

Air Navigation (Amendment) Bill

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Bill No: 24/2006

Read the first time: 8th November 2006

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Explanatory Statement

Expenditure of Public Money

Air Navigation (Amendment) Bill

Bill No. 24/2006

Read the first time on 8th November 2006.

An Act to amend the Air Navigation Act (Chapter 6 of the 1985 Revised Edition).

Be it enacted by the President with the advice and consent of the Parliament of Singapore, as follows:

Short title and commencement

1. This Act may be cited as the Air Navigation (Amendment) Act 2006 and shall come into operation on such date as the Minister may, by notification in the *Gazette*, appoint.

Amendment of section 2

2. Section 2(1) of the Air Navigation Act (referred to in this Act as the principal Act) is amended by deleting the words “signed by the Government of the United Kingdom” in the definition of “Chicago Convention” and substituting the word “concluded”.

Amendment of section 3

3. Section 3 of the principal Act is amended —

(a) by inserting, immediately after the words “air navigation” in subsection (1)(c), the words “, including the investigation of any accident or incident arising out of or in the course of air navigation”;

(b) by inserting, immediately after paragraph (g) of subsection (2), the following paragraphs:

“(ga) for authorising any person, so far as may be necessary for the purposes of an investigation, to enter, inspect and examine any place, structure or aircraft;

(gb) for prohibiting, pending an investigation, access to or interference with aircraft to which an accident or incident has occurred, and for authorising any person, so far as may be necessary for the purposes of an investigation, to have access to, examine, remove, take measures for the preservation of, or otherwise deal with any aircraft;”;

(c) by inserting, immediately after subsection (3), the following subsection:

“(3A) Nothing in this section shall limit the powers of any authority to investigate accidents under any written law for the time being in force relating to merchant shipping.”; and

- (d) by deleting the words “\$5,000 and imprisonment for a term of one year” in subsection (4) and substituting the words “\$100,000 or imprisonment for a term of 5 years or both for any offence thereunder”.

Repeal of section 12

4. Section 12 of the principal Act is repealed.

New section 27A

5. The principal Act is amended by inserting, immediately after section 27, the following section:

“Offences by bodies corporate, etc.

27A.—(1) Where an offence under this Act committed by a body corporate is proved —

- (a) to have been committed with the consent or connivance of an officer;
or
- (b) to be attributable to any neglect on his part,

the officer as well as the body corporate shall be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

(2) Where the affairs of a body corporate are managed by its members, subsection (1) shall apply in relation to the acts and defaults of a member in connection with his functions of management as if he were a director of the body corporate.

(3) Where an offence under this Act committed by a partnership is proved —

- (a) to have been committed with the consent or connivance of a partner;
or
- (b) to be attributable to any neglect on his part,

the partner as well as the partnership shall be guilty of the offence and shall be liable to be proceeded against and punished accordingly.

(4) Where an offence under this Act committed by an unincorporated association (other than a partnership) is proved —

- (a) to have been committed with the consent or connivance of an officer of the unincorporated association or a member of its governing body;
or
- (b) to be attributable to any neglect on the part of such an officer or