

# British Guiana.

## REGULATIONS MADE BY THE GOVERNOR UNDER THE PROVISIONS OF THE EMERGENCY POWERS (DEFENCE) ACT, 1939, AS EXTENDED TO THE COLONY BY THE EMERGENCY POWERS (COLONIAL DEFENCE) ORDER IN COUNCIL, 1939.

1. These Regulations may be cited as the Defence (Control of Civil Aircraft) Regulations, 1939, and shall come into operation on the date of their publication in the *Gazette*. Short title and commencement.
  
2. In these Regulations— Interpretation.
  - “ aircraft ” includes all British and foreign aeroplanes, seaplanes, flying boats and airships except those belonging to His Majesty ;
  - “ aeroplane ” means a flying machine adapted solely for landing on, and taking off from, land ;
  - “ Georgetown customs aerodrome ” means the area defined in the Schedule to Notice No. 373 published in the *Gazette* of the 17th September, 1938.

Landing of aeroplanes in the Colony prohibited.

3. No aeroplane shall land in the Colony except such landing is caused by accident, stress of weather or other unavoidable cause.

Aircraft entering the Colony to land at Georgetown customs aerodrome.

4. (1) All aircraft, other than aeroplanes, entering the Colony shall land at the Georgetown customs aerodrome.

(2) Any person in charge of an aircraft who lands at any place in the Colony other than the Georgetown customs aerodrome, except such landing is made—

(a) with the permission of the Governor ; or

(b) owing to accident, stress of weather or other unavoidable cause,

shall be guilty of an offence against these Regulations and on conviction shall be liable to pay a fine not exceeding one thousand dollars or to imprisonment for a term not exceeding twelve months or to both such fine and imprisonment and the aircraft may be declared forfeited to His Majesty.

Flying prohibited between hours of sunset and sunrise.

5. No aircraft shall fly over or in the Colony between the hours of sunset and sunrise.

Aircraft to fly at such heights as to be clearly seen from the ground.

6. (1) In normal conditions of visibility all aircraft shall fly at such a height between 1,000 feet and 3,000 feet from the ground as to be clearly seen from the ground. If the weather conditions are such that an aircraft cannot be clearly seen at a height of 1,000 feet the aircraft shall fly at such lower height as may be necessary for it to be clearly seen.

(2) In this regulation " height " means height above the surface of the ground or water over which the aircraft is flying.

Carriage of munitions of war and explosives by aircraft prohibited.

7. No aircraft flying over, or landing in, the Colony shall carry any arms or munitions of war or any other explosives except those authorised for air navigational and signalling purposes.

Photography in aircraft prohibited.

8. Except with the permission of the Governor, no person in any aircraft flying over, or moored in, the Colony shall—

(a) have in his possession any photographic apparatus or photographic plates or films ; or

(b) expose, or attempt to expose, any such plate or film.

Use of radiotelegraphy in aircraft prohibited except for use in connection with requirements of the aircraft.

9. No person in any aircraft flying over, or moored in, the Colony shall transmit or receive any radiotelegraph message or make use of any radiotelegraph apparatus except for the transmission and receipt of messages relating solely to the control, safety or route, of the said aircraft.

10. In addition to any other documents required to be carried all aircraft entering the Colony shall carry documents which include particulars of—

Documents to be carried by all aircraft entering the Colony.

- (a) the nationality of each passenger and of each member of the crew ;
- (b) the immediate and ultimate destination of each passenger ;
- (c) the conditions under which any freight in the aircraft is being transported ; the name and address of its consignor and its immediate and ultimate destinations.

11. No aircraft shall be navigated or moored in such manner as to cause, or be likely to cause, danger to, or interference with, any of His Majesty's forces, ships or aircraft.

Aircraft not to endanger His Majesty's forces, ships or aircraft.

12. No aircraft shall fly over or in the Colony unless its nationality, registration or other marks are clearly displayed.

Identification marks to be clearly displayed.

13. If an aircraft flies in contravention of, or fails to comply with, any of the provisions of these Regulations or if in or in respect of any aircraft any act is committed which is in contravention of any of the provisions of these Regulations the owner or hirer of the aircraft and the pilot or commander thereof shall be deemed to have contravened or, as the case may be, failed to comply with these Regulations.

Liability of owner or hirer and pilot or commander for offences.

14. Any person contravening any of the provisions of these Regulations for which no special penalty is prescribed or any person omitting to do anything which he is required to do by these Regulations shall, on summary conviction, be liable to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

General penalty

*Made this eighteenth day of September, 1939.*

E. J. WADDINGTON,  
Acting Governor.