the airport upon which is posted a notice relating to that part of the airport, being a notice to the effect that trespassing upon that part of the airport is prohibited and purporting to have been posted with the authority of the Secretary.

#### Division 2 Prosecutions

#### 130 Time for commencing prosecutions

- (1) A prosecution in respect of any offence against these Regulations may be commenced at any time within one year after the commission of the offence.
- (2) For the purposes of subregulation (1), time shall be deemed not to run during any period after the commission of an offence and before the institution of proceedings in respect thereof for which the defendant is outside Australian territory.

## Division 3 Infringement notices

## 131 Purpose and effect of Division

- (1) The purpose of this Division is to create a system of infringement notices for certain offences against these Regulations as an alternative to prosecution.
- (2) This Division does not:
  - (a) require an infringement notice to be issued to a person for an offence; or
  - (b) affect the liability of a person to be prosecuted for an offence if an infringement notice is not issued to the person for the offence; or
  - (c) prevent the issue of 2 or more infringement notices to a person for an offence; or
  - (d) affect the liability of a person to be prosecuted for an offence if the person does not comply with an infringement notice for the offence; or
  - (e) limit or otherwise affect the penalty that may be imposed by a court on a person convicted of an offence.
- (3) If 2 or more infringement notices are issued to a person for the same offence, the person's liability to be prosecuted for the offence ceases if the person pays the infringement notice penalty for any of the notices.

### 132 Meaning of *penalty* for Division 3

In this Division:

*penalty*, for an infringement notice offence, means the penalty for the offence if an infringement notice is issued for the offence.

*Note* If an offence created by a provision of these Regulations is an infringement notice offence, another provision will say so, and specify the applicable fixed penalty.

## 133 Authorised person may give infringement notice

If an authorised person has reason to believe that a person has committed an infringement notice offence, the authorised person may issue a notice (called an infringement notice) to the person for the offence.

## 134 Contents of infringement notice

- (1) An infringement notice issued by an authorised person for an offence must:
  - (a) be identified by a unique number; and
  - (b) give the name of the authorised person who issued it; and
  - (c) state its date of issue; and
  - (d) state the full name, or the surname and initials, and the address of the person to whom it is issued; and
  - (e) give brief details of the offence, including:
    - (i) the date and time of the offence; and
    - (ii) where the offence happened; and
    - (iii) the provision of these Regulations contravened; and
  - (f) state the penalty for the offence payable under the notice; and
  - (g) state the place where, and any method by which, the penalty may be paid; and
  - (h) tell the person to whom it is issued where, and to whom, the person should apply to be allowed more time to pay the penalty; and
  - (i) be signed by the authorised person who issued it; and
  - (j) tell the person to whom it is issued that the person may pay the penalty specified in the notice by posting or delivering the payment to the place of payment specified in the notice; and
  - (k) if there is another way to pay the penalty tell the person to whom it is issued what that way is; and

- (l) tell the person to whom it is issued that if the person pays the penalty within 28 days after the day when the notice is served on the person (or any longer time allowed in writing by an authorised officer) unless the infringement notice is subsequently withdrawn and any penalty paid refunded:
  - (i) any liability of the person for the offence will be discharged; and
  - (ii) the person will not be prosecuted in a court for the offence; and
  - (iii) the person will not be taken to have been convicted of the offence; and
- (m) tell the person to whom it is issued that if the person is prosecuted in court and found guilty of the offence, the person may be convicted of the offence and ordered to pay a penalty and costs, and be subject to any other order that the court makes; and
- (n) tell the person to whom it is issued the greatest penalty that a court could impose for the offence.
- (2) An infringement notice may contain any other information that the authorised person who issues it thinks necessary.

## 135 Service of infringement notices

- (1) An infringement notice must be served on the person to whom it is issued.
- (2) An infringement notice may be served on an individual:
  - (a) by giving it to the individual; or
  - (b) by leaving it at, or by sending it by post, telex, facsimile or similar facility to, the address of the place of residence or business (the *relevant place*) of the individual last known to the authorised person issuing it; or
  - (c) by giving it, at the relevant place, to someone who:
    - (i) lives or is employed, or apparently lives or is employed, there; and
    - (ii) is, or the authorised person has reason to believe is, over 16 years.

- (3) An infringement notice may be served on a corporation:
  - (a) by leaving it at, or by sending it by post, telex, facsimile or similar facility to, the address of the head office, a registered office or a principal office of the corporation; or
  - (b) by giving it, at an office mentioned in paragraph (a), to someone who is, or the authorised person has reason to believe is, an officer or employee of the corporation.

## 136 Time for payment of penalty

The penalty mentioned in an infringement notice must be paid:

- (a) within 28 days after the day on which the notice is served on the person to whom it is issued; or
- (b) if the person applies for a further period of time in which to pay the penalty, and that application is granted—within the further period allowed; or
- (c) if the person applies for a further period of time in which to pay the penalty, and the application is refused — within 7 days after the notice of the refusal is served on the person; or
- (d) if the person applies for the notice to be withdrawn, and the application is refused within 28 days after the notice of the refusal is served on the person.

#### 137 Extension of time to pay penalty

- (1) The person to whom an infringement notice is issued (*the recipient*) may apply, in writing, to an authorised person for a further period of 28 days or less in which to pay the penalty mentioned in the notice.
- (2) The authorised person must:
  - (a) grant or refuse a further period; and
  - (b) tell the recipient in writing of the decision and, if the decision is a refusal, the reasons for it.
- (3) Notice of the decision may be served on the recipient in any way in which the infringement notice could have been served on the recipient.

## 138 Effect of payment of infringement notice penalty

If an infringement notice is not withdrawn, and the person to whom it is issued for an offence pays the penalty stated in the notice:

- (a) any liability of the person for the offence is discharged; and
- (b) the person may not be prosecuted in a court for the offence; and
- (c) the person is not taken to have been convicted of the offence.

#### 139 Withdrawal of infringement notice

- (1) With or without an application under subregulation (2), the Secretary may withdraw an infringement notice.
- (2) Before the end of 28 days after receiving an infringement notice, a person may apply, in writing, to the Secretary for the infringement notice to be withdrawn.
- (3) The Secretary must:
  - (a) withdraw or refuse to withdraw the notice; and
  - (b) tell the applicant in writing of the decision and, if the decision is a refusal, the reasons for it.
- (4) Before withdrawing or refusing to withdraw a notice, the Secretary must consider:
  - (a) whether the person has been convicted previously of an offence against these Regulations; and
  - (b) the circumstances of the offence stated in the notice; and
  - (c) whether the person has previously paid a penalty under an infringement notice issued to the person for an offence of the same type as the offence mentioned in the notice; and
  - (d) any other matter the Secretary considers relevant to the particular case.

## 140 Notice of withdrawal of infringement notices

- (1) Notice of the withdrawal of an infringement notice may be served on a person in any way in which the infringement notice could have been served on that person.
- (2) A notice withdrawing an infringement notice served on a person for an offence must:
  - (a) include the following information:
    - (i) the full name, or surname and initials, and address of the person;
    - (ii) the number of the infringement notice;
    - (iii) the date of issue of the infringement notice; and
  - (b) state that the notice is withdrawn; and
  - (c) if the Secretary intends to prosecute the person in a court for the offence state that the person may be prosecuted in a court for the offence.

## 141 Refund of penalty

If an infringement notice is withdrawn after the penalty has been paid, the Commonwealth must refund the amount of the penalty to the person who paid it.

## Part 10 Evidence

#### 142 Evidence

- (1) The Director may certify, in writing, that:
  - (a) a notification, report, or written report, under a provision of section 19BA of the Act has not been received by the Director; or
  - (b) a written notice under a provision of section 19BC of the Act has not been received by the Director.
- (2) The Secretary may certify, in writing, that:
  - (a) a licence, or other document, required to be surrendered to the Secretary under regulation 145 has not been so surrendered; or
  - (b) a copy of the text of the Convention, or of an Annex to the Convention, that is annexed to the certificate is a true copy; or
  - (c) a copy of a licence, notice, approval or other document that:
    - (i) has been published, given or issued, as the case may be, under the Act or these Regulations; and
    - (ii) is annexed to the certificate;

is a true copy.

- (3) The Secretary, in a certificate under paragraph (2) (c), may certify that the document of which the document annexed to the certificate is certified to be a true copy was, on a specified date or between specified dates, posted to:
  - (a) the defendant in a prosecution for an offence against the Act or these Regulations or in any proceedings for the recovery of moneys under the Act or these Regulations; or
  - (b) the applicant or other specified person in any review, investigation or inquiry conducted or made under these Regulations.

- (4) The Secretary, or the officer having custody of the appropriate records of the Department, may, by writing under his hand, certify that, during a specified period or on a specified date:
  - (a) a person was or was not licensed;
  - (b) an airport was or was not established or provided, was or was not altered, abolished, removed, added to or altered in character or was or was not being provided, maintained or operated in a specified manner, in accordance with regulation 9;
  - (c) a notice or approval required under the Act or these Regulations had or had not been issued under the Act or these Regulations;
  - (d) a licence issued under these Regulations was or was not suspended, cancelled or endorsed with a specified endorsement;
  - (e) an aircraft operator had or had not submitted:
    - (i) a proposed aviation security program under section 22Q of the Act; or
    - (ii) a revised program under section 22U of the Act; or
    - (iii) a variation of an approved program under section 22V of the Act; or
  - (f) an approved aviation security program was or was not in force under section 22S of the Act; or
  - (g) an airport operator had or had not submitted:
    - (i) a proposed airport security program under section 22ZC of the Act; or
    - (ii) a revised program under section 22ZG of the Act; or
    - (iii) a variation of an approved program under section 22ZH of the Act; or
  - (h) an approved airport security program was or was not in force under section 22ZE of the Act.
- (5) In all courts and in any review, investigation or inquiry conducted or made under these Regulations, a certificate purporting to have been given under this regulation:
  - (a) shall, unless the contrary is proved, be deemed to be a certificate given by a person empowered by this regulation to give the certificate; and

#### **Regulation 142**

(b) is evidence of the facts stated in the certificate, and, in the case of a certificate certifying that a document was posted to the defendant in a prosecution for an offence against the Act or these Regulations or in any proceedings for the recovery of moneys payable under the Act or these Regulations or an applicant or a specified person in any review, investigation or inquiry conducted or made under these Regulations, is evidence that the document was received by the defendant, applicant or specified person on or about the time at which it would have been received in the ordinary course of post.

## Part 11 Miscellaneous

#### 143 Application for licences etc

Every application for the issue or renewal of a licence or other document under the Act or these Regulations shall be made in the approved form to the Secretary, and shall be accompanied by the fee or payment required in connexion therewith and by notification of the applicant's place of abode, his place of business and the address to which any communication to him under the Act or these Regulations may be sent.

## 144 Change of address

Where the holder of a licence under these Regulations changes his place of abode or business or the address notified in accordance with regulation 143, he shall forthwith furnish to the Secretary notice in writing of the change.

#### 145 Surrender of documents

- (1) The holder of a licence or other document issued under the Act or these Regulations, or a person having the custody of a licence or other document issued under the Act or these Regulations, shall, if the Secretary by notice in writing so requires, surrender the licence or document to the Secretary within such time as is specified in the notice.
- (2) A person shall not, with intent to evade the requirements of this regulation, destroy, mutilate or deface any document which he is required to surrender to the Secretary.

#### 146 Production of licences etc

(1) Any person required under these Regulations to be the holder of a licence shall, on demand by an authorized person, produce his licence for inspection by the authorized person.

#### Regulation 147

(2) The owner or pilot in command of any aircraft shall, on demand, produce or cause to be produced for inspection by an authorized person, if the aircraft carries passengers or cargo, the list of names of the passengers or the bills of lading and the manifest, as the case may be.

## 147 Access of authorised person to airports, aircraft etc

An authorized person shall, at all reasonable times, have access to any place to which access is necessary for the purpose of carrying out any powers and functions vested in him in pursuance of the Act or these Regulations, and, in particular:

- (a) shall have access at all times to any licensed airport or place authorized for use as an airport for the purpose of inspecting the airport or place;
- (b) shall, at all reasonable times, have access to any aircraft for the purpose of inspecting the aircraft.

## 148 Exemption of aircraft and spare parts from seizure on patent claims

- (1) The lawful entry into Australian territory, or the lawful transit across Australian territory, with or without landings, of an aircraft in relation to which this regulation applies shall not entail:
  - (a) the seizure or detention of the aircraft;
  - (b) the bringing of proceedings against the owner or operator of the aircraft; or
  - (c) any other interference with the aircraft;
  - by or on behalf of the Commonwealth or any person in Australian territory, on the ground that the construction, mechanism, parts, accessories or operation of the aircraft is or are an infringement of Letters Patent granted in Australian territory.
- (2) The importation into, and storage in, Australian territory of spare parts and spare equipment for an aircraft in relation to which this regulation applies and the use and installation of those spare parts and spare equipment shall not entail:

- (a) the seizure or detention of the aircraft or of the spare parts or spare equipment;
- (b) the bringing of proceedings against the owner or operator of the aircraft or against the owner of the spare parts or spare equipment; or
- (c) any other interference with the aircraft, or with the spare parts or spare equipment;

by or on behalf of the Commonwealth or any person in Australian territory, on the ground that the spare parts or the spare equipment or their installation are or is an infringement of Letters Patent granted in Australian territory.

- (3) Subregulation (2) shall not apply in relation to spare parts or spare equipment which are sold or distributed in Australian territory or are exported from Australian territory for sale or distribution.
- (4) This regulation shall apply in relation to aircraft registered in a country or territory in respect of which there is for the time being in force a declaration, made by the Minister and published in the *Gazette*, that the provisions of this regulation shall apply in relation to aircraft registered in that country or territory, being a country or territory:
  - (a) which is a party to the International Convention for the Protection of Industrial Property; or
  - (b) in which there are in force laws protecting inventions made by Australian citizens.

## 149 Fees and charges

- (1) The fee or charge specified or referred to in column 3 of an item in Schedule 2 is payable in respect of the matter specified opposite thereto in column 2 of that item, at the time an application in relation to that matter is made, by or on behalf of the person who makes the application.
- (2) Notwithstanding anything contained in these Regulations, a person is not entitled to the grant, issue, variation or renewal of a permission or approval being a matter in respect of which a fee or charge is payable under subregulation (1), until that fee or charge has been paid.

#### Regulation 150

#### (3) Where:

- (a) a person has paid, under subregulation (1), an amount as a fee or charge upon making an application in relation to a matter specified in column 2 of Schedule 2; and
- (b) a permission or approval was not granted, issued, endorsed, validated, varied or renewed, or a group of three letters was not reserved as a result of the application, or the person did not take the examination in respect of which the amount was paid;

the person is entitled to have refunded to him or her an amount equal to the amount so paid less an amount equal to the expenses (if any) incurred by the Commonwealth in relation to the matter in respect of which the application was made.

(4) In this regulation and in Schedule 2, unless the contrary intention appears:

Australian operator means an operator that is a person who is an Australian.

*international operation* means an operation that involves departure from a point outside Australia, or arrival at a point outside Australia.

*person who is an Australian* means an Australian citizen, a corporation established by a law of the Commonwealth, a State or a Territory, or a corporation the whole or a majority of the shares in which are owned or controlled by the Commonwealth or by Australian citizens.

## 150 Exemption from jury service

- (1) A person regularly employed by an airline in the capacity of operating crew is exempt from serving as a juror where summoned so to serve under the law of a Territory of the Commonwealth.
- (2) A person exempted from jury service under subregulation (1) shall, when summoned to serve as a juror under the law of a Territory of the Commonwealth, comply with any requirement of the law of that Territory relating to the removal of his name from the jury list.

## Weapons (regulation 5) Schedule 1

em	ining
1	An explosive or incendiary device
2	A grenade of any type, whether charged or not
3	A ballistic knife or similar device designed, or capable of being used, to discharge a projectile by the action of an explosive or other propellant or mechanism
4	A crossbow or spear gun
5	A flame-thrower
6	A pyrotechnic flare
7	A device designed, or capable of being used, to discharge an irritant, incapacitating or toxic liquid, powder, gas or chemical or a dye
8	A device designed, or capable of being used, to administer an electric shock (including a Taser Self Defence Weapon or cattle prod)
9	A device designed to be, or capable of being, attached to a firearm for the purpose of muffling, reducing or stopping the noise of the explosion of a cartridge discharged from the firearm
10	A device designed, or capable of being used, to emit a high-frequency acoustic shock
11	A hunting sling, catapult or sling shot
12	A blowpipe or blowgun
13	A knife, or other bladed thing, including but not limited to a dagger, flick-knife, star knife or Shuriken throwing iron
14	A knuckleduster or sap glove, or any glove incorporating studs or protrusions designed, or capable of being used, to puncture or bruise the skin
15	A nunchaku
16	Ammunition or a projectile, designed for use with or discharge from, or capable of being used with or discharged from, a firearm or a device or thing mentioned in items 1 to 6, 11 or 12

Item	Thing
16A	An irritant, incapacitating or toxic liquid, powder, gas or chemical, or a dye, in a form capable of being discharged from a device mentioned in item 7
17	An imitation or replica of a firearm, or of a device or thing mentioned in items 1 to 16
18	A thing that, in the opinion of the terminal operator, aircraft operator or screening authority, is capable of being used to cause injury to, or incapacitate, a person
19	A thing made, or adapted for use, for causing injury to, or incapacitating, a person

## Schedule 2 Fees and charges

(regulation 149)

Column 1	Column 2	Column 3
Item	Matter	Fee or charge
		\$
1	Permission under subsection 13A (1), or section 17, of the Act in relation to an international operation by an Australian registered aircraft where the operation is a charter operation	25.00
2	Permission under subsection 14 (2) of the Act or approval under subsection 15 (1) of the Act in relation to an international operation that is a charter operation by an aircraft that is not an Australian registered aircraft	25.00



# Notes to the *Air Navigation Regulations* 1947 Note 1

The Air Navigation Regulations 1947 (in force under the Air Navigation Act 1920) as shown in this compilation comprise Statutory Rules 1947 No. 112 amended as indicated in the Tables below.

The Air Navigation Regulations 1947 were amended by the Independent Air Fares Committee Act 1981 (Act No. 76, 1981). The amendments are incorporated in this compilation.

The Air Navigation Regulations 1947 were amended by the Criminal Code Amendment (Theft, Fraud, Bribery and Related Offences) Act 2000 (Act No. 137, 2000). The amendments are incorporated in this compilation. For application, saving or transitional provisions relating to the amendments see Schedule 2 (items 418 and 419) of Act No. 137, 2000.

Regulation 9 in Table A ceases to have effect either at the end of 31 December 2007 or at a time the Security Council so declares.

Year and number	Date of notification in <i>Gazette</i> or FRLI registration	Date of commencement	Application, saving or transitional provisions
1947 No. 112	7 Aug 1947	10 Aug 1947	
1947 No. 162	28 Nov 1947	28 Nov 1947	_
1948 No. 69	22 June 1948	22 June 1948	_
1949 No. 6	3 Feb 1949	3 Feb 1949	_
1949 No. 70	15 Sept 1949	15 Sept 1949	_
1950 No. 69	26 Oct 1950	26 Oct 1950	_
1952 No. 30	24 Apr 1952	24 Apr 1952	_
1952 No. 46	15 May 1952	15 May 1952	_
1952 No. 87	26 Sept 1952	26 Sept 1952	_
1953 No. 44	7 May 1953	7 May 1953	_
1954 No. 26	1 Apr 1954	1 Apr 1954	_
1954 No. 32	14 Apr 1954	14 Apr 1954	_
1954 No. 119	9 Dec 1954	9 Dec 1954	_
1955 No. 29	28 Apr 1955	28 Apr 1955	_
1956 No. 16	1 Mar 1956	1 Mar 1956	_

Year and number	Date of notification in <i>Gazette</i> or FRLI registration	Date of commencement	Application, saving or transitional provisions
1957 No. 12	28 Mar 1957	28 Mar 1957	_
1958 No. 77	4 Dec 1958	4 Dec 1958	_
1960 No. 21	13 Apr 1960	13 Apr 1960	_
1960 No. 96	1 Dec 1960	1 Dec 1960	_
1960 No. 99	15 Dec 1960	15 Dec 1960	R. 39
1961 No. 102	27 July 1961	27 July 1961	_
1964 No. 61	14 May 1964	14 May 1964	_
1964 No. 128 <i>(a)</i>	2 Oct 1964	2 Oct 1964	_
1965 No. 33	18 Mar 1965	18 Mar 1965	_
1966 No. 5	20 Jan 1966	20 Jan 1966	_
1967 No. 65	1 June 1967	1 June 1967	_
1969 No. 4	30 Jan 1969	30 Jan 1969	_
1970 No. 21	5 Mar 1970	5 Mar 1970	_
1970 No. 214	30 Dec 1970	1 May 1971	R. 6
1971 No. 31	11 Mar 1971	Rr. 2 (2), 3 (2), 10, 14, 18, 19, 28–30, 40, 41, 56 (2) and 57: 1 Sept 1971 Remainder: 11 Mar 1971	Rr. 56 and 57
1972 No. 166	5 Oct 1972	5 Oct 1972	_
1973 No. 182	27 Sept 1973	27 Sept 1973	_
1973 No. 247	30 Nov 1973	30 Nov 1973	_
1974 No. 36	26 Mar 1974	26 Mar 1974	_
1974 No. 54	11 Apr 1974	11 Apr 1974	_
1974 No. 96	28 May 1974	28 May 1974	_
1975 No. 32	11 Mar 1975	11 Mar 1975	_
1976 No. 67	17 Feb 1976	1 Apr 1976	R. 1 (2)
1976 No. 77	16 Mar 1976	1 Apr 1976 (see r. 1 and <i>Gazette</i> 1976, No. S35)	_
1976 No. 111	1 June 1976	16 Sept 1975	_
1976 No. 124	22 June 1976	22 June 1976	_
1977 No. 124	28 July 1977	28 July 1977	_
1978 No. 140	20 July 1978	20 July 1978	_
1980 No. 67	26 Mar 1980	26 Mar 1980	_
1980 No. 106	22 May 1980	1 June 1980	_
1980 No. 136	6 June 1980	6 June 1980	_
1980 No. 187	30 June 1980	1 July 1980	_

Year and number	Date of notification in <i>Gazette</i> or FRLI registration	Date of commencement	Application, saving or transitional provisions
1980 No. 204	24 July 1980	24 July 1980	_
1980 No. 247	27 Aug 1980	27 Aug 1980	_
1980 No. 269	11 Sept 1980	11 Sept 1980	R. 19
1981 No. 32	12 Mar 1981	12 Mar 1981	_
1981 No. 77	1 May 1981	Rr. 2 and 3 (1): 1 July 1980 Remainder: 1 May 1981	_
1981 No. 253	4 Sept 1981	4 Sept 1981	_
1981 No. 308	30 Oct 1981	30 Oct 1981	_
1982 No. 270	20 Oct 1982	1 Feb 1983	R. 13
1983 No. 39	21 Apr 1983	21 Apr 1983	_
1983 No. 149	1 Sept 1983	1 Sept 1983	_
1983 No. 202	29 Sept 1983	29 Sept 1983	_
1984 No. 208	30 Aug 1984	1 Sept 1984	_
1984 No. 314	2 Nov 1984	2 Nov 1984	_
1985 No. 203	29 Aug 1985	1 Sept 1985	_
1985 No. 276	28 Oct 1985	28 Oct 1985	_
1985 No. 300	21 Nov 1985	21 Nov 1985	_
1985 No. 329	12 Dec 1985	12 Dec 1985	_
1986 No. 141	26 June 1986	26 June 1986	_
1986 No. 284	30 Sept 1986	1 Oct 1986	_
1986 No. 357	9 Dec 1986	9 Dec 1986	_
1987 No. 207	30 Sept 1987	1 Oct 1987	_
1987 No. 278	30 Nov 1987	1 Dec 1987	_
1988 No. 159	30 June 1988	1 July 1988	R. 34
1988 No. 378	21 Dec 1988	21 Dec 1988	R. 3
1989 No. 400	21 Dec 1989	1 Jan 1990	_
1990 No. 255	9 Aug 1990	9 Aug 1990	_
1990 No. 299	21 Sept 1990	1 Oct 1990	_
1990 No. 432	21 Dec 1990	21 Dec 1990	_
1991 No. 74	30 Apr 1991	30 Apr 1991	_
1991 No. 193	28 June 1991	1 July 1991	R. 26
1992 No. 104	16 Apr 1992	16 Apr 1992	_
1992 No. 153	2 June 1992	2 June 1992	_
1992 No. 221	30 June 1992	1 July 1992	_
1992 No. 316	7 Oct 1992	9 Oct 1992	_
1993 No. 265	7 Oct 1993	7 Oct 1993	_
1993 No. 318	25 Nov 1993	25 Nov 1993	R. 7

Year and number	Date of notification in <i>Gazette</i> or FRLI registration	Date of commencement	Application, saving or transitional provisions
1993 No. 369	23 Dec 1993	23 Dec 1993	_
1994 No. 148	1 June 1994	1 June 1994	_
1994 No. 384	16 Nov 1994	16 Nov 1994	_
1995 No. 29	28 Feb 1995	1 Mar 1995	_
1995 No. 342	16 Nov 1995	16 Nov 1995 (see r. 1 and <i>Gazette</i> 1995, No. S435)	_
1995 No. 443	22 Dec 1995	22 Dec 1995	R. 4
1996 No. 113	20 June 1996	R. 4.2: 1 July 1996 Remainder: 20 June 1996	_
1996 No. 340	24 Dec 1996	24 Dec 1996	_
1997 No. 336	3 Dec 1997	3 Dec 1997	_
1997 No. 413	24 Dec 1997	24 Dec 1997	_
1998 No. 321	1 Dec 1998	Rr. 1–3 and Schedule 2: 1 Dec 1998 Schedule 3: 29 Mar 1999 Remainder: 16 Nov 1995	_
1999 No. 351	22 Dec 1999	22 Dec 1999	_
2000 No. 96	9 June 2000	9 June 2000	_
2000 No. 217	11 Aug 2000	11 Aug 2000	_
2000 No. 360	20 Dec 2000	20 Dec 2000	_
2003 No. 5	13 Feb 2003	13 Feb 2003	_
2003 No. 97	29 May 2003	29 May 2003	Rr. 4–9 [see Table A]
2003 No. 260	16 Oct 2003	16 Oct 2003	_
2003 No. 269	28 Oct 2003	1 Nov 2003	_
2003 No. 331	23 Dec 2003	1 Nov 2003	_
2004 No. 215	15 July 2004	15 July 2004	_
2004 No. 222	22 July 2004	1 July 2004	_
2009 No. 23	02 Mar 2009 (see F2009L00564)	20 Mar 2009 (see r. 2)	_
2009 No. 274	9 Oct 2009 (see F2009L03775)	10 Oct 2009	_

<sup>(</sup>a) Regulation 6 (1) (f) — The date fixed was 10 October 1964 (see Gazette 1964, p. 4003A)

The amendment history of the Air Navigation Regulations 1947 after renumbering by the Air Navigation Amendment Regulations 1998 (No. 1) appears in the Table below.

For repealed provisions (and details of renumbering prior to renumbering of all the regulations) up to and including Statutory Rules 1998 No. 321 *see* Repeal Table.

Provision affected	How affected
Part 1	
R. 1	rs. 1998 No. 321
Heading to r. 3	rs. 1998 No. 321
R. 3	am. 1950 No. 69; 1952 No. 46; 1954 Nos. 26, 32 and 119; 1955 No. 29; 1956 No. 16; 1957 No. 12; 1958 No. 77; 1960 Nos. 96 and 99; 1961 No. 102; 1964 Nos. 61 and 128; 1970 No. 214; 1971 No. 31; 1973 No. 182; 1974 No. 36; 1975 No. 32; 1976 No. 77; 1980 Nos. 106 and 187; 1982 No. 270; 1985 No. 300; 1986 Nos. 141 and 284; 1988 No. 159; 1989 No. 400; 1991 No. 193; 1993 Nos. 318 and 369; 1995 No. 342; 1996 No. 113; 1998 No. 321; 2000 No. 360; 2009 No. 23
R. 4	ad. 1998 No. 321
R. 5	ad. 1995 No. 342 am. 2000 No. 96
R. 6	am. 1947 No. 162; 1952 No. 46; 1954 Nos. 26 and 119; 1955 No. 29; 1956 No. 16; 1964 Nos. 61 and 128; 1982 No. 270; 1988 No. 159; 1995 No. 342
Part 2	
R. 7	ad. 1971 No. 31 am. 1982 No. 270; 1991 No. 193; 1993 No. 369
R. 8	am. 1982 No. 270 rs. 1991 No. 193
Part 3	
Heading to Part 3	am. 1995 No. 342
Heading to r. 9	am. 1995 No. 342
R. 9	am. 1982 No. 270; 1988 No. 159; 1995 No. 342

Provision affected	How affected
Heading to r. 10	am. 1995 No. 342
R. 10	am. 1947 No. 162; 1957 No. 12; 1973 No. 182; 1982 No. 270 rs. 1988 No. 159
	am. 1995 No. 342; 1998 No. 321
Part 4	
Heading to Part 4	ad. 1993 No. 318
R. 12	am. 1956 No. 16; 1957 No. 12; 1982 No. 270; 1988 No. 159; 1991 No. 193; 1993 No. 265; 1995 No. 342; 1998 No. 321
Part 5	
Division 1	
R. 13	ad. 1954 No. 119
	am. 1956 No. 16; 1957 No. 12; 1960 No. 99 rs. 1971 No. 31
R. 14	rs. 1954 No. 119 am. 1991 No. 193
Part 6	
Division 1	
Div. 1 of Part 6	ad. 1988 No. 159
	rs. 2009 No. 23
R. 15	ad. 1988 No. 159
	am. 1992 No. 316 rs. 2009 No. 23
R. 16	ad. 1988 No. 159
	rs. 2009 No. 23
R. 16A	ad. 2009 No. 23
R. 17	ad. 1988 No. 159
	rs. 1993 No. 318
	am. 1995 No. 342 rs. 2009 No. 23
R. 17A	ad. 2009 No. 23
R. 18	ad. 1988 No. 159
	rs. 2009 No. 23
R. 18A	ad. 2009 No. 23
R. 18B	ad. 2009 No. 23
R. 18C	ad. 2009 No. 23
R. 18D	ad. 2009 No. 23
R. 18F	ad. 2009 No. 23
R. 18G	ad. 2009 No. 23

Provision affected	How affected
Division 2	
Heading to Div. 2 of Part 6	ad. 1993 No. 318 rs. 2000 No. 360
Div. 2 of Part 6	rs. 2000 No. 360
R. 19	ad. 1949 No. 70 am. 1955 No. 29; 1976 Nos. 67 and 124; 1982 No. 270; 1993 No. 369; 1995 No. 342 rs. 2000 No. 360
R. 19A	ad. 2000 No. 360
R. 19B	ad. 2000 No. 360
R. 19C	ad. 2000 No. 360
Division 3	
Div. 3 of Part 6	ad. 1993 No. 318
R. 20	ad. 1993 No. 318 am. 1995 No. 342
R. 21	ad. 1993 No. 318 am. 1995 No. 443
R. 22	ad. 1993 No. 318 am. 1995 No. 342
R. 23	ad. 1993 No. 318 rs. 1995 No. 443
Division 3A	
Heading to Div. 3A of Part 6	rs. 2009 No. 23
Div. 3A of Part 6	ad. 2003 No. 260
R. 24	ad. 1993 No. 318 am. 1995 No. 342
R. 24AA	ad. 2009 No. 23
R. 24A	ad. 2003 No. 260
Division 4	
R. 25	rs. 1956 No. 16 am. 1982 No. 270; 1987 No. 278; 1988 No. 159; 1990 No. 299; 1995 Nos. 29 and 342; 1996 No. 113
R. 26	am. 1982 No. 270; 1988 No. 159; 1991 No. 193; 1993 No. 369
Part 7	rep. 2009 No. 274
Heading to Div. 1of Part 7	rs. 1995 No. 342 rep. 2009 No. 274
Div. 1 of Part 7	ad. 1991 No. 193 rep. 2009 No. 274

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
R. 27	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342 rs. 1998 No. 321 rep. 2009 No. 274
R. 28	ad. 1998 No. 321 rep. 2009 No. 274
R. 29	ad. 1991 No. 193 am. 1993 No. 369 rep. 2009 No. 274
R. 30	ad. 1991 No. 193 am. 1995 No. 342 rep. 2009 No. 274
R. 31	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342 rep. 2009 No. 274
R. 32	ad. 1991 No. 193 rep. 2009 No. 274
R. 33	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1996 No. 113 rep. 2009 No. 274
R. 34	ad. 1998 No. 321 rep. 2009 No. 274
R. 35	ad. 1998 No. 321 rep. 2009 No. 274
R. 36	ad. 1998 No. 321 rep. 2009 No. 274
Div. 2 of Part 7	ad. 1995 No. 342 rep. 2009 No. 274
R. 37	ad. 1995 No. 342 rep. 2009 No. 274
R. 38	ad. 1995 No. 342 rep. 2009 No. 274
R. 39	ad. 1995 No. 342 rep. 2009 No. 274
Div. 3 of Part 7	ad. 1995 No. 342 rep. 2009 No. 274
R. 40	ad. 1995 No. 342 rep. 2009 No. 274
R. 41	ad. 1995 No. 342 rep. 2009 No. 274
R. 42	ad. 1995 No. 342 am. 2000 No. 217 rep. 2009 No. 274
R. 43	ad. 1995 No. 342 rep. 2009 No. 274

68

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Provision affected	How affected
R. 44	ad. 1995 No. 342 rep. 2009 No. 274
R. 45	ad. 1995 No. 342 rep. 2009 No. 274
R. 46	ad. 1995 No. 342 rep. 2009 No. 274
R. 47	ad. 1995 No. 342 rep. 2009 No. 274
R. 48	ad. 1995 No. 342 rep. 2009 No. 274
R. 49	ad. 1995 No. 342 rep. 2009 No. 274
R. 50	ad. 1995 No. 342 rep. 2009 No. 274
R. 51	ad. 1995 No. 342 rep. 2009 No. 274
Heading to Div. 4 of Part 7	rs. 1995 No. 342 rep. 2009 No. 274
Div. 4 of Part 7	ad. 1989 No. 400 rep. 2009 No. 274
Heading to r. 52	rs. 2004 No. 222 rep. 2009 No. 274
R. 52	ad. 1989 No. 400 am. 1990 No. 255; 1993 No. 369; 2004 No. 222 rep. 2009 No. 274
R. 53	ad. 1989 No. 400 am. 1991 No. 193; 1993 No. 369 rs. 1995 No. 342 am. 1998 No. 321 rep. 2009 No. 274
R. 54	ad. 1995 No. 342 am. 1998 No. 321 rep. 2009 No. 274
R. 55	ad. 1995 No. 342 rep. 2009 No. 274
Note to r. 55 (3)	rs. 1998 No. 321 rep. 2009 No. 274
Heading to Div. 5 of Part 7	rs. 1995 No. 342; 1998 No. 321 rep. 2009 No. 274
Div. 5 of Part 7	ad. 1991 No. 193 rep. 2009 No. 274
Subdiv. 1 of Div. 5 of Part 7	ad. 1998 No. 321 rep. 2009 No. 274

Provision affected	How affected
R. 56	ad. 1998 No. 321 am. 2000 No. 217 rep. 2009 No. 274
R. 56A	ad. 2000 No. 217 rep. 2009 No. 274
Subdiv. 2 of Div. 5 of Part 7	ad. 1998 No. 321 rep. 2009 No. 274
R. 57	ad. 1998 No. 321 rep. 2009 No. 274
R. 58	ad. 1998 No. 321 rs. 2000 No. 217 rep. 2009 No. 274
R. 59	ad. 1998 No. 321 am. 2000 No. 217 rep. 2009 No. 274
R. 60	ad. 1998 No. 321 am. 2000 No. 217 rep. 2009 No. 274
R. 61	ad. 1998 No. 321 am. 2000 No. 217 rep. 2009 No. 274
R. 62	ad. 1998 No. 321 am. 2000 No. 217 rep. 2009 No. 274
R. 62A	ad. 2000 No. 217 rep. 2009 No. 274
R. 62B	ad. 2000 No. 217 rep. 2009 No. 274
Heading to Subdiv. 3of Div. 5 of Part 7	ad. 1998 No. 321 rep. 2009 No. 274
R. 63	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321; 2000 No. 217
R. 64	rep. 2009 No. 274 ad. 1997 No. 336 rep. 2009 No. 274
R. 65	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321; 2000 No. 217 rep. 2009 No. 274
R. 66	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321; 2000 No. 217 rep. 2009 No. 274

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Provision affected	How affected
R. 67	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321 rep. 2009 No. 274
R. 68	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321 rep. 2009 No. 274
R. 69	ad. 1991 No. 193 am. 1993 No. 369 rep. 2009 No. 274
R. 70	ad. 1993 No. 369 am. 1995 No. 342 rep. 2009 No. 274
Div. 6 of Part 7	ad. 1991 No. 193 rep. 2009 No. 274
R. 71	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 2004 No. 222 rep. 2009 No. 274
R. 71A	ad. 2000 No. 217 rep. 2009 No. 274
R. 72	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 2004 No. 222 rep. 2009 No. 274
R. 73	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321 rep. 2009 No. 274
R. 74	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342 rep. 2009 No. 274
R. 75	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342; 1998 No. 321 rep. 2009 No. 274
Div. 7 of Part 7	ad. 1998 No. 321 rep. 2009 No. 274
R. 76	ad. 1998 No. 321 rep. 2009 No. 274
R. 77	ad. 1998 No. 321 rep. 2009 No. 274
R. 78	ad. 1998 No. 321 rep. 2003 No. 269
R. 79	ad. 1998 No. 321 rep. 2009 No. 274
R. 80	ad. 1998 No. 321 am. 2003 No. 269 rep. 2009 No. 274

Provision affected	How affected
R. 81	ad. 1998 No. 321 rep. 2009 No. 274
R. 82	ad. 1998 No. 321 rep. 2009 No. 274
R. 83	ad. 1998 No. 321 rep. 2009 No. 274
R. 84	ad. 1998 No. 321 rep. 2009 No. 274
R. 85	ad. 1998 No. 321 rep. 2009 No. 274
R. 86	ad. 1998 No. 321 rep. 2009 No. 274
R. 87	ad. 1998 No. 321 rep. 2009 No. 274
R. 88	ad. 1998 No. 321 am. 2003 No. 269 rep. 2009 No. 274
R. 89	ad. 1998 No. 321 rep. 2009 No. 274
R. 90	ad. 1998 No. 321 rs. 2003 No. 269 am. 2004 No. 215 rep. 2009 No. 274
R. 91	ad. 1998 No. 321 rep. 2003 No. 269
R. 92	ad. 1998 No. 321 rep. 2009 No. 274
R. 93	ad. 1998 No. 321 rep. 2009 No. 274
R. 94	ad. 1998 No. 321 am. 2003 No. 269 rep. 2009 No. 274
R. 95	ad. 1998 No. 321 rs. 2003 No. 269 am. 2004 No. 215 rep. 2009 No. 274
R. 95A	ad. 2003 No. 269 am. 2003 No. 331 rep. 2009 No. 274
R. 96	ad. 1998 No. 321 rep. 2009 No. 274
R. 97	ad. 1998 No. 321 am. 2003 No. 269; 2004 No. 215 rep. 2009 No. 274

Provision affected	How affected
R. 98	ad. 1998 No. 321 rep. 2009 No. 274
R. 99	ad. 1998 No. 321 am. 2003 No. 269; 2004 No. 215 rep. 2009 No. 274
R. 100	ad. 1998 No. 321 rep. 2009 No. 274
R. 101	ad. 1998 No. 321 am. 2003 No. 269 rep. 2009 No. 274
R. 102	ad. 1998 No. 321 rep. 2009 No. 274
R. 103	ad. 1998 No. 321 rep. 2009 No. 274
R. 104	ad. 1998 No. 321 rep. 2009 No. 274
R. 105	ad. 1998 No. 321 rep. 2009 No. 274
R. 106	ad. 1998 No. 321 rep. 2009 No. 274
R. 107	ad. 1998 No. 321 rep. 2009 No. 274
R. 108	ad. 1998 No. 321 rep. 2009 No. 274
R. 109	ad. 1998 No. 321 rep. 2009 No. 274
R. 110	ad. 1998 No. 321 rep. 2009 No. 274
R. 111	ad. 1998 No. 321 rep. 2009 No. 274
R. 112	ad. 1998 No. 321 rep. 2009 No. 274
R. 113	ad. 1998 No. 321 rep. 2009 No. 274
R. 114	ad. 1998 No. 321 rep. 2009 No. 274
R. 115	ad. 1998 No. 321 rep. 2009 No. 274
R. 116	ad. 1998 No. 321 rep. 2009 No. 274
R. 117	ad. 1998 No. 321 am. 2004 No. 215 rep. 2009 No. 274

ad. = added or inserted am. = amended rep. = repealed rs. = repealed and substituted

Provision affected	How affected
Part 8	
Part 8	ad. 1990 No. 432
R. 118	ad. 1997 No. 413
	rep. 2003 No. 260
R. 119	ad. 1990 No. 432 am. 1991 No. 74; 1992 No. 104; 1996 No. 113 rep. 2003 No. 97
R. 120	ad. 1992 No. 104 am. 1996 No. 113 rep. 2003 No. 260
R. 120A	ad. 1999 No. 351
Part 9	
Division 1	
R. 121	am. 1949 Nos. 6 and 70; 1952 Nos. 30 and 46; 1954 No. 119; 1955 No. 29; 1956 No. 16 rs. 1960 No. 99 am. 1971 No. 31; 1983 No. 149; 1988 No. 159; 1991 No. 193; 1995 No. 342
R. 122	ad. 1954 No. 119 rs. 1960 No. 99 am. 1971 No. 31 rs. 1988 No. 159 am. 2003 No. 260
R. 123	ad. 1960 No. 99 am. 1988 No. 159; 1995 No. 342; 1998 No. 321
R. 124	ad. 1960 No. 99 am. 1988 No. 159; 1995 No. 342 rep. Act No. 137, 2000
R. 126	am. 1982 No. 270; 1988 No. 159; 1991 No. 193; 1995 No. 342; 1998 No. 321
R. 127	ad. 1988 No. 159 am. 1995 No. 342; 1998 No. 321
Heading to r. 128	am. 1995 No. 342
R. 128	ad. 1954 No. 26 am. 1971 No. 31; 1981 No. 308; 1982 No. 270; 1983 No. 149; 1991 No. 193; 1995 No. 342
R. 129	am. 1949 No. 6; 1955 No. 29; 1960 No. 96 rs. 1964 No. 61 am. 1971 No. 31; 1980 No. 204; 1986 No. 141; 1988 No. 159; 1991 No. 193; 1995 No. 342
Division 2	
R. 130 <b>Division 3</b>	am. 1991 No. 193
Div. 3 of Part 9	ad. 1998 No. 321

74

Provision affected	How affected
R. 131	ad. 1998 No. 321
R. 132	ad. 1998 No. 321
R. 133	ad. 1998 No. 321
R. 134	ad. 1998 No. 321
R. 135	ad. 1998 No. 321
R. 136	ad. 1998 No. 321
R. 137	ad. 1998 No. 321
R. 138	ad. 1998 No. 321
R. 139	ad. 1998 No. 321
R. 140	ad. 1998 No. 321
R. 141	ad. 1998 No. 321
Part 10	
Heading to Part 10	ad. 1956 No. 16
R. 142	rs. 1949 No. 6 am. 1952 Nos. 30 and 87; 1954 No. 119 rs. 1955 No. 29 am. 1956 No. 16; 1973 No. 182; 1977 No. 124; 1982 No. 270; 1988 No. 159; 1991 No. 193; 1993 No. 369; 1995 No. 342; 1996 No. 113
Part 11	
Heading to Part 11	ad. 1956 No. 16
R. 143	am. 1949 No. 6; 1954 No. 119; 1982 No. 270; 1988 No. 159; 1995 No. 342
R. 144	ad. 1949 No. 6 am. 1982 No. 270; 1988 No. 159; 1991 No. 193
R. 145	am. 1956 No. 16; 1982 No. 270; 1988 No. 159; 1995 No. 342
R. 146	am. 1952 No. 87; 1988 No. 159
Heading to r. 147	am. 1995 No. 342
R. 147	am. 1955 No. 29; 1971 No. 31; 1988 No. 159; 1995 No. 342
R. 148	am. 1985 No. 329; 1991 No. 193
R. 149	ad. 1948 No. 69 rs. 1956 No. 16 am. 1964 No. 61 rs. 1980 No. 187 am. 1981 No. 77; 1985 No. 276 rs. 1986 No. 284 am. 1987 No. 207; 1988 No. 159; 1991 No. 193; 1992 No. 221
R. 150	ad. 1953 No. 44 am. 1991 No. 193

Provision affected	How affected
Schedule 1	
Heading to Schedule 1	rs. 1995 No. 342
Schedule 1	ad. 1991 No. 193 rs. 2003 No. 5 am. 2004 No. 215
Schedule 2	
Heading to Schedule 2	ad. 1991 No. 193
Schedule	ad. 1980 No. 187 am. 1981 No. 77; 1982 No. 270; 1984 No. 208; 1985 No. 203 rs. 1986 No. 184; 1987 No. 207; 1988 No. 159
Schedule 2	am. 1992 No. 221; 1996 No. 113

Certain provisions of the *Air Navigation Regulations 1947*, as amended, were repealed or renumbered prior to renumbering of all the regulations by the *Air Navigation Amendment Regulations 1998* (1998 No. 321). The amendment history of the repealed provisions appears in the table below.

Provision affected	How affected
R. 3	am. 1948 No. 69; 1949 No. 70; 1952 No. 46; 1954 Nos. 26, 32 and 119; 1955 No. 29; 1956 No. 16; 1958 No. 77; 1960 No. 99; 1964 Nos. 61 and 128; 1971 No. 31; 1973 No. 182; 1974 No. 36 rep. 1983 No. 39
R. 4	rep. 1955 No. 29
Heading to Div. 1 of Part II	rep. 1960 No. 99
R. 7	am. 1982 No. 270; 1986 No. 141 rep. 1991 No. 193
R. 7A	ad. 1973 No. 247 rep. 1976 No. 111
R. 7B	ad. 1974 No. 96 rep. 1976 No. 111
R. 8	am. 1949 No. 6; 1957 No. 12; 1964 No. 61; 1982 No. 270 rep. 1993 No. 369
R. 9	am. 1954 No. 26 rep. 1954 No. 119
R. 11	am. 1948 No. 69 rep. 1960 No. 99
Div. 2 of Part II	rep. 1960 No. 99
Rr. 12, 13	rep. 1960 No. 99
Part III	rep. 1988 No. 159
Rr. 14, 15	am. 1970 No. 214; 1982 No. 270 rep. 1988 No. 159
R. 16	rs. 1957 No. 12; 1970 No. 214 am. 1972 No. 166; 1982 No. 270 rep. 1988 No. 159
Rr. 17–19	rs. 1970 No. 214 am. 1982 No. 270 rep. 1988 No. 159
R. 20	rs. 1971 No. 31 rep. 1988 No. 159

Provision affected	How affected
R. 21	rep. 1956 No. 16 ad. 1971 No. 31 rep. 1988 No. 159
Div. 2 of Part III	rs. 1948 No. 69 rep. 1988 No. 159
R. 22	rs. 1948 No. 69; 1971 No. 31 am. 1974 No. 54; 1976 No. 111; 1982 No. 270; 1986 No. 284 rep. 1988 No. 159
R. 23	rs. 1948 No. 69 am. 1971 No. 31; 1978 No. 140 rep. 1988 No. 159
R. 24	rs. 1948 No. 69 am. 1956 No. 16; 1971 No. 31; 1975 No. 32 rep. 1988 No. 159
R. 25	rs. 1948 No. 69 am. 1982 No. 270 rep. 1988 No. 159
R. 25A	ad. 1949 No. 70 am. 1954 No. 32; 1957 No. 12; 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
Part IV	rs. 1954 No. 32; 1971 No. 31 rep. 1988 No. 159
Rr. 26, 27	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 28	rs. 1954 No. 32 am. 1956 No. 16 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 29	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 30	rs. 1954 No. 32 am. 1956 No. 16 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 31	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 31A	ad. 1955 No. 29 rep. 1971 No. 31

Provision affected	How affected
R. 32	rs. 1954 No. 32 am. 1956 No. 16 rs. 1971 No. 31 rep. 1988 No. 159
R. 33	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 34	am. 1948 No. 69 rs. 1954 No. 32 am. 1955 No. 29 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 35	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 36	rs. 1954 No. 32; 1971 No. 31 am. 1980 No. 187; 1982 No. 270 rep. 1988 No. 159
R. 37	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 38	rs. 1954 No. 32 am. 1956 No. 16; 1957 No. 12; 1958 No. 77 rs. 1960 No. 99 am. 1964 No. 128 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 39	am. 1948 No. 69 rs. 1954 No. 32; 1960 No. 99; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
Rr. 40, 41	rs. 1954 No. 32; 1960 No. 99; 1971 No. 31 am. 1972 No. 166; 1982 No. 270 rep. 1988 No. 159
Rr. 42, 43	rs. 1954 No. 32; 1960 No. 99; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 44	rs. 1954 No. 32 rep. 1960 No. 99 ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159

Provision affected	How affected
R. 45	rs. 1954 No. 32 rep. 1956 No. 16 ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 46	rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 47	am. 1948 No. 69 rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 48	rep. 1954 No. 32 ad. 1960 No. 99 rs. 1971 No. 31 am. 1972 No. 166; 1982 No. 270 rep. 1988 No. 159
R. 49	rep. 1954 No. 32 ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 49A	ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 49B	ad. 1971 No. 31 rep. 1988 No. 159
Rr. 49C, 49D	ad. 1971 No. 31 am. 1972 No. 166 rep. 1988 No. 159
Rr. 49E, 49F	ad. 1971 No. 31 rep. 1988 No. 159
Rr. 49G–49K	ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
Part V	rep. 1988 No. 159
R. 50	am. 1952 No. 46 rs. 1960 No. 99 am. 1964 No. 61; 1971 No. 31; 1980 No. 204; 1982 No. 270 rep. 1988 No. 159
R. 51	am. 1949 No. 70; 1952 No. 87; 1954 No. 119; 1955 No. 29; 1958 No. 77; 1960 No. 99; 1961 No. 102; 1964 No. 61; 1971 No. 31; 1975 No. 32; 1980 Nos. 136 and 247; 1981 No. 32; 1982 No. 270 rep. 1988 No. 159

Provision affected	How affected
R. 52	am. 1954 Nos. 26 and 119; 1955 No. 29; 1956 No. 16; 1958 No. 77; 1960 No. 99; 1961 No. 102; 1964 No. 61; 1973 No. 182; 1980 Nos. 204 and 247; 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 53	am. 1952 No. 87; 1954 No. 119 rep. 1988 No. 159
R. 54	rs. 1958 No. 77; 1960 No. 99 am. 1961 No. 102 rs. 1981 No. 253 rep. 1988 No. 159
R. 55	am. 1952 No. 87; 1954 No. 119 rs. 1958 No. 77 am. 1960 No. 21; 1964 No. 61; 1971 No. 31 rep. 1988 No. 159
R. 56	rs. 1960 No. 99 rep. 1988 No. 159
R. 57	rs. 1949 No. 70 am. 1954 No. 119; 1960 No. 99; 1980 No. 204 rep. 1988 No. 159
R. 57A	ad. 1980 No. 204 rep. 1988 No. 159
R. 58	rs. 1949 No. 70 am. 1954 No. 119; 1982 No. 270 rep. 1988 No. 159
R. 59	am. 1954 No. 119; 1960 No. 99; 1982 No. 270 rep. 1988 No. 159
R. 60	am. 1954 No. 119; 1955 No. 29; 1960 No. 99; 1982 No. 270 rep. 1988 No. 159
R. 60A	ad. 1954 No. 119 am. 1982 No. 270 rep. 1988 No. 159
R. 61	am. 1961 No. 102; 1981 No. 253; 1982 No. 270 rep. 1988 No. 159
R. 62	am. 1982 No. 270 rep. 1988 No. 159
R. 63	rs. 1953 No. 44 am. 1961 No. 102; 1982 No. 270 rep. 1988 No. 159
R. 64	rs. 1961 No. 102 am. 1982 No. 270 rep. 1988 No. 159
R. 65	am. 1954 No. 119 rs. 1960 No. 99; 1980 No. 204 rep. 1988 No. 159

Provision affected	How affected
R. 66	am. 1952 No. 87; 1956 No. 16; 1960 No. 99; 1982 No. 270 rep. 1988 No. 159
R. 67	rep. 1956 No. 16 ad. 1980 No. 187 rep. 1988 No. 159
Part VI	rs. 1960 No. 99 rep. 1988 No. 159
R. 68	am. 1952 No. 87; 1956 No. 16 rs. 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 69	am. 1952 No. 87; 1954 No. 119 rs. 1960 No. 99; 1961 No. 102 am. 1982 No. 270 rep. 1988 No. 159
R. 70	am. 1954 No. 119; 1956 No. 16 rs. 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
Heading to Part VII	rs. 1958 No. 77 rep. 1988 No. 159
Part VII	rs. 1971 No. 31 rep. 1988 No. 159
R. 71	rs. 1949 No. 70 am. 1954 No. 32; 1955 No. 29; 1956 No. 16; 1958 No. 77 rs. 1971 No. 31 rep. 1988 No. 159
R. 72	am. 1949 No. 70 rs. 1954 No. 32 am. 1958 No. 77 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 73	am. 1949 No. 70; 1954 No. 32 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 74	rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 75	rs. 1971 No. 31 rep. 1988 No. 159
Part VIII	rs. 1971 No. 31 rep. 1988 No. 159

Provision affected	How affected
R. 76	am. 1949 No. 70 rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 77	am. 1949 No. 70 rs. 1954 No. 32; 1971 No. 31 am. 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 78	am. 1949 No. 70 rs. 1971 No. 31 rep. 1988 No. 159
R. 78A	ad. 1952 No. 46 am. 1954 No. 26 rep. 1971 No. 31
R. 79	rs. 1954 No. 32 am. 1957 No. 12 rs. 1971 No. 31 rep. 1988 No. 159
R. 80	am. 1954 Nos. 32 and 119; 1956 No. 16; 1960 No. 96 rep. 1971 No. 31
R. 81	rs. 1954 No. 32 rep. 1971 No. 31
Heading to Div. 1 of Part IX	am. 1995 No. 342 rep. 1998 No. 321
R. 83	am. 1957 No. 12; 1982 No. 270 rep. 1988 No. 159
R. 84	am. 1955 No. 29; 1957 No. 12; 1973 No. 182; 1982 No. 270 rep. 1988 No. 159
R. 85	rs. 1949 No. 6 am. 1982 No. 270 rep. 1988 No. 159
R. 86	am. 1954 Nos. 26 and 119 rep. 1960 No. 99
R. 87	am. 1955 No. 29 rep. 1988 No. 159
R. 88	rep. 1988 No. 159
R. 91	am. 1960 No. 99 rep. 1988 No. 159
Heading to Div. 1A of Part IX	ad. 1955 No. 29 rep. 1988 No. 159
Div. 1A of Part IX	rep. 1988 No. 159
R. 92	am. 1966 No. 5; 1967 No. 65; 1970 No. 21; 1975 No. 32 rep. 1988 No. 159

Provision affected	How affected
R. 92A	ad. 1964 No. 61 am. 1973 No. 182; 1982 No. 270; 1983 No. 149 rep. 1988 No. 159
Div. 2 of Part IX	rs. 1954 No. 26 rep. 1988 No. 159
R. 93	rs. 1954 No. 26 rep. 1988 No. 159
R. 94	am. 1952 No. 46 rs. 1954 No. 26 am. 1954 No. 119; 1980 No. 136 rep. 1988 No. 159
R. 95	am. 1952 No. 46 rs. 1954 No. 26 am. 1954 No. 119 rs. 1964 No. 61 am. 1980 No. 136 rep. 1988 No. 159
R. 96	rs. 1954 No. 26 am. 1954 No. 119; 1964 No. 61; 1973 No. 182; 1980 No. 136 rep. 1988 No. 159
R. 97	rep. 1954 No. 26 ad. 1954 No. 119 am. 1964 No. 61 rep. 1988 No. 159
R. 97A	ad. 1960 No. 99 am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 97B	ad. 1960 No. 99 am. 1971 No. 31 rep. 1988 No. 159
R. 97C	ad. 1960 No. 99 am. 1980 No. 204 rep. 1988 No. 159
R. 97D	ad. 1960 No. 99 rep. 1988 No. 159
R. 97E	ad. 1960 No. 99 am. 1964 No. 61 rep. 1988 No. 159
R. 97F	ad. 1960 No. 99 rs. 1980 No. 204 rep. 1988 No. 159
R. 97G	ad. 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Provision affected	How affected
Div. 2A of Part IX	ad. 1974 No. 36 rep. 1988 No. 159
R. 97H	ad. 1974 No. 36 rep. 1988 No. 159
Rr. 97J–97L	ad. 1974 No. 36 am. 1982 No. 270 rep. 1988 No. 159
R. 97M	ad. 1974 No. 36 rep. 1988 No. 159
R. 97N	ad. 1974 No. 36 am. 1982 No. 270 rep. 1988 No. 159
Rr. 97P, 97Q	ad. 1974 No. 36 rep. 1988 No. 159
Rr. 97R, 97S	ad. 1974 No. 36 am. 1982 No. 270 rep. 1988 No. 159
Div. 3 of Part IX	rep. 1988 No. 159
R. 98	rs. 1955 No. 29 am. 1982 No. 270 rep. 1988 No. 159
R. 99	rep. 1955 No. 29
R. 100	am. 1955 No. 29; 1982 No. 270 rep. 1988 No. 159
Div. 4 of Part IX	rep. 1988 No. 159
Rr. 101, 102	rep. 1988 No. 159
R. 103	am. 1952 No. 87; 1982 No. 270 rep. 1988 No. 159
R. 103A	ad. 1958 No. 77 rep. 1988 No. 159
Div. 5 of Part IX	rep. 1954 No. 26 ad. 1954 No. 119 rep. 1960 No. 99 ad. 1971 No. 31 rep. 1988 No. 159
Rr. 104, 105	rep. 1954 No. 26 ad. 1954 No. 119 rep. 1960 No. 99 ad. 1971 No. 31 rep. 1988 No. 159
Rr. 105A–105E	ad. 1971 No. 31 rep. 1988 No. 159

Provision affected	How affected
Heading to Div. 6 of Part IX	am. 1955 No. 29 rep. 1993 No. 318
R. 106	rs. 1947 No. 162 am. 1949 No. 70; 1954 No. 26; 1955 No. 29 rep. Act No. 76, 1981
Heading to Part IXA Renumbered Part 9A	1998 No. 321
Div. 1 of Part IXA Renumbered Div. 2 of Part XIII	1998 No. 321
Div. 2 of Part IXA Renumbered Div. 3 of Part XIII	1998 No. 321
R. 106B	ad. 1949 No. 70 am. 1971 No. 31 rep. 1976 No. 67 ad. 1988 No. 378 rep. 1993 No. 318
R. 106C	ad. 1955 No. 29 am. 1958 No. 77; 1971 No. 31; 1980 No. 106; 1982 No. 270; 1988 No. 159 rs. 1988 No. 378 rep. 1993 No. 318
Heading to Div. 3 of Part IXA	ad. 1993 No. 318 rep. 1998 No. 321
R. 108	am. 1952 No. 87; 1954 No. 32; 1955 No. 29 rs. 1971 No. 31 am. 1972 No. 166; 1982 No. 270 rep. 1988 No. 159
R. 108A	ad. 1971 No. 31 rs. 1972 No. 166 am. 1980 No. 67; 1982 No. 270 rep. 1988 No. 159
R. 109	am. 1958 No. 77 rep. 1988 No. 159
R. 110	rep. 1960 No. 99
R. 111	am. 1956 No. 16 rep. 1988 No. 159
R. 112	am. 1982 No. 270 rep. 1988 No. 159
R. 112A	ad. 1955 No. 29 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159

Provision affected	How affected
R. 113	rs. 1952 No. 87 am. 1955 No. 29; 1958 No. 77; 1960 No. 96 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 114	am. 1952 No. 87 rep. 1960 No. 99
R. 114B	ad. 1954 No. 119 rep. 1960 No. 99
R. 115	rs. 1954 No. 119 rep. 1960 No. 99
R. 116	am. 1952 No. 46 rs. 1954 No. 26 am. 1954 No. 119; 1955 No. 29; 1956 No. 16 rs. 1960 No. 96 am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 117	rs. 1960 No. 96 am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 117A	ad. 1954 No. 26 am. 1954 No. 119; 1956 No. 16; 1957 No. 12 rep. 1960 No. 96
R. 117B	ad. 1956 No. 16 am. 1957 No. 12 rep. 1960 No. 96
R. 118A	ad. 1954 No. 119 am. 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 119	rep. 1960 No. 99 ad. 1991 No. 193 am. 1993 No. 369 rep. 1995 No. 342
R. 120	am. 1950 No. 69; 1952 No. 87; 1955 No. 29; 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 120A	ad. 1954 No. 119 am. 1982 No. 270; 1988 No. 159 rep. 1991 No. 193
R. 120B	ad. 1986 No. 141 rep. 1988 No. 159
Rr. 121, 122	rep. 1988 No. 159
R. 123	rs. 1955 No. 29 rep. 1988 No. 159

Provision affected	How affected
Div. 2 of Part X	rep. 1988 No. 159
R. 124	am. 1952 No. 87 rep. 1988 No. 159
R. 125	am. 1956 No. 16; 1982 No. 270 rep. 1988 No. 159
R. 126	am. 1947 No. 162; 1961 No. 102; 1982 No. 270 rep. 1988 No. 159
R. 127	am. 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 128	am. 1982 No. 270 rep. 1988 No. 159
R. 129	am. 1952 No. 46 rep. 1988 No. 159
R. 130	rep. 1988 No. 159
R. 131	am. 1952 No. 46; 1954 No. 26; 1964 No. 61; 1971 No. 31; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 132	am. 1982 No. 270 rep. 1988 No. 159
R. 133	am. 1949 No. 70; 1952 No. 46; 1954 No. 26; 1956 No. 16; 1960 No. 96; 1975 No. 32; 1980 No. 136; 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 134	am. 1949 No. 70 rep. 1954 No. 26
R. 134A	ad. 1952 No. 46 am. 1955 No. 29; 1964 No. 61; 1973 No. 182 rep. 1988 No. 159
R. 134B	ad. 1954 No. 26 am. 1964 No. 61; 1973 No. 182 rep. 1988 No. 159
R. 135	rep. 1952 No. 46
Part XI	rep. 1988 No. 159
Div. 1 of Part XI	rs. 1952 No. 46 rep. 1988 No. 159
R. 136	rs. 1952 No. 46 rep. 1988 No. 159
R. 137	rs. 1952 No. 46 am. 1954 No. 26 rep. 1988 No. 159
R. 138	rs. 1952 No. 46 am. 1954 No. 26; 1964 No. 61 rep. 1988 No. 159

Provision affected	How affected
R. 139	rs. 1952 No. 46 am. 1964 No. 61; 1973 No. 182; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 140	rep. 1952 No. 46
R. 141	am. 1956 No. 16 rep. 1988 No. 159
R. 142	am. 1954 No. 26; 1982 No. 270 rep. 1988 No. 159
R. 143	am. 1952 No. 46; 1954 Nos. 26 and 119; 1964 No. 61; 1971 No. 31; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 144	am. 1947 No. 162 rs. 1954 No. 26 am. 1954 No. 119; 1964 No. 61 rep. 1988 No. 159
R. 145	rep. 1952 No. 46
R. 146	am. 1956 No. 16; 1960 No. 96; 1973 No. 182; 1982 No. 270 rep. 1988 No. 159
R. 147	am. 1952 No. 46; 1954 Nos. 26 and 119; 1956 No. 16 rep. 1988 No. 159
Div. 3 of Part XI	rs. 1954 No. 26 rep. 1988 No. 159
R. 147A	ad. 1964 No. 61 rs. 1971 No. 31 am. 1975 No. 32; 1986 No. 141 rep. 1988 No. 159
R. 148	am. 1952 No. 46 rs. 1954 No. 26 rep. 1988 No. 159
R. 149	rs. 1952 No. 46; 1954 Nos. 26 and 119; 1964 No. 61 am. 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 150	rs. 1952 No. 46; 1954 No. 26 am. 1954 No. 119 rs. 1955 No. 29 am. 1956 No. 16 rs. 1964 No. 61 am. 1975 No. 32; 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 151	rs. 1952 No. 46; 1954 No. 26 rep. 1954 No. 119

Provision affected	How affected
R. 152	am. 1952 No. 46 rs. 1954 No. 26 am. 1954 No. 119 rs. 1958 No. 77 rep. 1964 No. 61
R. 153	am. 1948 No. 69 rs. 1954 No. 26 am. 1954 No. 119; 1973 No. 182 rep. 1988 No. 159
R. 154	rs. 1954 No. 26 am. 1954 No. 119; 1957 No. 12; 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 155	am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 156	rs. 1950 No. 69 am. 1954 Nos. 26 and 119; 1956 No. 16; 1982 No. 270 rep. 1988 No. 159
R. 157	am. 1954 No. 26 rs. 1954 No. 119 am. 1982 No. 270 rep. 1988 No. 159
R. 158	rep. 1954 No. 26
R. 159	am. 1952 No. 46 rs. 1954 No. 26 rep. 1988 No. 159
R. 160	rep. 1952 No. 46
R. 161	rep. 1954 No. 26
R. 162	rs. 1954 No. 26 am. 1956 No. 16; 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 162A	ad. 1964 No. 61 rep. 1988 No. 159
Part XII	rep. 1988 No. 159
R. 163	rs. 1954 No. 26 rep. 1988 No. 159
R. 164	am. 1952 No. 46; 1956 No. 16 rep. 1988 No. 159
R. 165	am. 1954 Nos. 26 and 119; 1982 No. 270 rep. 1988 No. 159
R. 166	am. 1954 No. 26 rep. 1988 No. 159
R. 167	rep. 1988 No. 159
R. 168	am. 1952 No. 46; 1954 No. 26; 1955 No. 29; 1964 No. 61 rep. 1988 No. 159

Provision affected	How affected
R. 169	am. 1955 No. 29; 1964 No. 61 rep. 1988 No. 159
R. 170	rs. 1952 No. 46 am. 1954 No. 26; 1964 No. 61 rep. 1988 No. 159
R. 171	rep. 1954 No. 119
R. 172	am. 1952 No. 46 rep. 1954 No. 119
Heading to Div. 2 of Part XII	am. 1954 No. 119 rep. 1988 No. 159
R. 173	rs. 1952 No. 46 am. 1954 No. 26 rep. 1988 No. 159
R. 174	rep. 1952 No. 46
Heading to Div. 3of Part XII	rep. 1973 No. 182
R. 175	am. 1954 No. 26; 1956 No. 16 rep. 1965 No. 33
R. 176	am. 1952 No. 46 rep. 1988 No. 159
R. 177	rs. 1954 No. 26 rep. 1988 No. 159
R. 178	rs. 1954 No. 26 am. 1985 No. 300 rep. 1988 No. 159
R. 179	rs. 1952 No. 46 am. 1956 No. 16 rep. 1988 No. 159
Heading to Div. 5 of Part XII	rs. 1956 No. 16 rep. 1988 No. 159
R. 180	am. 1956 No. 16 rep. 1988 No. 159
R. 181	am. 1952 No. 46 rs. 1954 No. 26 am. 1956 No. 16; 1958 No. 77; 1971 No. 31; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 182	rs. 1954 No. 26 am. 1975 No. 32; 1986 No. 141 rep. 1988 No. 159
Rr. 183, 184	rs. 1954 No. 26 am. 1975 No. 32 rep. 1988 No. 159
R. 185	rep. 1988 No. 159

Provision affected	How affected
R. 186	am. 1975 No. 32 rep. 1988 No. 159
R. 187	am. 1954 No. 26; 1956 No. 16; 1975 No. 32; 1982 No. 270
	rep. 1988 No. 159
Rr. 188, 189	am. 1954 No. 26; 1975 No. 32 rep. 1988 No. 159
R. 190	am. 1954 No. 26; 1956 No. 16; 1975 No. 32 rep. 1988 No. 159
Div. 1 of Part XIII	rep. 1988 No. 159
R. 190A	ad. 1982 No. 270 rep. 1988 No. 159
R. 191	am. 1949 No. 6; 1954 No. 119; 1955 No. 29; 1957 No. 12; 1958 No. 77; 1964 No. 61; 1973 No. 182; 1974 No. 36; 1980 No. 247 rep. 1988 No. 159
R. 192	rs. 1988 No. 159 rep. 1992 No. 316
R. 193	am. 1954 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 194	am. 1958 No. 77; 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 195	am. 1982 No. 270 rs. 1988 No. 159 rep. 1992 No. 316
R. 196	am. 1948 No. 69 rep. 1982 No. 270 ad. 1988 No. 159 rep. 1992 No. 316
R. 197	am. 1948 No. 69; 1949 No. 6; 1964 No. 128; 1982 No. 270
	rep. 1988 No. 159
R. 198	rs. 1982 No. 270 rep. 1988 No. 159
R. 198A	ad. 1982 No. 270 am. 1986 No. 284 rep. 1988 No. 159
R. 199	am. 1947 No. 162; 1948 No. 69; 1952 No. 87; 1955 No. 29; 1956 No. 16; 1958 No. 77; 1960 No. 99; 1964 No. 128; 1982 No. 270 rep. 1988 No. 159
R. 199AA	ad. 1958 No. 77 am. 1982 No. 270 rep. 1988 No. 159

Provision affected	How affected
R. 199A	ad. 1948 No. 69 rs. 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 200	am. 1947 No. 162; 1956 No. 16; 1960 No. 99; 1964 No. 128; 1982 No. 270 rep. 1988 No. 159
R. 200A	ad. 1960 No. 99 am. 1964 No. 128; 1982 No. 270 rep. 1988 No. 159
R. 200B	ad. 1964 No. 128 rep. 1982 No. 270
R. 201	am. 1956 No. 16; 1964 No. 128; 1982 No. 270 rep. 1988 No. 159
R. 202	rs. 1955 No. 29; 1964 No. 128 rep. 1988 No. 159
R. 203	am. 1964 No. 128; 1982 No. 270 rep. 1988 No. 159
R. 203A	ad. 1964 No. 128 am. 1982 No. 270 rep. 1988 No. 159
R. 204	rs. 1949 No. 6 am. 1971 No. 31 rs. 1982 No. 270 rep. 1988 No. 159
R. 205	rep. 1956 No. 16 ad. 1982 No. 270 rep. 1988 No. 159
Heading to Div. 2 of Part XIII	rs. 1954 No. 32 rep. 1988 No. 159
Div. 2 of Part XIII	rep. 1988 No. 159
R. 206AA	ad. 1954 No. 32 rep. 1988 No. 159
R. 206	am. 1954 No. 32; 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 207	am. 1950 No. 69; 1952 No. 87; 1954 No. 32 rep. 1971 No. 31
R. 208	am. 1954 No. 32 rep. 1971 No. 31
R. 209	rep. 1954 No. 32
R. 210	am. 1954 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 211	am. 1954 No. 32 rep. 1971 No. 31

Provision affected	How affected
R. 212	am. 1950 No. 69; 1952 No. 87; 1954 Nos. 26 and 32; 1971 No. 31; 1980 No. 247; 1982 No. 270 rep. 1988 No. 159
R. 213	am. 1954 No. 32; 1956 No. 16 rep. 1988 No. 159
R. 214	am. 1954 No. 119; 1960 No. 96; 1964 No. 61; 1971 No. 31; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 215	rs. 1950 No. 69 am. 1952 No. 87; 1954 No. 119; 1955 No. 29; 1956 No. 16 rs. 1958 No. 77 am. 1982 No. 270 rep. 1988 No. 159
R. 215A	ad. 1950 No. 69 rep. 1954 No. 119 ad. 1958 No. 77 rep. 1988 No. 159
R. 215B	ad. 1950 No. 69 rep. 1988 No. 159
R. 216	am. 1954 No. 32; 1955 No. 29; 1982 No. 270 rep. 1988 No. 159
Rr. 217, 218	am. 1954 No. 32; 1982 No. 270 rep. 1988 No. 159
Div. 3 of Part XIII	rep. 1988 No. 159
R. 218A	ad. 1950 No. 69 rep. 1988 No. 159
R. 219	am. 1950 No. 69 rep. 1988 No. 159
R. 220	am. 1949 No. 70 rep. 1988 No. 159
R. 220A	ad. 1949 No. 70 rs. 1954 No. 26 am. 1982 No. 270 rep. 1988 No. 159
R. 221	rs. 1952 No. 87 am. 1982 No. 270 rep. 1988 No. 159
R. 222	rs. 1954 No. 119 rep. 1988 No. 159
R. 223	am. 1952 No. 46; 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
R. 223A	ad. 1952 No. 87 am. 1954 No. 119; 1956 No. 16 rep. 1988 No. 159

Provision affected	How affected
R. 223B	ad. 1958 No. 77 rep. 1988 No. 159
R. 224	am. 1950 No. 69; 1957 No. 12; 1982 No. 270 rep. 1988 No. 159
R. 225	am. 1950 No. 69; 1954 Nos. 32 and 119; 1971 No. 31; 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 226	am. 1950 No. 69 rs. 1954 No. 26 am. 1982 No. 270 rep. 1988 No. 159
R. 227	rs. 1954 No. 32 am. 1956 No. 16; 1958 No. 77 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 228	rs. 1955 No. 29 am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
Rr. 229, 230	am. 1982 No. 270 rep. 1988 No. 159
R. 231	rs. 1952 No. 46 am. 1982 No. 270 rep. 1988 No. 159
R. 232	am. 1952 No. 46 rs. 1954 Nos. 26 and 119 am. 1956 No. 16 rs. 1964 No. 61 am. 1973 No. 182; 1982 No. 270 rep. 1988 No. 159
R. 232A	ad. 1964 No. 61 am. 1982 No. 270 rep. 1988 No. 159
R. 233	am. 1952 No. 46; 1956 No. 16 rep. 1988 No. 159
R. 234	am. 1947 No. 162 rs. 1952 No. 46 am. 1954 No. 26; 1973 No. 182 rep. 1988 No. 159
R. 235	am. 1949 No. 6 rs. 1949 No. 70 am. 1952 No. 87; 1982 No. 270 rep. 1988 No. 159
R. 236	rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159

Provision affected	How affected
R. 237	am. 1957 No. 12 rep. 1971 No. 31
R. 238	am. 1952 No. 46 rep. 1988 No. 159
R. 239	rep. 1954 No. 26
R. 240	am. 1955 No. 29 rep. 1988 No. 159
R. 241	am. 1954 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 242	rs. 1952 No. 46 am. 1971 No. 31 rep. 1988 No. 159
R. 243	am. 1964 No. 61; 1986 No. 141 rep. 1988 No. 159
R. 244	rs. 1952 No. 87 am. 1954 No. 26; 1960 No. 96; 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 244A	ad. 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 245	am. 1949 No. 70; 1955 No. 29; 1982 No. 270 rep. 1988 No. 159
R. 245A	ad. 1954 No. 119 rs. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 247	am. 1954 No. 119; 1973 No. 182; 1974 No. 36 rep. 1988 No. 159
R. 248	am. 1950 No. 69; 1982 No. 270 rep. 1988 No. 159
R. 249	rs. 1955 No. 29 am. 1982 No. 270 rep. 1988 No. 159
R. 250	am. 1982 No. 270 rep. 1988 No. 159
R. 251	am. 1956 No. 16; 1975 No. 32; 1982 No. 270 rep. 1988 No. 159
R. 252	am. 1982 No. 270 rep. 1988 No. 159
Part XIV	rep. 1960 No. 99
Part XV	rs. 1954 No. 119; 1960 No. 99 rep. 1988 No. 159

Provision affected	How affected
R. 254	rs. 1960 No. 99 am. 1971 No. 31; 1974 No. 36 rep. 1988 No. 159
R. 255	am. 1955 No. 29 rs. 1960 No. 99 am. 1982 No. 270; 1986 No. 357 rep. 1988 No. 159
R. 256	rs. 1960 No. 99 am. 1971 No. 31; 1974 No. 36 rs. 1980 No. 204 rep. 1988 No. 159
R. 256A	ad. 1971 No. 31 am. 1982 No. 270 rep. 1988 No. 159
R. 256B	ad. 1986 No. 284 rep. 1988 No. 159
R. 257	am. 1956 No. 16 rs. 1960 No. 99 am. 1971 No. 31; 1980 No. 204 rep. 1988 No. 159
R. 258	rs. 1960 No. 99 am. 1971 No. 31; 1980 No. 204; 1982 No. 270; 1986 No. 357 rep. 1988 No. 159
R. 259	rs. 1960 No. 99 am. 1971 No. 31; 1980 No. 187; 1982 No. 270 rep. 1988 No. 159
R. 260	am. 1952 No. 87 rs. 1960 No. 99 am. 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 261	am. 1958 No. 77 rs. 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 261A	ad. 1952 No. 87 rep. 1960 No. 99
Rr. 262, 263	rs. 1960 No. 99 am. 1971 No. 31; 1973 No. 182; 1982 No. 270 rep. 1988 No. 159
R. 264	am. 1949 No. 6 rs. 1954 No. 119 am. 1956 No. 16 rs. 1960 No. 99 am. 1982 No. 270; 1986 No. 141 rep. 1988 No. 159

Provision affected	How affected
R. 264A	ad. 1949 No. 70 rep. 1954 No. 119
R. 264B	ad. 1952 No. 87 rep. 1954 No. 119
R. 265	rs. 1949 No. 6; 1954 No. 119 am. 1957 No. 12 rs. 1960 No. 99 rep. 1988 No. 159
R. 266	am. 1949 No. 6 rs. 1954 No. 119; 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 267	am. 1949 No. 6 rs. 1954 No. 119; 1960 No. 99 am. 1982 No. 270; 1986 No. 141 rep. 1988 No. 159
R. 268	rs. 1949 No. 6; 1954 No. 119; 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 269	rs. 1954 No. 119; 1960 No. 99 am. 1982 No. 270 rep. 1988 No. 159
R. 269A	ad. 1954 No. 119 am. 1956 No. 16 rep. 1960 No. 99
Rr. 269B–269H	ad. 1954 No. 119 rep. 1960 No. 99
R. 269J	ad. 1954 No. 119 am. 1955 No. 29; 1956 No. 16 rep. 1960 No. 99
Heading to Part XVI	rs. 1980 No. 269 rep. 1996 No. 113
Part XVI	rep. 1996 No. 113
R. 270	rs. 1952 No. 30; 1980 No. 269 rep. 1996 No. 113
R. 271	rs. 1952 No. 30 am. 1964 No. 61; 1980 No. 269 rep. 1996 No. 113
R. 272	am. 1952 No. 30; 1980 No. 269; 1991 No. 193 rep. 1996 No. 113
R. 273	am. 1952 No. 30; 1955 No. 29; 1980 No. 269; 1991 No. 193 rep. 1996 No. 113

Provision affected	How affected
R. 274	am. 1948 No. 69 rs. 1952 No. 30 am. 1971 No. 31; 1980 No. 269; 1991 No. 193 rep. 1996 No. 113
R. 275	am. 1952 No. 30; 1955 No. 29; 1956 No. 16; 1980 No. 269; 1991 No. 193 rep. 1996 No. 113
R. 276	rs. 1952 No. 30 am. 1956 No. 16; 1980 No. 269 rep. 1996 No. 113
R. 277	am. 1955 No. 29; 1980 No. 269 rep. 1996 No. 113
Heading to Div. 4 of Part XVI	rs. 1980 No. 269 rep. 1996 No. 113
R. 277A	ad. 1980 No. 269 rep. 1996 No. 113
R. 278	am. 1952 No. 30 rs. 1980 No. 269 rep. 1996 No. 113
R. 279	am. 1948 No. 69; 1949 No. 6; 1952 No. 30; 1955 No. 29; 1991 No. 193 rep. 1996 No. 113
R. 280	am. 1955 No. 29 rep. 1996 No. 113
R. 281	am. 1948 No. 69; 1955 No. 29; 1956 No. 16; 1971 No. 31; 1983 No. 149 rep. 1996 No. 113
Rr. 282, 283	am. 1980 No. 269 rep. 1996 No. 113
Heading to Div. 5 of Part XVI	ad. 1955 No. 29 rs. 1980 No. 269 rep. 1996 No. 113
R. 284	am. 1952 No. 30; 1955 No. 29; 1956 No. 16 rs. 1980 No. 269 rep. 1996 No. 113
Rr. 284A–284E	ad. 1980 No. 269 rep. 1996 No. 113
Heading to Div. 6 of Part XVI	ad. 1955 No. 29 rep. 1996 No. 113
R. 285	am. 1948 No. 69 rs. 1952 No. 30; 1980 No. 269 rep. 1996 No. 113
R. 286	rs. 1952 No. 30; 1980 No. 269 rep. 1996 No. 113

Provision affected	How affected
Div. 5 of Part XVI Renumbered Div. 7 of Part XVI	1955 No. 29
Div. 7 of Part XVI	rep. 1996 No. 113
R. 287	rs. 1955 No. 29 am. 1964 No. 61; 1980 No. 269 rep. 1996 No. 113
R. 288	rs. 1955 No. 29 rep. 1996 No. 113
R. 289	am. 1952 No. 87 rs. 1955 No. 29 rep. 1996 No. 113
R. 289A	ad. 1952 No. 87 rep. 1955 No. 29
R. 290	am. 1948 No. 69 rs. 1955 No. 29 rep. 1996 No. 113
R. 291	rs. 1955 No. 29 am. 1964 No. 61; 1991 No. 193 rep. 1996 No. 113
R. 292	rs. 1955 No. 29 am. 1971 No. 31 rep. 1996 No. 113
Rr. 293, 294	rs. 1955 No. 29 rep. 1996 No. 113
R. 295	rs. 1955 No. 29; 1980 No. 269 rep. 1996 No. 113
R. 296	am. 1952 No. 30 rs. 1955 No. 29 am. 1956 No. 16 rep. 1996 No. 113
R. 297	am. 1949 No. 6 rs. 1955 No. 29 rep. 1991 No. 193
Div. 1A of Part XVIA Renumbered Div. 1 of Part XVIA	1995 No. 342
Rr. 297A, 297B	ad. 1991 No. 193 am. 1993 No. 369 rep. 1995 No. 342
Rr. 297C, 297D	ad. 1991 No. 193 rs. 1993 No. 369 rep. 1995 No. 342

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Provision affected	How affected
R. 297E	ad. 1991 No. 193 am. 1993 No. 369 rep. 1995 No. 342
R. 297EA	ad. 1991 No. 193 am. 1993 No. 369 rep. 1995 No. 342
Rr. 297F–297H	ad. 1991 No. 193 am. 1993 No. 369 rep. 1995 No. 342
R. 297J	ad. 1991 No. 193 am. 1993 No. 369; 1995 No. 342 rep. 1998 No. 321
Div. 1AB of Part XVIA Renumbered Div. 2 of Part XVIA	1995 No. 342
Heading to Div. 1 of Part XVIA	ad. 1989 No. 400 am. 1991 No. 193 rep. 1995 No. 342
Div. 1 of Part XVIA	ad. 1977 No. 124 rep. 1995 No. 342
R. 298	ad. 1977 No. 124 rep. 1995 No. 342
R. 299	ad. 1977 No. 124 rep. 1991 No. 193
Rr. 300–302	ad. 1977 No. 124 am. 1991 No. 193; 1993 No. 369 rep. 1995 No. 342
Rr. 303, 304	rep. 1955 No. 29 ad. 1977 No. 124 rep. 1995 No. 342
R. 305	rs. 1952 No. 30 rep. 1955 No. 29 ad. 1977 No. 124 rep. 1995 No. 29
Rr. 306–308	rep. 1955 No. 29 ad. 1977 No. 124 rep. 1995 No. 342
R. 309	rep. 1955 No. 29 ad. 1989 No. 400 rs. 1993 No. 369 rep. 1995 No. 342

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Div. 2A of Part XVIA   Renumbered Div. 3 of   1995 No. 342   Part XVIA   Div. 2 of Part XVIA   1995 No. 342   Part XVIA   Div. 2 of Part XVIA   1995 No. 342   Part XVIA   Renumbered Div. 4 of   1995 No. 342   Part XVIA   R. 310   rep. 1955 No. 29   ad. 1989 No. 400   am. 1990 No. 255   rep. 1998 No. 321   rep. 1998 No. 342   rep. 1995 No. 342		ar a series are a series and a series are a series and a series are a
Renumbered Div. 3 of	Provision affected	How affected
Renumbered Div. 4 of	Renumbered Div. 3 of	1995 No. 342
R. 311	Renumbered Div. 4 of	1995 No. 342
ad. 1989 No. 400 am. 1990 No. 255 rep. 1998 No. 321  Rr. 311A, 311B	R. 310	rep. 1955 No. 29
rep. 1998 No. 321  ad. 1991 No. 193 rep. 1995 No. 342  R. 311CA	R. 311	ad. 1989 No. 400 am. 1990 No. 255
rep. 1995 No. 342 R. 311CA	Rr. 311A, 311B	
rep. 1995 No. 342  ad. 1991 No. 193     am. 1993 No. 369     rep. 1995 No. 342  R. 311CBA	Div. 3 of Part XVIA	
am. 1993 No. 369 rep. 1995 No. 342 R. 311CBA	R. 311CA	
rep. 1995 No. 342  Div. 4 of Part XVIA Renumbered Div. 5 of Part XVIA  R. 311CC	R. 311CB	am. 1993 No. 369
Renumbered Div. 5 of	R. 311CBA	
am. 1993 No. 369 rep. 1995 No. 342  R. 311CK	Renumbered Div. 5 of	1995 No. 342
am. 1993 No. 369 rep. 1995 No. 342  Div. 4A of Part XVIA	R. 311CC	am. 1993 No. 369
rep. 1995 No. 342  R. 311CKB	R. 311CK	am. 1993 No. 369
rep. 1995 No. 342  Div. 5 of Part XVIA Renumbered Div. 6 of Part XVIA  R. 311F	Div. 4A of Part XVIA	
Renumbered Div. 6 of 1995 No. 342 Part XVIA  R. 311F	R. 311CKB	
am. 1996 No. 113 rep. 1996 No. 340 R. 311G	Renumbered Div. 6 of	1995 No. 342
rep. 1994 No. 384 R. 312BA ad. 1983 No. 202	R. 311F	am. 1996 No. 113
	R. 311G	
	R. 312BA	

ad. = added or inserted	am. = amended	rep. = repealed	rs. = repealed and substituted

Provision affected	How affected
R. 313	rs. 1960 No. 99 rep. 1988 No. 159
R. 315A	ad. 1952 No. 87 am. 1955 No. 29; 1975 No. 32 rep. 1988 No. 159
R. 315AA	ad. 1981 No. 308 am. 1986 No. 141 rs. 1988 No. 159 am. 1990 No. 255 rep. 1995 No. 342
R. 315B	ad. 1954 No. 26 am. 1954 No. 119; 1956 No. 16; 1964 No. 61; 1981 No. 308; 1982 No. 270 rep. 1988 No. 159
R. 315BAA	ad. 1958 No. 77 am. 1981 No. 308; 1982 No. 270 rep. 1988 No. 159
R. 315BA	ad. 1957 No. 12 am. 1981 No. 308; 1982 No. 270 rep. 1988 No. 159
R. 315C	ad. 1954 No. 26 rs. 1956 No. 16 am. 1957 No. 12 rep. 1960 No. 99
R. 316A	ad. 1984 No. 314 rep. 1988 No. 159
R. 317	am. 1948 No. 69 rs. 1960 No. 99 am. 1969 No. 4; 1982 No. 270 rep. 1988 No. 159
R. 318	am. 1952 No. 87; 1955 No. 29 rep. 1960 No. 99
R. 320A	ad. 1955 No. 29 rep. 1960 No. 99 ad. 1964 No. 128 am. 1982 No. 270 rep. 1988 No. 159
R. 320B	ad. 1964 No. 128 am. 1982 No. 270 rep. 1988 No. 159
R. 322	rs. 1952 No. 87 am. 1957 No. 12; 1982 No. 270; 1985 No. 329 rep. 1988 No. 159
R. 324A	ad. 1960 No. 99 am. 1982 No. 270; 1988 No. 159 rep. 1993 No. 369

Provision affected	How affected
R. 326	am. 1982 No. 270 rep. 1988 No. 159
R. 328	ad. 1948 No. 69 am. 1982 No. 270 rep. 1988 No. 159
R. 329A	ad. 1956 No. 16 am. 1964 No. 61; 1971 No. 31; 1982 No. 270 rep. 1988 No. 159
R. 330	ad. 1948 No. 69 am. 1949 No. 6; 1956 No. 16 rs. 1960 No. 99 rep. 1988 No. 159
R. 331	ad. 1952 No. 46 am. 1964 No. 61; 1982 No. 270 rep. 1988 No. 159
Heading to TheSchedules	ad. 1954 No. 26 rep. 1964 No. 61
The Schedule	ad. 1952 No. 46 rep. 1954 No. 26
First Schedule	ad. 1954 No. 26 rep. 1964 No. 61
Second Schedule	ad. 1954 No. 26 am. 1954 No. 119; 1958 No. 77 rep. 1964 No. 61
Heading to Third Schedule	rep. 1964 No. 61
Heading to The Schedule	ad. 1964 No. 61 rep. 1980 No. 187
Third Schedule	ad. 1956 No. 16 am. 1958 No. 77
The Schedule(formerly Third Schedule)	am. 1971 No. 31; 1973 No. 182 rep. 1980 No. 187
Heading to Schedule	rep. 1991 No. 193
Schedule 1A	ad. 1995 No. 29 rep. 1996 No. 113

# Table A Application, saving or transitional provisions

#### Statutory Rules 2003 No. 97

#### 4 Extra-territorial operation of Regulations

These Regulations have extra-territorial operation according to their terms.

#### 5 Application of Regulations

These Regulations apply to a person in Australia or a citizen of Australia who is outside Australia.

#### 6 Application of Criminal Code

Chapter 2 of the *Criminal Code* applies to all offences created by these Regulations.

Note Chapter 2 of the Criminal Code sets out the general principles of criminal responsibility.

# Part 2 General provisions relating to Iraq

#### 7 Cultural property

A person must not transfer an item of cultural property that:

- (a) was illegally removed from a place in Iraq (including the Iraq National Museum or the National Library of Iraq) after the adoption of Resolution 661; or
- (b) the person ought reasonably to suspect was illegally removed from a place in Iraq (including the Iraq National Museum or the National Library of Iraq) after the adoption of Resolution 661.

Penalty: 50 penalty units.

#### 8 Return of cultural property

A person who is in possession or control of an item of cultural property mentioned in regulation 7 must, as soon as practicable, give the property to:

- (a) a member of the personnel of the United Nations; or
- (b) a member of the Defence Forces; or
- (c) a representative of the Authority mentioned in Resolution 1483; or
- (d) a representative of the Iraq National Museum or the National Library of Iraq; or
- (e) a representative of the place from which the item was removed, or is reasonably suspected of having been removed; or
- (f) a member of the Australian Federal Police, or of a police force of a State or Territory.

Penalty: 50 penalty units.

*Note* The Commonwealth will make arrangements to ensure that a person mentioned in paragraph (b) or (f) will arrange for the safe return of an item to the appropriate institution in Iraq.

# 9 Status of petroleum, petroleum products, and natural gas originating in Iraq

- (1) An action, suit or proceeding does not lie in respect of anything done, or omitted to be done, in relation to:
  - (a) petroleum that originates in Iraq; or
  - (b) another petroleum product that originates in Iraq; or
  - (c) natural gas that originates in Iraq;

at any time before the title in the petroleum, petroleum product or natural gas passes to the initial purchaser of the petroleum, petroleum product or natural gas.

- (2) This regulation ceases to have effect on the earlier of:
  - (a) the end of 31 December 2007; and

(b) the time, before the end of 31 December 2007, that the Security Council declares to be the time at which it is no longer necessary for the arrangement described in subregulation (1) to operate.

Table showing new Part and Regulation numbers of the *Air Navigation Regulations 1947* after renumbering by the *Air Navigation Amendment Regulations 1998 (No. 1)* (1998 No. 321).

*Note* This Table does not form part of the *Air Navigation Regulations 1947* and is printed for convenience of reference only.

Old number	New number	Old number	New number
Part I	Part 1	Part XIII	Part 6
Regulation	Regulation	Division 1	Division 1
1	1	Regulation	Regulation
2	2	191	15
5	3	193	16
5AA	4	194	17
5A	5	197	18
6	6	Division 2	Division 2
Part II	Part 2	Regulation	Regulation
Regulation	Regulation	106A	19
9	7	Division 3	Division 3
10	8	Regulation	Regulation
Part IX	Part 3	106B	20
Regulation	Regulation	106C	21
82	9	106D	22
89	10	106E	23
90	11	106F	24
Part 9A	Part 4	Division 4	Division 4
Regulation	Regulation	Regulation	Regulation
107	12	246	25
Part X	Part 5	253	26
Division 1	Division 1	Part XVIA	Part 7
Regulation	Regulation	Division 1	Division 1
114A	13	Regulation	Regulation
118	14	297	27
		297A	28
		297K	29

Old number	New number	Old number	New number
Regulation	Regulation	Regulation	Regulation
297L	30	311CBB	57
297M	31	311CBC	58
297N	32	311CBD	59
297P	33	311CBE	60
297PA	34	311CBF	61
297PB	35	311CBG	62
297PC	36	Subdivision 3	Subdivision 3
Division 2	Division 2	Regulation	Regulation
Regulation	Regulation	311CD	63
297Q	37	311CDA	64
297R	38	311CE	65
297S	39	311CF	66
Division 3	Division 3	311CG	67
Regulation	Regulation	311CH	68
309A	40	311CJ	69
309B	41	311CKA	70
309C	42	Division 6	Division 6
309D	43	Regulation	Regulation
309E	44	311CL	71
309F	45	311CM	72
309G	46	311CN	73
309H	47	311CO	74
309J	48	311CP	75
309K	49	Division 7	Division 7
309L	50	Subdivision 1	Subdivision 1
309M	51	Regulation	Regulation
Division 4	Division 4	311CRA	76
Regulation	Regulation	311CRB	77
310	52	311CRC	78
311C	53	Subdivision 2	Subdivision 2
311CAA	54	Regulation	Regulation
311CAAA	55	311CRD	79
Division 5	Division 5	311CRE	80
Subdivision 1	Subdivision 1	311CRF	81
Regulation	Regulation	311CRG	82
311CBA	56	311CRH	83
Subdivision 2	Subdivision 2	311CRI	84

Old number	New number	Old number	New number
Regulation	Regulation	Subdivision 6	Subdivision 6
311CRJ	85	Regulation	Regulation
311CRK	86	311CSN	115
311CRL	87	311CSO	116
Subdivision 3	Subdivision 3	311CSP	117
Regulation	Regulation	Part XVIB	Part 8
311CRM	88	Regulation	Regulation
311CRN	89	311DA	118
311CRO	90	311D	119
311CRP	91	311E	120
311CRQ	92	Part XVII	Part 9
311CRR	93	Division 1	Division 1
311CRS	94	Regulation	Regulation
311CRT	95	312	121
311CRU	96	312A	122
311CRV	97	312B	123
311CRW	98	312C	124
311CRX	99	314	125
311CRY	100	315	126
311CRZ	101	315B	127
Subdivision 4	Subdivision 4	315D	128
Regulation	Regulation	316	129
311CSA	102	Division 2	Division 2
311CSB	103	Regulation	Regulation
311CSC	104	319	130
311CSD	105	Division 3	Division 3
311CSE	106	Regulation	Regulation
311CSF	107	319A	131
311CSG	108	319B	132
311CSH	109	319C	133
311CSI	110	319D	134
311CSJ	111	319E	135
Subdivision 5	Subdivision 5	319F	136
Regulation	Regulation	319G	137
311CSK	112	319H	138
311CSL	113	319I	139
311CSM	114	319J	140
		319K	141

Old number	New number
Part XVIII	Part 10
Regulation	Regulation
320	142
Part XIX	Part 11
Regulation	Regulation
321	143
321A	144
323	145
324	146
325	147

Old number	New number
Regulation	Regulation
327	148
329	149
332	150
Schedule 1	Schedule 1
Schedule 2	Schedule 2
items	items
4	1
5	2