

- (b) at least ten flights in the capacity of a pilot holding an airship pilot's licence, third class, in an airship of greater capacity than 200,000 cubic feet, on which he handled the airship himself, under the supervision of the person in command of the airship, including departure and landing, during the whole flight if the duration thereof did not exceed four hours, and during at least four hours if the flight was of longer duration.

Technical Examination.

153. The applicant shall, subject to the provisions of regulation 159, be required to undergo an examination (including practical tests) to demonstrate that he has an advanced knowledge of the examination subjects specified for a third class licence.

Flying Experience for Renewal of Licence.

154. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has had reasonable flying experience as a pilot of airships during the two years immediately preceding the date of the application. In default of such evidence the applicant may be required to undergo all or any part of the practical flying tests and technical examination specified for the grant of a licence, as the Director may consider appropriate in the circumstances of the case.

First Class Licence.

155. An applicant for the grant of a first class licence must be the holder of a balloon pilot's licence, private or commercial, and of a flight navigator's licence.

Flying Experience and Practical Tests.

156. The applicant shall be required to produce satisfactory evidence that he has had reasonable flying experience as a pilot of airships during the two years immediately preceding the date of the application and that he has completed—

- (a) at least two months' service in an airship in the capacity of a pilot holding an airship pilot's licence, second class; and

- (b) at least five flights in the capacity of a pilot holding an airship pilot's licence, second class, in an airship of greater capacity than 700,000 cubic feet, on which he handled the airship himself, under the supervision of the person in command of the airship, including departure and landing, during the whole flight if the duration thereof did not exceed four hours, and during at least four hours if the flight was of longer duration. Each flight must have been of at least one hour's duration with a minimum of fifteen hours for the five flights.

Technical Examination.

157. The applicant shall subject to the provisions of regulation 159, be required to undergo an examination (including practical tests) to demonstrate that he has an advanced knowledge of the examination subjects specified for a third class licence.

Flying Experience for Renewal of Licence.

158. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has had reasonable flying experience as a pilot of airships during the two years immediately preceding the date of the application. In default of such evidence the applicant may be required to undergo all or any part of the practical flying tests and technical examination specified for the grant of a licence, as the Director may consider appropriate in the circumstances of the case.

Exemption for Military Pilots.

159. An applicant who has at any time qualified as a pilot of airships in any of Her Majesty's air forces may, at the discretion of the Director and according to the applicant's qualifications and experience, be exempted from all or any part of the technical requirements applicable to the class of licence to which the application relates.

COMMERCIAL PILOT'S LICENCE (SOARING GLIDERS).

Age of Applicant and Period of Licence.

160. (1) An applicant for the grant of a commercial pilot's licence (soaring gliders) must be not less than 19 years of age.

(2) The period for which a licence may remain in force, following either the grant or any renewal thereof, shall not exceed six months.

Aircraft Rating.

161. A licence shall include an aircraft rating specifying the types of gliders which, subject to regulation 162, the holder is entitled to fly.

Privileges attaching to Licence.

162. The licence shall entitle the holder to fly as pilot in charge or as second pilot of—

- (a) any type of glider of which the maximum total weight authorized does not exceed 1,250 lb.; and
- (b) any type of glider exceeding the above weight if such type is specified in the licence.

Technical Requirements for Grant of Licence.

Flying Experience.

163. The applicant shall be required to produce satisfactory evidence that he has had at least 50 hours' flying experience (*i.e.* in free flight, not towed flight) as pilot in charge of a glider, including 25 winch launchings and 10 completed aero-tow launchings, of which not less than 3 hours, including 10 winch launchings and 3 completed aero-tow launchings, must have been carried out during the twelve months immediately preceding the date of the application.

Practical Flying Tests.

164. (i) The applicant shall, subject to the provisions of regulation 166, be required to undergo the following practical tests in a glider of which the maximum total weight authorized does not exceed 1,250 lb.—

- (a) a free flight of not less than one minute's duration in the course of which the candidate shall manoeuvre the glider so that its flight path is in the form of the letter "S", followed by a normal landing;

(b) a free flight, during which height is not lost over a continuous period of at least five minutes, followed by a landing made within 100 yards of a point fixed beforehand by the candidate. A barograph chart endorsed by a Royal Aero Club Observer will be accepted as evidence as an alternative to visual observation of the flight but not of the landing;

- (c) two winch launchings; and
- (d) two completed aero-tow launchings.

(ii) Where the application relates to a glider of which the maximum total weight authorized exceeds 1,250 lb. the applicant may be required to undergo such flying tests as the Director may consider appropriate in the particular case.

(iii) The tests shall be subject to the following conditions—

- (a) the candidate shall be alone in the glider;
- (b) the tests may be carried out in any order;
- (c) the tests shall be carried out within a maximum period of six months or within such longer period as may be authorized by the Director;
- (d) the test shall be witnessed by properly accredited examiners who shall deposit their reports with the appropriate authorities. The reports shall give full details of the flights and particularly of the landings; and
- (e) the candidate shall, before each test, furnish the examiners with proof of his identity.

Technical Examination.

165. The applicant shall, subject to the provisions of regulation 166, be required to undergo an examination as to his practical knowledge of aviation law, with particular reference to the Order and the regulations issued thereunder, also knowledge of any information notified with respect to the responsibilities of a pilot.

Exemptions.

166. At the discretion of the Director—

- (i) an applicant who is the holder of a commercial pilot's licence (trailing gliders) may be exempted from the above technical examination;

- (ii) an applicant who is the holder of a flying machine pilot's licence may be exempted from the above technical examination;
- (iii) an applicant who produces satisfactory evidence that he has at any time been employed as a pilot in any of Her Majesty's air forces may, according to his qualifications and his experience in respect of soaring flight, be exempted from the above practical flying tests; and
- (iv) an applicant who holds a British Gliding Association Gliding Certificate issued within the period of two years immediately preceding the date of the application may be exempted from the technical examination referred to in regulation 165 and from the flying tests specified at (a) and (b) in paragraph (i) of regulation 164.

Flying Experience for Renewal of Licence.

167. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has carried out as pilot in charge of a glider not less than two hours' flying during the twelve months immediately preceding the date of the application, or, in default thereof, to carry out the practical flying tests specified in regulation 164.

COMMERCIAL PILOT'S LICENCE (TRAILING GLIDERS).

Age of Applicant and Period of Licence.

168. (1) An applicant for the grant of a commercial pilot's licence (trailing gliders) must be not less than 19 years of age.

(2) The period for which a licence may remain in force, following either the grant or any renewal thereof, shall not exceed six months.

Aircraft Rating.

169. A licence shall include an aircraft rating specifying the types of gliders which, subject to regulation 170, the holder is entitled to fly.

Privileges attaching to Licence.

170. The licence shall entitle the holder to fly as pilot in charge or as second pilot of any public transport or aerial work glider, of such type as may be specified in the licence, of which the maximum total weight authorized exceeds 1,250 lb.

Technical Requirements for Grant of Licence.

Flying Experience.

171. The applicant shall, subject to the provisions of regulation 174, be required to produce satisfactory evidence that he has had not less than 200 hours' flying experience, of which not less than 100 hours must have been as pilot in charge of gliders or flying machines, including not less than 30 hours' flying as pilot in charge of a glider, during which the applicant must have carried out 80 take-offs and 80 landings, five of which take-offs and landings must have been made by night. Of this 30 hours' flying not less than 10 hours must have been carried out during the six months immediately preceding the date of the application:

Provided that, in the case of an applicant who has passed an approved course of flying training, the said requirement of 200 hours' flying experience may, at the discretion of the Director, be reduced to 150 hours.

Practical Flying Tests.

172. The applicant shall, subject to the provisions of regulation 174 undergo such practical flying tests as the Director may require.

Technical Examination.

173. The applicant shall, subject to the provisions of regulation 174, be required to undergo an examination (including practical tests) as to his knowledge of the following subjects—

- (a) aviation law;
- (b) air navigation;
- (c) meteorology;

- (d) interpretation of navigational aid identification signals;
- (e) theory of flight and aircraft operating limitations;
- (f) aircraft equipment and installations;
- (g) airframe maintenance.

Exemptions.

174. (1) At the discretion of the Director—

- (i) an applicant who is the holder of a commercial, senior commercial or airline transport pilot's licence (flying machines), may, according to his qualifications, be exempted from all or any part of the practical flying tests and technical examination required by regulations 172 and 173.
- (ii) an applicant who produces satisfactory evidence that he has at any time been employed as a pilot of gliders in any of Her Majesty's air forces may, according to his qualifications and experience, be exempted from all or any of the above requirements as to flying experience and practical tests, and from the technical examination, except as regards the examination subject specified at (a) in regulation 173;
- (iii) an applicant who does not satisfy the night flying requirements specified in regulation 171 or which may be required under regulation 172 may be accepted as eligible for the grant, renewal or extension of a commercial pilot's licence (trailing gliders) restricted to flights between sunrise and sunset within the Colony.

(2) Any exemption granted in accordance with the provisions of sub-paragraphs (i) and (ii) of paragraph (1) of this regulation may be made conditional upon the satisfactory completion of a special flying test.

Flying Experience for Renewal of Licence.

175. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has had reasonable flying experience as pilot of a glider during the six months immediately

preceding the date of the application. In default thereof he may, at the discretion of the Director, be required to undergo all or any part of the practical flying tests and technical examination specified for the grant of a licence.

Extension of Licence.

176. An applicant for the extension of a licence to include the flying of an additional type of glider shall normally be required to pass practical flying tests and a technical examination on the type of glider to which the application relates.

FLIGHT NAVIGATOR'S LICENCE.

Age of Applicant and Period of Licence.

177. (1) An applicant for the grant of a flight navigator's licence must be not less than 21 years of age.

(2) The period for which a licence may remain in force, following either the grant or any renewal thereof, shall not exceed twelve months.

Privileges attaching to Licence.

178. The licence shall entitle the holder to act as flight navigator in any aircraft.

Technical Requirements for Grant of Licence.

Flying Experience.

179. The applicant shall, subject to the provisions of regulation 182, be required to produce satisfactory evidence that he has—

- (a) carried out in the capacity of flight navigator not less than 200 hours' cross-country flying, 50 hours of which must have been carried out during the twelve months immediately preceding the date of the application, and including not less than 50 hours' night flying; and
- (b) made during flight not less than 25 celestial observations by day and not less than 25 celestial observations by night and has applied the results of such observations to the navigation of the aircraft :

Provided that, at the discretion of the Director—

(i) in the case of an applicant who has passed an approved course of training as a flight navigator, the requirements as to flying experience specified at (a) above may be reduced to such extent as the Director may think fit;

(ii) in the case of an applicant who has had flying experience as a pilot of public transport aircraft, one half of such experience, up to a minimum of 100 hours, may be reckoned towards the said requirement of 200 hours' flying.

Technical Examination.

180. The applicant shall, subject to the provisions of regulation 182, be required to undergo an examination (including practical tests) as to his knowledge of the following subjects—

- (a) aviation law, in so far as it affects the responsibilities of a flight navigator;
- (b) air navigation, including the interpretation of navigational aid identification signals; and
- (c) meteorology.

181. The details of the technical examination and the requirements as to the evidence to be furnished of flying experience are specified in handbook C.A.P. 40, "Flight Navigator's Licence", copies of which may be obtained on application to the Department of Civil Aviation, Hong Kong, or to the Secretary, Ministry of Transport and Civil Aviation, London.

Exemptions.

182. At the discretion of the Director, an applicant who has at any time qualified as a flight navigator in any of Her Majesty's air forces may, according to his qualifications and experience as flight navigator, be exempted from all or any of the requirements specified in regulations 179 and 180.

Renewal of Licence.

183. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has had reasonable experience in the navigation of aircraft during the twelve months immediately preceding the date of the application. In default thereof the applicant shall, at the discretion of the Director, be required either to—

- (a) undergo further training in navigational duties in aircraft under the supervision of a person who is the holder of a flight navigator's licence; or
- (b) undergo all or any part of the technical examination specified for the grant of a licence.

FLIGHT ENGINEER'S LICENCE.

Age of Applicant and Period of Licence.

184. (1) An applicant for the grant of a flight engineer's licence must be not less than 21 years of age.

(2) The period for which a licence may remain in force, following either the grant or any renewal thereof, shall not exceed twelve months.

Privileges attaching to Licence.

185. The licence shall entitle the holder to act as flight engineer in any type of aircraft specified in the aircraft rating included in the licence.

Technical Requirements for Grant of Licence.

Aeronautical and flying experience.

186. The applicant shall, subject to the provisions of regulation 188, be required to produce satisfactory evidence that he

- (a) has had at least 50 hours' experience in flight engineering duties on board the type of aircraft to which the application relates, or one of similar characteristics, during the twelve months immediately preceding the date of the application; and

- (b) has demonstrated in flight to the satisfaction of the pilot in charge of an aircraft of the type to which the application relates, or one of similar characteristics, his practical knowledge of emergency procedures and his ability to take appropriate action in the event of any engine failure occurring, particularly during landings and take-offs.

Technical Examination.

187. The applicant shall, subject to the provisions of regulation 188, be required to undergo an examination as to his knowledge of the following subjects, which examination will have reference to the type of aircraft to which the application relates—

- (a) international air legislation;
- (b) the Order, the Regulations issued thereunder, and the requirements laid down in "British Civil Airworthiness Requirements" published by the Board, in so far as they affect the responsibilities of a flight engineer;
- (c) the theory of flight and aerodynamics;
- (d) various terms and definitions used in the operation of aircraft;
- (e) general knowledge of the maintenance and functioning of airframes, power plants and related appliances;
- (f) general knowledge of aircraft operation and maintenance and a detailed knowledge of the manual or manuals relating to the type of aircraft to which the application relates or one of similar characteristics;
- (g) methods of effecting in flight minor repairs, adjustments and replacements;
- (h) aircraft performance with respect to speed limitations, and the procedure to be followed in case of emergency, particularly in the event of fire in the air or power plant failure;
- (i) flight planning based on loading and performance charts, fuel consumption and engine power curves. Control of power output and the mathematical computations involved;
- (j) general knowledge of varying meteorological conditions and their effect on power plant operations;

- (k) aircraft loading and centre of gravity computations;
- (l) types of fuel and oil and fuelling procedure; and
- (m) the preparation of reports, illustrated by sketches, if necessary, describing the replacement or repair required in case of damage.

Exemptions.

188. An applicant who has at any time served as a flight engineer in any of Her Majesty's air forces, may, at the discretion of the Director and according to the applicant's qualifications and experience, be exempted from all or any of the requirements specified in regulations 186 and 187.

Renewal of Licence.

189. An applicant for the renewal of a licence shall be required to produce satisfactory evidence that he has had reasonable experience in flight engineering duties during the twelve months immediately preceding the date of the application, including experience on board each type of flying machine for which the renewal is desired. In default of such evidence the applicant may be required to satisfy all or any of the requirements specified for the grant or extension of a licence as the Director may consider appropriate in the circumstances of the case.

Extension of Licence.

190. An applicant for the extension of the aircraft rating of a licence to include an additional type of aircraft shall be required to satisfy the requirements specified in regulation 186. He may also, at the discretion of the Director, be required to undergo all or any part of the technical examination specified in regulation 187.

MEDICAL REQUIREMENTS.

191. A person applying for the grant or renewal of a licence to act as a member of the operating crew of an aircraft shall be required to undergo a medical examination to ascertain whether his physical condition conforms with the standard of fitness, *i.e.*, physical, visual, colour perception and hearing, applicable to the case, as specified in regulation 197. The examination will be based upon the requirements specified in regulations 199 to 213 :

Provided that—

- (i) an applicant who does not satisfy the appropriate medical requirements may, at the discretion of the Director, be accepted as eligible for the grant or renewal of a licence so far as medical requirements are concerned. Any licence granted or renewed in accordance with this proviso may be made subject to such conditions and restrictions as the Director may consider appropriate in the particular case;
- (ii) if an applicant for the renewal of a licence is for the time being on duty as a member of the operating crew of an aircraft in a region distant from official medical centres the medical examination which he should normally pass to obtain renewal of the licence may exceptionally, at the discretion of the Director,—
 - (a) be deferred once for a period of six months in the case of a member of the operating crew of a private aircraft; or
 - (b) be deferred for two consecutive periods of three months each in the case of a member of the operating crew of a public transport or aerial work aircraft, on condition that the applicant obtains locally on each occasion a satisfactory medical certificate after having been examined by a qualified medical officer.

192. The medical examinations, excepting, however, the examination referred to in proviso (ii) to regulation 191, shall be carried out as follows—

- (a) in the case of a student or private pilot's licence (flying machines) or a private pilot's licence (balloons), the examination shall be carried out by a duly qualified medical practitioner, who may be the applicant's usual medical attendant. It shall be conducted in accordance with Form C.A. 541 (Initial Examination) or Form C.A. 542 (Renewal Examination), and a copy of the appropriate form, completed as required, shall be forwarded by the medical examiner to the Department of Civil Aviation, Hong Kong (by whom copies of the forms will be supplied on request);

- (b) in the case of a commercial pilot's licence (flying machines), a senior commercial pilot's licence (flying machines), an airline transport pilot's licence (flying machines), a flight navigator's licence, a flight engineer's licence, a commercial pilot's licence (soaring gliders), a commercial pilot's licence (trailing gliders), a commercial pilot's licence (balloons), and an airship pilot's licence, third class, second class or first class, the medical examination shall be conducted by specially qualified medical officers appointed by or acting under the authority of the Governor. Applications for examination should be made to the Department of Civil Aviation, Hong Kong.

193. Every applicant who presents himself for medical examination for the grant or renewal of a licence shall be required to furnish to the medical examiner a declaration signed by him stating whether he has previously undergone such medical examination and, if so, where, when and with what result. A false declaration may entail the cancellation of any licence granted or renewed as a result of the examination.

194. If the holder of a licence is aware, or has reasonable grounds to suspect, that his physical, aural or eye condition has deteriorated in any respect, even if only temporarily as the result of a common minor ailment, so that it may be below the standard of medical fitness required for the grant of such a licence, he shall not act in any capacity for which he is so licensed until he is satisfied that his condition has been restored to the required standard.

195. (1) If the holder of a licence

- (a) suffers any personal injury as the result of an accident occurring while he is acting in any capacity for which he is licensed;
- (b) suffers any personal injury involving incapacity for work as the result of an accident occurring otherwise than while he is acting in any capacity for which he is licensed;
- (c) suffers from any illness involving incapacity for work during twenty days or more;

he shall send notification of the occurrence, in writing, to the Department of Civil Aviation, Hong Kong, as soon as possible in the case of accident and, in the case of illness, as soon as the period of twenty days has elapsed.

(2) The holder of a licence may after suffering any such personal injury or illness, be required to undergo a full or partial medical examination. He shall not, therefore, resume acting in any capacity for which he is licensed until he has arranged for a medical report, detailing the nature of the injury or illness, the treatment received, the progress made whilst under treatment and his present condition, to be forwarded to the Department of Civil Aviation and has, in the light of such report, either been examined and pronounced fit or has been informed by the Department that an examination is not required.

(3) Pregnancy shall be regarded as incapacitating the holder of a licence from carrying out flying duties. As soon as the condition has been diagnosed the holder of a licence shall cease flying and shall not again fly until she has, in due course, been examined and pronounced fit.

(4) Whenever the holder of a licence has performed a total of 125 hours' flying in the capacity of a member of the operating crew of flying machines or gliders within any period of thirty consecutive days since his last medical examination under these regulations, he shall not continue to act in that capacity until he has been re-examined and pronounced fit:

Provided that, in exceptional circumstances, relaxations of the requirements of this sub-paragraph may be made at the discretion of the Director.

196. The medical examinations required for the purpose of regulation 195 shall conform with the same conditions and standards as for the grant or renewal of a licence, except, however, as provided in proviso (ii) to regulation 191.

Standards of Fitness.

197. The standards of fitness appropriate to the various classes of licences are as set out below—

(a) <i>Private Pilot's Licence (Flying Machines).</i>	
Physical Standard	No. 3
Visual Standard	No. 3
Colour Perception Standard	No. 2
Hearing Standard	No. 4

(b) <i>Commercial Pilot's Licence (Flying Machines).</i>	
Physical Standard	No. 1
Visual Standard	No. 1
Colour Perception Standard	No. 2
Hearing Standard	No. 3
(c) <i>Senior Commercial Pilot's Licence (Flying Machines).</i>	
Physical Standard	No. 1
Visual Standard	No. 1
Colour Perception Standard	No. 2
Hearing Standard	No. 1
(d) <i>Airline Transport Pilot's Licence (Flying Machines).</i>	
Physical Standard	No. 1
Visual Standard	No. 1
Colour Perception Standard	No. 2
Hearing Standard	No. 1
(e) <i>Private Pilot's Licence (Balloons).</i>	
Physical Standard	No. 3
Visual Standard	No. 3
Colour Perception Standard	No. 2
Hearing Standard	No. 4
(f) <i>Commercial Pilot's Licence (Balloons).</i>	
Physical Standard	No. 2
Visual Standard	No. 3
Colour Perception Standard	No. 2
Hearing Standard	No. 4
(g) <i>Airship Pilot's Licence, Third Class and Second Class.</i>	
Physical Standard	No. 2
Visual Standard	No. 3
Colour Perception Standard	No. 2
Hearing Standard	No. 4

<i>(h) Airship Pilot's Licence, First Class.</i>	
Physical Standard	No. 2
Visual Standard	No. 3
Colour Perception Standard	No. 2
Hearing Standard	No. 4
<i>(i) Commercial Pilot's Licence (Soaring Gliders).</i>	
Physical Standard	No. 2
Visual Standard	No. 1
Colour Perception Standard	No. 2
Hearing Standard	No. 3
<i>(j) Commercial Pilot's Licence (Trailing Gliders).</i>	
Physical Standard	No. 2
Visual Standard	No. 1
Colour Perception Standard	No. 2
Hearing Standard	No. 3
<i>(k) Flight Navigator's Licence.</i>	
Physical Standard	No. 2
Visual Standard	No. 2
Colour Perception Standard	No. 2
Hearing Standard	No. 3
<i>(l) Flight Engineer's Licence.</i>	
Physical Standard	No. 2
Visual Standard	No. 2
Colour Perception Standard	No. 2
Hearing Standard	No. 3

198. A person who is the holder of a flying machine pilot's licence (private or commercial) and who has been granted or makes application for, an instrument rating shall be required to satisfy Hearing Standard No. 1.

PHYSICAL REQUIREMENTS.

199. Physical Standard No. 1.—The medical examination and assessment will be based on the following requirements of mental and physical fitness—

- (a) The applicant shall be required to be free from such active or latent, acute, or chronic, physical disability, as would entail a degree of functional incapacity which is likely to interfere with the safe handling of an aircraft at any altitude throughout a prolonged or difficult flight.
- (b) The medical examination will include a full inquiry into the family and personal history of the applicant. The information obtained shall be given in a statement made and signed by him and will be taken into consideration by the medical examiner.
- (c) *Examination of the nervous system.*—The applicant shall have no history of significant mental or nervous trouble. He shall be required to be free from any mental impairment, or presumptive evidence of latent epilepsy. He shall be required to be free from any progressive disease of the nervous system and from any non-progressive disease of that system, the effects of which are likely to interfere with the safe handling of an aircraft. Cases of past or present insanity and cases in which syphilis, past or present, has affected the central nervous system will be assessed as permanently unfit.

As to injuries of the head—

(i) Cases of simple concussion, or simple fracture of the skull without associated intracranial injury will be assessed as temporarily unfit until such time as the medical examiner is satisfied that the effects of the concussion or fracture are no longer likely to jeopardise safety in flight. If the applicant has been incapacitated for a period in excess of one month the licence if renewed will be valid only for a period of two months in the first instance, thereafter its validity will be restricted to consecutive periods of two months until the medical examiner is satisfied that the after-effects of the concussion or fracture are no longer likely to cause a sudden incapacity in flight.

(ii) Cases of head injury associated with intracranial injuries will be assessed as permanently unfit if a local lesion of the brain or meninges persists.

(iii) Cases of head injury in which there has been an operation on the skull with loss of bony substance involving the two tables of the cranial vault will be assessed as permanently unfit.

(d) *General surgical examination.*

The applicant shall be required to be completely free from hernia.

Cases of active disease of the bones, joints, muscles or tendons and all serious functional sequelae of congenital or acquired disease will be assessed as unfit. Cases of functional after effects of lesions affecting the bones, joints, muscles or tendons and certain anatomical defects compatible with the safe handling of aircraft at any altitude throughout a prolonged or difficult flight may be assessed as fit.

Cases of sequelae of disease or surgical intervention on any part of the digestive tract and its adnexae, liable to cause sudden incapacity in flight, in particular any obstructions due to stricture or compression will be assessed as unfit.

Cases of extensive mutilation of the chest wall with collapse of the thoracic cage and sequelae of surgical procedures resulting in decreased respiratory efficiency at altitude will be assessed as unfit.

Cases of sequelae of disease or surgical procedures on the kidneys and the urinary tracts liable to cause sudden incapacity, in particular any obstructions due to stricture or compression will be assessed as unfit. Cases of compensated nephrectomy without hypertension or uraemia may be assessed as fit.

An applicant who has undergone a major surgical operation on the biliary passages or the digestive tract or its adnexae, or the urinary system, which has involved a total or partial excision or a diversion of any of these organs will be assessed as unfit until such time as the medical examiner having access to the details of the operation concerned considers that the effects of the operation are not liable to cause sudden incapacity in the air.

(e) *General medical examination.*

The heart shall not possess any abnormality, congenital or acquired, which is likely to interfere with the safe handling of aircraft. Respiratory arrhythmia, occasional extra systoles which disappear on exercise, increase of pulse rate from excitement or exercise, or a slow pulse not associated with auriculoventricular dissociation may be regarded as coming within "normal" limits.

The systolic and diastolic blood pressures shall be within normal limits.

There shall be no significant functional nor structural abnormality of the circulatory tree.

There shall be no acute disability of the lungs nor any active disease of the structures of the lungs, mediastinum or pleura. In the case of an examination for the first grant of a licence, radiography will form a part of the chest examination, and similar radiographic examinations will be carried out as necessary thereafter.

Cases of pulmonary emphysema will not be assessed as unfit unless the condition is causing symptoms.

Cases of active pulmonary tuberculosis will be assessed as unfit. Cases of quiescent or healed lesions which are known to be tuberculous, or are presumably tuberculous in origin, may be assessed as fit. Cases of doubt about the activity of a lesion, where symptoms of activity of the disease are lacking, clinically, will be assessed as temporarily unfit for a period of not less than three months from the date of the medical examination. At the end of the three months' period, a further radiographic record will be made and compared carefully with the original. If there is no sign of extension of the disease and there are no general symptoms nor symptoms referable to the chest, the applicant may be assessed as fit for a period of three months. Thereafter, provided there continues to be no sign of extension of the disease as shown by radiographic examinations carried out at the end of each three months' period, the validity of the licence will be restricted to consecutive periods of three months. When the applicant has been under observa-

tion under this scheme for a total period of at least two years and comparison of all the radiographic records shows no changes or only retrogression of the lesion, the lesion will be regarded as "quiescent" or "healed".

Cases of disabling disease with important impairment of the functioning of the gastro-intestinal tract and its adnexae will be assessed as unfit.

Cases of significant metabolic, nutritional or endocrine disorders will be assessed as unfit. Proven cases of diabetes mellitus will be assessed as permanently unfit; doubtful cases will be assessed as unfit until the condition is proven to be non-diabetic.

Cases of severe and moderate enlargement of the spleen persistently below the costal margin will be assessed as unfit.

Cases of significant localized and general enlargement of the lymphatic glands and of diseases of the blood will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit.

Cases presenting any signs of organic disease of the kidneys will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit. The urine shall contain no abnormal element considered by the medical examiner to be pathological. Cases of affections of the urinary passages and of the genital organs will be assessed as unfit; those due to transient conditions may be assessed as temporarily unfit.

An applicant who has a personal history of syphilis shall be required to furnish evidence, satisfactory to the medical examiner, that he has undergone adequate treatment. An applicant showing any clinical signs of active syphilis will be assessed as temporarily unfit for a period of not less than three months from the date of the medical examination. At the end of the three months' period, provided the applicant furnishes proof, satisfactory to the medical examiner, that he has undergone adequate treatment in the interim and that the serological reaction for syphilis is negative, he may be assessed as fit but where a licence is granted or renewed in these circumstances it will be valid only for a period of three months in the

first instance. Thereafter, provided serological reactions for syphilis continue to be negative at the end of each three months' period, the validity of the licence will be restricted to consecutive periods of three months. When the applicant has been under observation under this scheme for a total period of at least three years and the serological reactions have continued to be negative, the restriction on the period of validity of the licence may be removed. In cases where the serological reaction for syphilis remains persistently positive, examinations of the cerebro-spinal fluid at the end of each period of six months with negative results may be accepted in lieu of negative serological reactions at the end of each period of three months.

Applicants of the female sex who have a history of severe menstrual disturbances that have proven unamenable to treatment and that are likely to interfere with the safe handling of aircraft will be assessed as unfit.

In the event of pregnancy the applicant will be assessed as temporarily unfit until, at least, after the pregnancy has been terminated. After confinement or miscarriage the applicant will not be permitted to exercise the privileges of the licence until she has undergone a medical examination and been assessed as fit. Cases of applicants of the female sex who have undergone gynaecological operations will be considered individually.

(f) *Eye Examination.*

The functions of the eye and its adnexae shall be normal. There shall be no active pathological condition, acute or chronic, of either eye or adnexae which is likely to interfere with its proper function to an extent that would jeopardize safety in flight.

(*Note:* The details of the Visual Requirements are specified in regulations 202 to 205 and those for Colour Perception in regulations 206 to 208.)

(g) *Ear examination.*

There shall be—

- (i) no active pathological process, acute or chronic, of the internal ear or middle ear cleft;

(ii) no unhealed (unclosed) perforation of the tympanic membranes except that a dry perforation of non-infectious origin need not render the applicant unfit;

(iii) no permanent obstruction of the Eustachian tubes;

(iv) no permanent disturbances of the vestibular apparatus.

(Note: The details of the Hearing Requirements are specified in regulations 209 to 213.)

(h) *Nose, throat and mouth examination.*

There shall be free nasal air entry on both sides. There shall be no serious malformation nor serious, acute or chronic, affection of the buccal cavity or upper respiratory tract. Applicants with significant defects of speech will be assessed as unfit.

200. Physical Standard No. 2.—The medical examination and assessment will be based on the following requirements of mental and physical fitness—

(a) The applicant shall be required to be free from such active or latent, acute, or chronic, physical disability, as would entail a degree of functional incapacity which is likely to interfere with the safe performance of the duties at any altitude throughout a prolonged or difficult flight.

(b) The medical examination will include a full inquiry into the family and personal history of the applicant. The information obtained shall be given in a statement made and signed by him and will be taken into consideration by the medical examiner.

(c) *Examination of the nervous system.*—The applicant shall have no history of significant mental or nervous trouble. He shall be required to be free from any mental impairment, or presumptive evidence of latent epilepsy. He shall be required to be free from any progressive disease of the nervous system and from any non-progressive disease of that system, the effects of which are likely to interfere with the safe performance of the duties. Cases of past or present insanity and cases in which syphilis, past or present, has affected the central nervous system will be assessed as permanently unfit.

As to injuries of the head—

(i) Cases of simple concussion, or simple fracture of the skull without associated intracranial injury will be assessed as temporarily unfit until such time as the medical examiner is satisfied that the effects of the concussion or fracture are no longer likely to jeopardise safety in flight. If the applicant has been incapacitated for a period in excess of one month the licence if renewed will be valid only for a period of two months in the first instance, thereafter its validity will be restricted to consecutive periods of two months until the medical examiner is satisfied that the after-effects of the concussion or fracture are no longer likely to cause a sudden incapacity in flight.

(ii) Cases of head injury associated with intracranial injuries will be assessed as permanently unfit if a local lesion of the brain or meninges persists.

(iii) Cases of head injury in which there has been an operation on the skull with loss of bony substance involving the two tables of the cranial vault will be assessed as permanently unfit.

(d) *General surgical examination.*

The applicant shall be required to be completely free from hernia.

Cases of active disease of the bones, joints, muscles or tendons and all serious functional sequelae of congenital or acquired disease will be assessed as unfit. Cases of functional after effects of lesions affecting the bones, joints, muscles or tendons and certain anatomical defects compatible with the safe performance of the duties may be assessed as fit.

Cases of sequelae of disease or surgical intervention on any part of the digestive tract and its adnexae, liable to cause sudden incapacity in flight, in particular any obstructions due to stricture or compression will be assessed as unfit.

Cases of extensive mutilation of the chest wall with collapse of the thoracic cage and sequelae of surgical procedures resulting in decreased respiratory efficiency at altitude will be assessed as unfit.

Cases of sequelae of disease or surgical procedures on the kidneys and the urinary tracts liable to cause sudden incapacity, in particular any obstructions due to stricture or compression will be assessed as unfit. Cases of compensated nephrectomy without hypertension or uraemia may be assessed as fit.

An applicant who has undergone a major surgical operation on the biliary passages or the digestive tract or its adnexae, or the urinary system, which has involved a total or partial excision or a diversion of any of these organs will be assessed as unfit until such time as the medical examiner having access to the details of the operation concerned considers that the effects of the operation are not liable to cause sudden incapacity in the air.

(e) *General medical examination.*

The heart shall not possess any abnormality, congenital or acquired, which is likely to interfere with the safe performance of the duties. Respiratory arrhythmia, occasional extra systoles which disappear on exercise, increase of pulse rate from excitement or exercise, or a slow pulse not associated with auriculoventricular dissociation may be regarded as coming within "normal" limits.

The systolic and diastolic blood pressures shall be within normal limits.

There shall be no significant functional nor structural abnormality of the circulatory tree.

There shall be no acute disability of the lungs nor any active disease of the structures of the lungs, mediastinum or pleura. In the case of an examination for the first grant of a licence, radiography will form a part of the chest examination, and similar radiographic examinations will be carried out as necessary thereafter.

Cases of pulmonary emphysema will not be assessed as unfit unless the condition is causing symptoms.

Cases of active pulmonary tuberculosis will be assessed as unfit. Cases of quiescent or healed lesions which are known to be tuberculous, or are presumably

tuberculous in origin, may be assessed as fit. Cases of doubt about the activity of a lesion, where symptoms of activity of the disease are lacking, clinically, will be assessed as temporarily unfit for a period of not less than three months from the date of the medical examination. At the end of the three months' period, a further radiographic record will be made and compared carefully with the original. If there is no sign of extension of the disease and there are no general symptoms nor symptoms referable to the chest, the applicant may be assessed as fit for a period of three months. Thereafter, provided there continues to be no sign of extension of the disease as shown by radiographic examinations carried out at the end of each three months' period, the validity of the licence will be restricted to consecutive periods of three months. When the applicant has been under observation under this scheme for a total period of at least two years and comparison of all the radiographic records shows no changes or only retrogression of the lesion, the lesion will be regarded as "quiescent" or "healed".

Cases of disabling disease with important impairment of the functioning of the gastro-intestinal tract and its adnexae will be assessed as unfit.

Cases of significant metabolic, nutritional or endocrine disorders will be assessed as unfit. Proven cases of diabetes mellitus will be assessed as permanently unfit; doubtful cases will be assessed as unfit until the condition is proven to be non-diabetic.

Cases of severe and moderate enlargement of the spleen persistently below the costal margin will be assessed as unfit.

Cases of significant localised and general enlargement of the lymphatic glands and of diseases of the blood will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit.

Cases presenting any signs of organic disease of the kidneys will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit. The urine shall contain no abnormal element considered by the medical examiner to be pathological. Cases of

affections of the urinary passages and of the genital organs will be assessed as unfit; those due to transient conditions may be assessed as temporarily unfit.

An applicant who has a personal history of syphilis shall be required to furnish evidence, satisfactory to the medical examiner, that he has undergone adequate treatment. An applicant showing any clinical signs of active syphilis will be assessed as temporarily unfit for a period of not less than three months from the date of the medical examination. At the end of the three months' period, provided the applicant furnishes proof, satisfactory to the medical examiner, that he has undergone adequate treatment in the interim and that the serological reaction for syphilis is negative, he may be assessed as fit but where a licence is granted or renewed in these circumstances it will be valid only for a period of three months in the first instance. Thereafter, provided serological reactions for syphilis continue to be negative at the end of each three months' period the validity of the licence will be restricted to consecutive periods of three months. When the applicant has been under observation under this scheme for a total period of at least three years and the serological reactions have continued to be negative, the restriction on the period of validity of the licence may be removed. In cases where the serological reaction for syphilis remains persistently positive, examinations of the cerebro-spinal fluid at the end of each period of six months with negative results may be accepted in lieu of negative serological reactions at the end of each period of three months.

Applicants of the female sex who have a history of severe menstrual disturbances that have proven unamenable to treatment and that are likely to interfere with the safe performance of the duties will be assessed as unfit.

In the event of pregnancy the applicant will be assessed as temporarily unfit until, at least, after the pregnancy has been terminated. After confinement or miscarriage the applicant will not be permitted to exercise the privileges of the licence until she has undergone a

medical examination and been assessed as fit. Cases of applicants of the female sex who have undergone gynaecological operations will be considered individually.

(f) *Eye examination.*

The functions of the eye and its adnexae shall be normal. There shall be no active pathological condition, acute or chronic, of either eye or adnexae which is likely to interfere with its proper function to an extent that would jeopardize safety in flight.

(Note: The details of the Visual Requirements are specified in regulations 202 to 205 and those for Colour Perception in regulations 206 to 208).

(g) *Ear examination.*

There shall be—

(i) no active pathological process, acute or chronic, of the internal ear or middle ear cleft;

(ii) no unhealed (unclosed) perforation of the tympanic membranes except that a dry perforation of non-infectious origin need not render the applicant unfit;

(iii) no permanent obstruction of the Eustachian tubes;

(iv) no permanent disturbances of the vestibular apparatus.

(Note: The details of the Hearing Requirements are specified in regulations 209 to 213).

(h) *Nose, throat and mouth examination.*

There shall be free nasal air entry on both sides. There shall be no serious malformation nor serious, acute or chronic, affection of the buccal cavity or upper respiratory tract. Applicants with significant defects of speech will be assessed as unfit.

201. Physical Standard No. 3.—The medical examination and assessment will be based on the following requirements of mental and physical fitness—

- (a) The applicant shall be required to be free from any congenital or acquired disability causing such degree of functional incapacity as is likely to interfere with the safe handling of aircraft under ordinary condition of flight.

- (b) The medical examination will include a full inquiry into the family and personal history of the applicant. The information obtained shall be given in a statement made and signed by him and will be taken into consideration by the medical examiner.
- (c) *Examination of the nervous system.*—The applicant shall have no history of significant mental or nervous trouble. He shall be required to be free from any mental impairment, or presumptive evidence of latent epilepsy. He shall be required to be free from any progressive disease of the nervous system and from any non-progressive disease of that system, the effects of which are likely to interfere with the safe handling of aircraft in flight. Cases of past or present insanity and cases in which syphilis, past or present, has affected the central nervous system will be assessed as permanently unfit.

As to injuries of the head—

(i) Cases of simple concussion, or simple fracture of the skull without associated intracranial injury will be assessed as temporarily unfit until such time as the medical examiner is satisfied that the effects of the concussion or fracture are no longer likely to jeopardise safety in flight.

(ii) Cases of head injury associated with intracranial injuries will be assessed as permanently unfit if a local lesion of the brain or meninges persists.

(iii) Cases of head injury in which there has been an operation on the skull with loss of bony substance involving the two tables of the cranial vault will be assessed as permanently unfit; cases repaired by plates ensuring present and future integrity of the central nervous system may be assessed as fit subject to a period of one year elapsing from the time of the repair.

- (d) *General surgical examination.*

The presence of hernia will not necessarily entail an assessment of unfitness. Cases in which the medical examiner is satisfied that a well fitting appliance will adequately control the hernia may be assessed as fit, subject to the appliance being worn by the applicant whilst exercising the privileges of the licence.

Cases of active disease of the bones, joints, muscles or tendons and all serious functional sequelae of congenital or acquired disease will be assessed as unfit. Cases of certain qualifying functional after effects of lesions affecting the bones, joints, muscles or tendons and certain anatomical defects compatible with the safe handling of aircraft in flight may be assessed as fit.

Cases of sequelae of disease or surgical intervention on any part of the digestive tract and its adnexae, liable to cause sudden incapacity in flight, in particular any obstructions due to stricture or compression will be assessed as unfit.

Cases of extensive mutilation of the chest wall with collapse of the thoracic cage and sequelae of surgical procedures resulting in decreased respiratory efficiency at altitude will be assessed as unfit.

Cases of sequelae of disease or surgical procedures on the kidneys and the urinary tracts liable to cause sudden incapacity, in particular any obstructions due to stricture or compression will be assessed as unfit. Cases of compensated nephrectomy without hypertension or uraemia may be assessed as fit.

An applicant who has undergone a major surgical operation on the biliary passages or the digestive tract or its adnexae, or the urinary system, which has involved a total or partial excision or a diversion of any of these organs will be assessed as unfit until such time as the medical examiner having access to the details of the operation concerned considers that the effects of the operation are not liable to cause sudden incapacity in the air.

- (e) *General medical examination.*

The heart shall not possess any abnormality, congenital or acquired, which is likely to interfere with the safe handling of aircraft in flight. Respiratory arrhythmia, occasional extra systoles which disappear on exercise, increase of pulse rate from excitement or exercise, or a slow pulse not associated with auriculoventricular dissociation may be regarded as coming within "normal" limits.

The systolic and diastolic blood pressures shall be within normal limits.

There shall be no significant functional nor structural abnormality of the circulatory tree. The presence of varicosities will not necessarily entail an assessment of unfitness.

There shall be no acute disability of the lungs nor any active disease of the structures of the lungs, mediastinum or pleura. Radiography will form a part of the medical examination in all doubtful clinical cases.

Cases of pulmonary emphysema will not be assessed as unfit unless the condition is causing symptoms.

Cases of active pulmonary tuberculosis will be assessed as unfit.

Cases of quiescent or healed lesions which are known to be tuberculous, or are presumably tuberculous in origin, may be assessed as fit.

Cases of disabling disease with important impairment of the functioning of the gastro-intestinal tract and its adnexae will be assessed as unfit.

Proven cases of diabetes mellitus will be assessed as permanently unfit; doubtful cases will be assessed as unfit until the condition is proven to be non-diabetic.

Cases of significant localized and general enlargement of the lymphatic glands and of diseases of the blood will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit.

Cases presenting any signs of organic disease of the kidneys will be assessed as unfit; those due to a transient condition may be assessed as temporarily unfit. The urine shall contain no abnormal element considered by the medical examiner to be pathological. Cases of affections of the urinary passages and of the genital organs will be assessed as unfit; those due to transient conditions may be assessed as temporarily unfit.

An applicant who has a personal history of syphilis shall be required to furnish evidence, satisfactory to the medical examiner, that he has undergone adequate treatment.

In the event of pregnancy the applicant will be assessed as temporarily unfit until, at least, after the pregnancy has been terminated. After confinement or miscarriage the applicant will not be permitted to exercise the privileges of the licence until she has undergone a medical examination and been assessed as fit.

(f) *Eye examination.*

There shall be no active pathological condition, acute or chronic, of either eye or adnexae which is likely to interfere with its proper function to an extent that would jeopardize safety in flight.

(Note: The details of the Visual Requirements are specified in regulations 202 to 205 and those for Colour Perception in regulations 206 to 208.)

(g) *Ear examination.*

There shall be—

(i) no active pathological process, acute or chronic, of the internal ear or middle ear cleft;

(ii) no permanent disturbances of the vestibular apparatus.

(Note: The details of the Hearing Requirements are specified in regulations 209 to 213.)

(h) *Nose, throat, and mouth examination.*

There shall be free nasal air entry on both sides. There shall be no serious malformation nor serious, acute or chronic, affection of the buccal cavity or upper respiratory tract. Applicants with significant defects of speech will be assessed as unfit.

VISUAL REQUIREMENTS.

202. The measurement of visual acuity will be made by means of a series of optotypes of Landholt, or similar optotypes, illuminated at not less than sixty lux and placed at distance of twenty feet from the applicant.

203. *Visual standard No. 1.*—The applicant shall be required to have:

- (a) a distance visual acuity of at least 6/18 in each eye separately without correction: provided that each eye is capable of correction to 6/6 and if the uncorrected

vision in one eye or both eyes is less than 6/12 glasses giving an acuity of at least 6/6 in the defective eye or eyes shall be worn while exercising the privileges of the licence;

- (b) a near visual acuity of Jaeger 1 in each eye with correcting glasses if necessary;
- (c) not more than +2.25 dioptries of hypermetropia;
- (d) not more than 1 dioptre of hyperphoria;
- (e) not more than 6 dioptries of esophoria;
- (f) not more than 6 dioptries of exophoria;
- (g) accommodation within ± 3 dioptries of the average for the age;
- (h) normal fields of vision.

204. *Visual Standard No. 2.*—The applicant shall be required to have:

- (a) a distant visual acuity of at least 6/60 in each eye separately without correction: provided that one eye is capable of correction to 6/6 and the other to 6/18 and if the uncorrected vision in one eye or both eyes is less than 6/12 glasses giving an acuity of at least 6/6 in one eye and at least 6/18 in the other eye shall be worn whilst exercising the privileges of the licence;
- (b) a near visual acuity of Jaeger 1 in the better eye and Jaeger 8 in the other eye with correcting glasses if necessary;
- (c) accommodation within ± 3 dioptries of the average for the age;
- (d) normal fields of vision.

205. *Visual Standard No. 3.*—The applicant shall be required to have:

- (a) a distant visual acuity of at least 6/60 in each eye separately without correction: provided that one eye is capable of correction to 6/6 and the other to 6/12 and if the uncorrected vision in one eye or both eyes is less

than 6/12 glasses giving an acuity of at least 6/6 in one eye and at least 6/12 in the other eye shall be worn whilst exercising the privileges of the licence;

- (b) a near vision of Jaeger 1 in the better eye and Jaeger 8 in the other eye with correcting glasses if necessary;
- (c) ocular muscle balance giving full movements of each eye with no diplopia in any part of the visual field;
- (d) normal fields of vision.

COLOUR PERCEPTION REQUIREMENTS.

206. The measurement of colour perception for Colour Perception Standard No. 1 should be made by means of pseudo-isochromatic plates or a suitable lantern. The measurement for Colour Perception Standard No. 2 should be made by means of a suitable lantern. When a lantern is used it should present the light, transmitted by coloured screens lighted at five lux, for one second and seen at a distance of twenty feet in an angle of three minutes.

207. *Colour Perception Standard No. 1.*—The applicant shall be required to have normal colour perception.

208. *Colour Perception Standard No. 2.*—The applicant shall be required to be able to distinguish easily signal red, signal green, and white.

HEARING REQUIREMENTS.

209. The measurement of the auditory acuity in the first three standards detailed below will be made by means of a standard pure tone audiometer in a quiet room, that is, a room in which the intensity of the background noise is less than fifty decibels as measured by a sound level meter.

210. *Hearing Standard No. 1.*—The applicant shall be required not to have a loss in either ear of more than twenty decibels at any one of the four frequencies, 500, 1,000, 2,000 and 3,000 cycles per second.

211. *Hearing Standard No. 2.*—The applicant shall be required not to have a loss in either ear of more than twenty decibels at any one of the three frequencies, 500, 1,000 and 2,000 cycles per second nor of more than forty decibels at the frequency of 3,000 cycles per second.

212. Hearing Standard No. 3.—The applicant shall be required not to have a loss in either ear of more than forty decibels at any one of the three frequencies, 500, 1,000 and 2,000 cycles per second.

213. Hearing Standard No. 4.—The applicant shall be required to be able to hear a conversational voice, using both ears and standing with his back towards the examiner, at a distance of ten feet from the examiner.

PART XI.

TOWING.

General.

214. With reference to Article 46 of the Order, application by the holder of a flying machine pilot's licence for a towing rating entitling the holder to fly flying machines towing gliders of which the maximum total weight authorized exceeds 1,250 lb. should be made in writing to the Department of Civil Aviation, Hong Kong.

215. Subject as hereinafter provided, an applicant for a towing rating shall be required to produce evidence of flying experience and undergo tests and examinations as specified in regulation 217.

216. A towing rating shall not authorize the towing of a glider or gliders by more than one flying machine.

Requirements for Grant of Towing Rating.

217. (1) An applicant for a towing rating must be the holder of a commercial, senior commercial or airline transport pilot's licence (flying machines), granted under the provisions of the Order.

(2) The applicant shall be required to satisfy the requirements as to flying experience and undergo tests and examination as specified in sub-paragraphs (a), (b) and (c) below.

(a) *Flying Experience.*

The applicant shall be required to produce satisfactory evidence that he has, during the twelve months immediately preceding the date of the application, carried out—

(i) as pilot in charge of a flying machine towing a glider, not less than five hours' flying, including at least ten flights, not less than three of which shall have been carried out at night; and

(ii) as pilot in charge of a glider towed by a flying machine and released therefrom, not less than three hours' flying, including at least ten flights, one of which shall have been carried out at night.

(b) *Practical Flying Tests.*

Two flights as pilot in charge of a flying machine, of a type included in Group I of the aircraft rating of the applicant's licence, towing one or more gliders, during each of which flights the applicant shall, in accordance with a plan arranged beforehand, fly to the position where the glider or gliders are to be released, and after such release, drop the tow rope within the assigned area and land the flying machine at the assigned place.

In respect of one of these flights the total weight of the glider or gliders shall approximate to the maximum weight which the flying machine may be permitted to tow in the circumstances of the flight. The other flight shall be carried out at night and the position of release shall be when the flying machine is down wind of the place at which the glider or gliders are to land and is flying across wind at a suitable height above the level of that place.

The tests shall be subject to the following conditions—

(i) The tests may be carried out in any order;

(ii) the tests shall be witnessed or conducted, as the case requires, by properly accredited examiners who shall deposit their reports with the appropriate authorities. The reports shall give full details of the flights, and in particular, of the landings; and

(iii) the applicant shall, before each test, furnish the examiners with proof of his identity.

(c) *Technical Examination.*

(i) General knowledge of the procedure for towed flights, including the systems of intercommunication which may be used; the methods of towing; the effect of variation of load, and of wind and other meteorological conditions on gliding and towed flights; the principles governing the selection of landing grounds for gliders;

(ii) knowledge of the types of gliders approved for towing by such types of flying machines included in Group I of the aircraft rating of the applicant's licence as have been approved for towing; the flight characteristics of and the instruments prescribed for such types of gliders; the permissible limits of loading for such combinations of flying machines and gliders; the types of tow rope which may be used; the methods of inspection of tow ropes and quick release devices;

(iii) practical knowledge of aviation law, with particular reference to the Order and the Regulations issued thereunder, also knowledge of any information notified with respect to the responsibilities of a pilot in towing operations:

Provided that—

- (i) an applicant who is the holder of a commercial pilot's licence (trailing gliders) may be exempted from technical examination in the subjects specified in sub-paragraph (c) (i) and (iii) of this paragraph; and
- (ii) an applicant who has at any time flown as a pilot of flying machines towing gliders in any of Her Majesty's air forces may, according to his qualifications and experience, be exempted from all or any of the above requirements as to flying experience and practical flying tests, and from technical examination in the subjects specified in sub-paragraph (c) (i) and (ii) of this paragraph. Such exemption may be made conditional upon the satisfactory completion of a special flying test.

PART XII.

FLYING INSTRUCTION.

General.

218. With reference to Article 26 of the Order, application for the inclusion in a licence, extension or renewal of a rating to give instruction in flying (i) flying machines, and (ii) gliders (of which the maximum total weight authorized exceeds 1,250 lb.) towed by flying machines, should be made in writing to the Department of Civil Aviation, Hong Kong. Such ratings may be included in a licence, extended or renewed in accordance with the requirements and conditions specified in this Section:

Provided that the requirements for the inclusion in a licence, extension or renewal of a rating to give instruction in the flying of flying machines other than aeroplanes (*e.g.* helicopters or gyroplanes), while generally as specified in this Part for flying machines, may be subject to such modifications as the Director may consider appropriate in the particular case.

219. A rating may be included in a licence entitling the holder thereof to give instruction in flying in the capacity either of Instructor or of Assistant Instructor according to the qualifications of the applicant.

220. The period for which a rating to give instruction in flying may continue in operation, following either the inclusion in a licence or any renewal thereof, shall not exceed twelve months.

Flying Machines.

Rating to act as Assistant Instructor.

221. (1) A rating to act in the capacity of Assistant Instructor may be included in a flying machine pilot's licence of any class and will be limited to particular classes and types of flying machines.

(2) A rating in respect of one or more classes or types of flying machines may be extended to cover the giving of instruction in flying additional classes or types on the Director being satisfied that the applicant has completed such examination and tests as may be appropriate in the circumstances of the case.

(3) Such a rating will be made valid only for the giving of instruction under the direction of a competent Instructor and will not authorize the holder to give directions to a pupil in regard to either the pupil's first solo flight or his first solo cross-country flight.

(4) An applicant for an Assistant Instructor's rating shall, subject to the provisions of regulation 223, be required—

- (a) to produce satisfactory evidence that he has carried out not less than 100 hours' flying as pilot in charge of a flying machine, of which not less than 30 hours shall have been carried out on the class of flying machine to which the application relates;
- (b) to produce satisfactory evidence that he has passed a flying instructor's course the syllabus of which has been approved;
- (c) to undergo an oral examination in the subjects of such a course;
- (d) to undergo a flying test, with an approved examiner on board, for the purpose of determining the applicant's practical ability to act as an Assistant Instructor; and
- (e) if the application relates to seaplanes—
 - (i) to undergo an oral examination for the purpose of determining his knowledge of the practical matters relating to the manoeuvring of seaplanes on the water; and
 - (ii) to undergo a test on a seaplane of the type or group to which the application relates, with an approved examiner on board, for the purpose of determining the applicant's practical ability to give instruction in the handling of such seaplane on the water.

Rating to act as Instructor.

222. (1) A rating to act in the capacity of Instructor may be included in a private, commercial, senior commercial or airline transport pilot's licence (flying machines) and will be limited to the giving of instruction on such types of flying machines, specified in the aircraft rating of the licence, as the holder is, by the terms of the licence, entitled to fly as pilot in charge.

(2) An applicant for an Instructor's rating shall, subject to the provisions of regulation 223, be required—

- (a) to produce satisfactory evidence that—
 - (i) he has carried out not less than 400 hours' flying as pilot in charge of a flying machine, of which not less than 30 hours shall have been carried out on the class and type of flying machine to which the application relates;
 - (ii) his flying experience includes not less than 100 hours' flying in the capacity of Assistant Instructor;
- (b) to undergo a flying test, with an approved examiner on board, for the purpose of determining the applicant's practical ability to act as an Instructor; and
- (c) to satisfy the requirements for a rating to act as an Assistant Instructor specified in sub-paragraphs (b), (c) and, when applicable, (e) of paragraph (4) of regulation 221.

223. An applicant who has qualified as an instructor in flying flying machines in any of Her Majesty's air forces may, according to his qualifications and experience, be exempted from all or any of the requirements specified in paragraph (4) of regulation 221 or paragraph (2) of regulation 222. Such exemption may be made conditional upon the satisfactory completion of any part of the examinations and tests.

Gliders Towed by Flying Machines.

224. (1) An applicant for a rating to give instruction in flying gliders (of which the maximum total weight authorized exceeds 1,250 lb.) towed by flying machines shall be required—

- (a) to produce satisfactory evidence that he has carried out not less than 400 hours' flying as pilot in charge of a glider or flying machine, of which—
 - (i) not less than 30 hours' flying and eighty landings shall have been carried out by him as pilot in charge of a glider; and

(ii) not less than 25 hours' flying, including five flights during which a glider has been towed by the flying machine and released therefrom, shall have been carried out by him as pilot in charge of a flying machine;

(b) to undergo an oral examination in the subjects of a gliding instructor's course conducted in accordance with an approved syllabus.

(2) In addition, the applicant may be required to undergo a flying test, on a flying machine or a glider towed by a flying machine, or on both, with an approved examiner on board, for the purpose of determining his practical ability to give instruction in flying gliders towed by flying machines:

Provided that an applicant (i) in whose licence there is included a rating to give instruction in flying flying machines, or (ii) who has qualified as an instructor in flying flying machines or gliders in any of Her Majesty's air forces may, according to his qualifications and experience, be exempted from all or any of the requirements of this regulation. Such exemption may be made conditional upon the satisfactory completion of a special examination or test.

PART XIII.

CAPTIVE BALLOONS, KITES AND MOORED AIRSHIPS.

General.

225. With reference to Article 39 of the Order, application for permission—

(a) to fly a captive balloon within the Colony; or

(b) to fly a kite within the Colony

(i) at an altitude exceeding 200 feet above ground level; or

(ii) at any altitude if it is to be flown within a distance of 3 statute miles from the boundary of an aerodrome; or

(c) to moor an airship at any place within the Colony;

should be made to the Department of Civil Aviation, Hong Kong, and be accompanied by a map showing the exact position or positions at which the aircraft is to be flown. The map should, if the application relates to a moored airship, or to a balloon or kite which is to be moored to a stationary object on the ground or water, be on a scale of not less than six inches to a mile.

226. An application in respect of a captive balloon should also include—

(a) a description of the balloon and of the mooring cable and equipment to be used for operating it;

(b) particulars of the qualifications and experience of the persons to be employed in operating the balloon; and

(c) information as to the dates and times when and the purpose for which the balloon is to be flown.

227. The conditions normally attached to a permission given in respect of a captive balloon which is to be moored to a stationary object on the ground or water include the following—

(a) the flying ground from which the balloon is flown shall be such that in every direction from the winch to which the cable of the balloon is attached there is a distance free from obstruction of at least 100 yards or such less distance as the Director may specify in the case of a balloon other than a spherical balloon;

(b) the balloon shall not be left unattended either by day or night unless it has been hauled down, and either has been "bagged" down or has had its ripping panel made fast to the ground;

(c) the balloon shall be securely and adequately moored and the mooring cable, and winch, if any, shall be approved.

Lighting and Marking.

228. (1) The following conditions as to lighting and marking shall be complied with in respect of every captive balloon or kite flown within the Colony and in respect of every airship moored at any place within the Colony—

Captive Balloons and Kites.

A. In the case of a captive balloon or kite—

- (i) By night, lights shall be shown in accordance with the following provisions—
 - (a) the balloon or kite, when flown at an altitude exceeding 200 feet above the ground, or at any altitude if it is less than 3 statute miles from an aerodrome, shall show a group of two steady lights consisting of an unobstructed white light of at least 5 candles placed 12 feet vertically above an unobstructed red light of at least 5 candles both being visible, so far as is reasonably practicable, in all directions, and the white light being placed not less than 15 feet or more than 30 feet below the basket; or, if there is no basket, below the lowest part of the balloon or kite;
 - (b) in addition, from the mooring cable of the balloon or kite there shall be displayed, at intervals of 1,000 feet measured from the said group of two lights, similar groups of two lights, white and red, and, if the lowest group of lights is obscured by clouds, an additional group shall be displayed below the cloud base;
 - (c) in addition, the position of the object to which the balloon or kite is moored on the ground shall be marked by a group of three flashing lights arranged in a horizontal plane at the apexes of a triangle approximately equilateral and each side of which measures at least 80 feet; one side of this triangle shall be perpendicular to the horizontal projection of the cable and shall be delimited by two red lights; the third light shall be a green light placed opposite the direction of the cable;
- (ii) By day, the mooring cable of a captive balloon shall have attached to it at intervals of not more than 600 feet measured from the basket, or, if there is no basket, from

the lowest part of the balloon, tubular streamers not less than 16 inches in diameter and 6 feet in length, and marked with alternate bands of white and red 20 inches in width :

- (iii) By day, the mooring cable of a kite shall be marked, either—
 - (a) in the manner required by the last preceding sub-paragraph in the case of a captive balloon; or
 - (b) by streamers of stout paper attached to the cable at intervals of 300 feet measured from the lowest part of the kite, such streamers to be not less than 32 inches in length or 1 foot in width in their widest part and marked with alternate bands of white and red 4 inches wide :
- (iv) By way of exception to the provisions of this sub-paragraph, captive balloons and kites used for meteorological observations which, owing to their insufficient static lift, cannot display the lights and markings required by this sub-paragraph to be displayed may be flown, subject to the permission in writing of the Director, but only over areas which are notified as danger areas. In every such case the position of the object to which the captive balloon or kite is moored on the ground shall be marked as required by sub-paragraph (i) (c) of this sub-paragraph.

Moored Airships.

B. In the case of a moored airship—

- (i) when moored to a mooring mast the airship shall show by night at or near the rear an unobstructed white light of at least 5 candles showing, so far as is reasonably practicable, in all directions :
- (ii) when moored to the surface of the ground or water by a cable the airship shall show the following steady lights—
 - (a) an unobstructed white light of at least 5 candles showing ahead through angles of 110° from dead ahead to each side in its horizontal plane ;

- (b) an unobstructed white light of at least 5 candles showing astern through angles of 70° from dead astern to each side in its horizontal plane;
- (c) in addition, the airship and its mooring cable shall be lighted or marked in accordance with such of the provisions of sub-paragraph A as are applicable in the case of a captive balloon:

Provided that—

(i) in a case where it is necessary to fit more than one lamp in order to show a light required by sub-paragraph A or sub-paragraph B of this regulation, such lamps shall be fitted and constructed so that so far as is reasonably practicable not more than one is visible from any one point;

(ii) the requirements of sub-paragraph B shall not apply to an airship while picking up its moorings; and

(iii) an airship while picking up its moorings, although it shall be considered as making way and not being under command, shall show only the lights required by the Rules of the Air and Air Traffic Control in Schedule II to the Order to be shown until it is finally made fast.

229. Regulations 227 and 228 have effect subject to the provisions of Article 39 of the Order as to the powers of the Governor.

PART XIV.

AERODROMES.

230. With reference to Article 57 of the Order, the conditions under which noise and vibration may be caused by aircraft (including military aircraft) on Government aerodromes, licensed aerodromes or on aerodromes at which the manufacture, repair or maintenance of aircraft is carried out by persons carrying on

business as manufacturers or repairers of aircraft, shall be as follows, that is to say, that, whether in the course of the manufacture of the aircraft or otherwise,—

- (a) the aircraft is taking off or landing, or
- (b) the aircraft is moving on the ground or on water, or
- (c) the engines are being operated in the aircraft
 - (i) for the purpose of ensuring their satisfactory performance,
 - (ii) for the purpose of bringing them to a proper temperature in preparation for, or at the end of, a flight, or
 - (iii) for the purpose of ensuring that the instruments, accessories or other components of the aircraft are in a satisfactory condition,

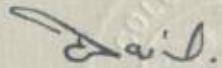
and also such special conditions, if any, as may be prescribed as respects any such aerodrome as aforesaid.

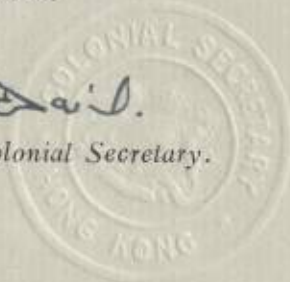
231. With reference to Article 51 of the Order, application for the grant or renewal of an aerodrome licence should be made to the Department of Civil Aviation, Hong Kong, on a form which will be supplied on request.

232. An aerodrome licence may be granted for any period up to a maximum of twelve months, and on each occasion of renewal may be renewed for a period not exceeding twelve months.

Given at Hong Kong this 21st day of November, 1955.

By His Excellency's Command,


Colonial Secretary.



A TABLE SHOWING THE COMPARABLE PROVISIONS OF THE HONG KONG AIR NAVIGATION (GENERAL) REGULATIONS, 1950.

NOTE:—Where the provision in these regulations differs from that in the Hong Kong Air Navigation (General) Regulations, 1950, as amended, the regulation number is shown in italics and underlined.

Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended	Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended
<u>1</u>	235	33	33
<u>2</u>	235	34	34
<u>3</u>	2	35	35
<u>4</u>	4	36	34
<u>5</u>	5	37	34
<u>6</u>	6	38	
<u>7</u>	7	39	35
<u>8</u>	8	40	
<u>9</u>	9	41	33
<u>10</u>	10	42	
<u>11</u>	11	43	38
<u>12</u>	12	<u>44</u>	38A, 38B, 38F
<u>13</u>	13	<u>45</u>	38C, 38D, 38E
<u>14</u>	14	<u>46</u>	38G
<u>15</u>	15	47	39
<u>16</u>	16	48	40
<u>17</u>	17	49	41
<u>18</u>	18	<u>50</u>	42
<u>19</u>	19	51	43
<u>20</u>	20	52	44
<u>21</u>	21	53	45
<u>22</u>	22	<u>54</u>	46
<u>23</u>	23	55	47
<u>24</u>	24	56	48
<u>25</u>	25	57	49
<u>26</u>	26	58	50
<u>27</u>	27	59	51
<u>28</u>	28	60	52
<u>29</u>	29	61	53
<u>30</u>	30	62	54
<u>31</u>	31	63	55
<u>32</u>	32	64	56



Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended	Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended
65	57	103	95
66	58	104	96
67	59	105	97
68	60	106	98
69	61	107	99
70	62	<u>108</u>	100
71	63	109	101
72	64	<u>110</u>	102
73	65	111	103
<u>74</u>	66	112	104
75	67	113	105
76	68	114	106
77	69	115	107
78	70	116	108
79	71	117	109
<u>80</u>	72	118	110
81	73	119	111
82	74	120	112
<u>83</u>	75	121	113
84	76	122	114
85	77	123	115
86	78	124	116
87	79	125	117
88	80	126	118
<u>89</u>	81	127	119
90	82	128	120
91	83	129	121
92	84	130	122
<u>93</u>	85	131	123
94	86	132	124
95	87	133	125
96	88	134	126
<u>97</u>	89	135	127
98	90	136	128
99	91	137	129
100	92	138	130
101	93	139	131
102	94	140	132

Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended	Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended
141	133	179	171
142	134	180	172
143	135	181	173
144	136	182	174
145	137	183	175
146	138	184	179
147	139	185	180
148	140	186	181
149	141	187	182
150	142	188	183
151	143	189	184
152	144	190	185
153	145	<u>191</u>	189
154	146	<u>192</u>	190
155	147	<u>193</u>	191
156	148	194	192
157	149	195	193
158	150	196	194
159	151	<u>197</u>	195
160	152	<u>198</u>	196
161	153	<u>199</u>	198
162	154	<u>200</u>	199
163	155	<u>201</u>	200
164	156	<u>202</u>	201
165	157	<u>203</u>	202
166	158	<u>204</u>	203
167	159	<u>205</u>	204
168	160	<u>206</u>	205
169	161	207	206
170	162	208	207
171	163	209	208
172	164	210	209
173	165	211	210
174	166	212	211
175	167	213	212
176	168	214	213
177	169	215	214
178	170	216	215

Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended	Regulation	Corresponding regulations in H.K. A.N. (General) Regulations, 1950, as amended
217	216	225	220 to 232 respectively
218	217	226	
219	218	227	
220	220 to 232 respectively	<u>228</u>	
221		<u>229</u>	
222		230	
223		231	
224		232	
	Deleted	232-233	

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

1. These regulations are made under the Colonial Air Navigation Order, 1955, which revoked the Colonial Air Navigation Order 1950, they replace the Hong Kong Air Navigation (General) Regulations, 1950, as amended, which were made under the Order 1949, but make certain changes in their provisions. For convenience of reference a table of comparison, showing for each regulation the corresponding regulation of the Regulations of 1950 as amended, is printed immediately before this explanatory note.

2. Definitions of the various terms used will be found in regulation 3.

3. The principal changes are as follows—

- (a) public transport flying machines, flying at night after 1st January, 1956, will, if their maximum authorized weight exceeds 12,500 lb., be required to be equipped with means of observing the existence and build-up of ice; those authorized to carry more than 19 persons will, when flying at night after 1st January, 1956, be required to have an emergency lighting system (regulation 24 (7)); for all such machines, the requirements for the carriage and use of oxygen on flights where a height of 10,000 ft. will be reached have been revised (regulation 24 (8));
- (b) the requirement for the periodical testing of the competence of the operating crew is extended to cover all public transport aircraft, for all such aircraft there is a new requirement for the testing of personnel, and records of all tests must be made and preserved by the operator of the aircraft (regulation 44); the provisions requiring pilots of such aircraft, flying on scheduled journeys to be made familiar with the route have been revised (regulation 45);
- (c) the maximum period for which a private pilot's licence (flying machines) may be granted is increased to 24 months, for applicants under forty years of age (regulation 83); tests for

the purpose of exemption from flying tests or technical examination, when applying for such licences or for extensions of such licences, may be made by any person authorized by the Governor to conduct flying tests or technical examinations (regulations 89 and 93);

- (d) holders of commercial pilot's licences (flying machines) may fly public transport aircraft up to 12,500 lb. maximum authorized weight on scheduled as well as other journeys, if their licences include an instrument rating (regulation 97);
- (e) passengers may be flown by holders of senior commercial pilot's licences (flying machines) in public transport flying machines up to 30,000 lb. maximum authorized weight instead of up to 15,000 lb. (regulation 108); an amendment is made to the requirements as to previous flying experience for applicants for these licences (regulation 110);
- (f) revised medical requirements are prescribed for Physical Standards Nos. 1 to 3 and Visual Standards Nos. 1 to 3 (regulations 199 to 205); the physical standard required for applicants for commercial pilot's licences (flying machines) has been raised to No. 1 (regulation 197).

STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) (No. 8) ORDER, 1955.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following Order :—

ORDER.

1. This Order may be cited as the Stamp (Bank Authorization) (No. 8) Order, 1955.

2. The bank specified in the Schedule to this Order is hereby authorized with effect from 5th December, 1955, to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b), and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

Chekiang First Bank of Commerce (Hong Kong) Limited.

Arthur Clarke
Financial Secretary.

28th November, 1955.

(Secretariat 18/2321/49).

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ILLEGAL STRIKES AND LOCK-OUTS ORDINANCE.

(Chapter 61).

Resolution made and passed by the Legislative Council under section 8 of the Illegal Strikes and Lock-Outs Ordinance, Chapter 61, on the 7th day of December, 1955.

Resolved pursuant to section 8 of the Illegal Strikes and Lock-Outs Ordinance, Chapter 61, that the duration of the said Ordinance be extended for the term of one year with effect from the 1st January, 1956.



Deputy Clerk of Councils.

COUNCIL CHAMBER,

7th December, 1955.

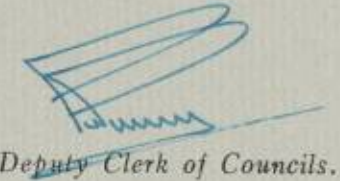
(Secretariat 29/3231/49)

SOCIETIES ORDINANCE.

(Chapter 151).

Resolution made and passed by the Legislative Council under section 26 of the Societies Ordinance, Chapter 151, on the 7th day of December, 1955.

Resolved pursuant to section 26 of the Societies Ordinance, Chapter 151, that the duration of the said Ordinance be extended for the term of one year with effect from the 1st January, 1956.



Deputy Clerk of Councils.

COUNCIL CHAMBER,

7th December, 1955.

(Secretariat 37/3251/47)

DUTIABLE COMMODITIES ORDINANCE.

(Chapter 109).

Resolution made and passed by the Legislative Council under section 4 of the Dutiable Commodities Ordinance, Chapter 109, on the 7th day of December, 1955.

Resolved pursuant to section 4 of the Dutiable Commodities Ordinance, Chapter 109, as follows:—

That the DUTIES ON LIQUOR as set forth in the Resolution of the Legislative Council published as Government Notification No. A. 81 in the *Gazette* of the 29th April, 1952 be revoked with effect from 2 o'clock P.M. on Tuesday, the 29th November, 1955, and that thereafter duty shall be payable on liquors at the following rates per gallon:—

On—	<i>Hong Kong Origin</i> \$	<i>Empire Origin</i> \$	<i>Other Origin</i> \$
Liqueurs, Brandy, Whisky, Gin and other spirituous liquors	53.00	53.00	61.00
Champagne and other sparkling wines...	—	36.00	44.00
Port, Sherry and Madeira	—	20.00	25.00
Other still wines	—	16.00	20.00
Cider and perry	—	2.00	2.50
Concentrated beer in whatever form, whether ale basis, or malt and hops concentrate, or otherwise	1.30	1.50	1.90
and in addition, for every degree by which the original gravity exceeds 1045 degrees	0.04	0.04	0.05
Other beer, except cider and perry, not exceeding 1055 degrees original gravity	1.30	1.50	1.90
and in addition, for every degree by which the original gravity exceeds 1055 degrees	0.04	0.04	0.05
Intoxicating liquors in this Part above the strength of 22 degrees under proof, for every degree above such strength, in addition to the duties specified above	0.50	0.50	0.60

PART II


<i>On—</i>	<i>Hong Kong Origin \$</i>	<i>Empire Origin \$</i>	<i>Other Origin \$</i>
Chinese type liquor and Sake	6.00	6.00	7.00
and in addition, for every one per cent by which the alcoholic strength by weight exceeds 25 per cent	0.24	0.24	0.28

PART III

<i>On—</i>	<i>Hong Kong Origin \$</i>	<i>Empire Origin \$</i>	<i>Other Origin \$</i>
Spirits of wine, arrack, and liquors other than intoxicating liquors	6.00	6.00	7.00
and in addition, for every one per cent by which the alcoholic strength by weight exceeds 25 per cent	0.24	0.24	0.28

Provided that the Director may assess the duty on intoxicating liquors not specified in Part I or II, at the rate prescribed for liquor which in his opinion most nearly approximates to the liquor on which duty is to be assessed;

Provided also that the Director may in his discretion assess the duty on any quantity of liquor of less than two gallons, imported at any time in one consignment, at \$50 per gallon.



Deputy Clerk of Councils.

COUNCIL CHAMBER,
7th December, 1955.
(Secretariat T.S. 133/55)

MEALS AND INTOXICATING LIQUORS TAX ORDINANCE.
(Chapter 113).

Resolution made and passed by the Legislative Council under section 6 of the Meals and Intoxicating Liquors Tax Ordinance, Chapter 113, on the 7th day of December, 1955.

Resolved pursuant to section 6 of the Meals and Intoxicating Liquors Tax Ordinance, Chapter 113, as follows:—

That the taxes imposed by sections 3 and 4 of the Meals and Intoxicating Liquors Tax Ordinance, Chapter 113, be suspended with effect from 8 o'clock A.M. on Wednesday the 30th November, 1955.



Deputy Clerk of Councils.

COUNCIL CHAMBER,
7th December, 1955.
(Secretariat T.S. 133/55)

**BANKRUPTCY ORDINANCE.
(Chapter 6).**

BANKRUPTCY (AMENDMENT) RULES, 1955.

In exercise of the powers conferred by sections 113 and 114 of the Bankruptcy Ordinance, the Chief Justice, with the approval of the Legislative Council, has made the following rules—

1. These rules may be cited as the Bankruptcy (Amendment) Citation. Rules, 1955.

2. Rule 2 of the Bankruptcy Rules (hereinafter referred to as the principal rules) is amended by— Amend-
ment of
rule 2.
(Vol. VII,
p. 361).

(a) the deletion of the definition "debtor" and the substitution therefor of the following—

" "debtor" includes any debtor proceeded against under the Ordinance, whether adjudged bankrupt or not, and also includes a firm of debtors in partnership;"

(b) the deletion of the definition "name";

(c) the deletion of the words "composition or" in the definition "scheme".

3. Rule 5 of the principal rules is amended by— Amend-
ment of
rule 5.

(a) the deletion of paragraph (b);

(b) the deletion of the word "two" in paragraph (i) and the substitution therefor of the following—

"ten";

(c) the deletion of the words "Chief Justice" in the penultimate line and the substitution therefor of the following—

"Judge".

4. Rule 8 of the principal rules is amended by the deletion of the words from "the trustee or the debtor or any person" to the end of the rule and the substitution therefor of the following— Amend-
ment of
rule 8.

"the trustee, the debtor, and any creditor who has proved, or any person acting on behalf of the trustee, debtor, or creditor, and, by special direction of the court, any other person."

Amend-
ment of
rule 23.

5. Rule 23 of the principal rules is amended by—
- (a) the deletion of the words and commas “, if not already in the service of the Government,” in the ninth line;
 - (b) the deletion of the words “twenty-five” in the tenth and eleventh lines and the substitution therefor of the following—

“seventy-five”;
 - (c) the deletion of the full stop at the end thereof and the substitution therefor of a colon and the addition thereafter of the following proviso—

“Provided that if the person appointed under this rule to take down evidence is a public servant, the fees which become payable to him shall be paid forthwith by the person responsible for such fees to the Official Receiver for payment into the Treasury.”

Amend-
ment of
rule 28.

6. Paragraph (2) of rule 28 of the principal rules is amended by the deletion of the words “and bringing him before the court as mentioned in rule 27, or after delivering him to the Commissioner of Prisons, report such apprehension or delivery to the court” in the third to the sixth lines and the substitution therefor of the following—

“report to the court the apprehension or delivery into custody, as the case may be.”

Addition
of new
rule 30A.

7. The principal rules are amended by the addition, after rule 30, of the following new rule—

“Service of
petition,
etc.

30A. When the debtor is not in the Colony, or cannot be found, the court may order service on him of the petition, the receiving order or any other order made against him, or of any summons issued for his attendance, to be effected within such time and in such manner as it thinks fit.”

Amend-
ment of
rule 38.

8. Rule 38 of the principal rules is amended by—
- (a) the deletion of the words “not already in the service of the Government” in the second and third lines;
 - (b) the insertion of a comma after the word “Receiver” in the sixth line.

9. Paragraph (2) of rule 41 of the principal rules is amended by the addition of the letter “s” to the word “estate” in the fifth line. Amend-
ment of
rule 41.

10. Rule 62 of the principal rules is amended by the deletion of the words “Official Receiver may” in the sixth line and the substitution therefor of the following— Amend-
ment of
rule 62.

“court may, on the application of the Official Receiver,”.

11. The heading “*Receiving order.*” immediately preceding rule 72 is amended by the deletion of the full stop and the substitution therefor of a comma and the addition thereafter of the abbreviation “*etc.*”. Amend-
ment of
heading
preceding
rule 72.

12. Rule 74 of the principal rules is revoked and replaced by the following— Revoca-
tion and
replace-
ment of
rule 74.

“Service of
receiving
order, etc.
Forms 25,
26, 78.

74. The Official Receiver shall cause a sealed copy of a receiving order and an adjudication order to be served on the debtor.”

13. Rule 75 of the principal rules is revoked. Revoca-
tion of
rule 75.

14. Rule 91 of the principal rules is amended by the deletion of the words and comma “if any,” in the sixth line. Amend-
ment of
rule 91.

15. Rule 94 of the principal rules is amended by the deletion of the words and semi-colon “be dated of the day on which it is made and shall take effect from the day on which the order is drawn up and signed;” and the substitution therefor of the following— Amend-
ment of
rule 94.

“bear the date of and take effect from the day on which it is made;”.

16. Rule 95 of the principal rules is amended by— Amend-
ment of
rule 95.

- (a) the insertion of a comma after the word “Court” in the third line;
- (b) the substitution of the word “order” for the word “same” also in the third line.

Amend-
ment of
rule 100.

17. Rule 100 of the principal rules is amended by the deletion of the word "prepared" in the fourth line and the substitution therefor of the following—
"prepaid".

Amend-
ment of
rule 103.

18. Rule 103 of the principal rules is amended by the deletion of the words "sent to them" in the last line and the substitution therefor of the following—
"summoning the meeting".

Amend-
ment of
rule 105.

19. Rule 105 of the principal rules is amended by the insertion of the letter "i" between the letters "c" and "t" in the word "solicitor" in the third line.

Amend-
ment of
rule 106.

20. Rule 106 of the principal rules is amended—

(a) in paragraph (a)—

(i) by the deletion of the sums "\$1,000" and "50 cents" in the first line and the substitution therefor respectively of the following—

"\$2,000" and "\$1";

(ii) by the deletion of the figures "25" in the second line and the substitution therefor of the following—

"50";

(b) in paragraph (b), by the deletion of the sums "\$1,000" and "50 cents" in the first line and the substitution therefor respectively of the following—

"\$2,000" and "\$1".

Amend-
ment of
rule 119.

21. Rule 119 of the principal rules is amended by—

(a) the deletion of the figure and brackets "(1)" in the first line;

(b) the deletion of paragraph (2).

Amend-
ment of
rule 127.

22. Paragraph (1) of rule 127 of the principal rules is amended by—

(a) the deletion of the sentence "Such registration shall be effected before the commencement of the bankruptcy; otherwise the assignment shall be void and of no effect as against the assignor's trustee in bankruptcy.";

(b) the deletion of the words "said" and "or" in the fifteenth line.

23. Rule 130 of the principal rules is amended—

Amend-
ment of
rule 130.

(a) in sub-paragraph (a) (i) of paragraph (1) by the deletion of the sum "\$1,200" in the third line and the substitution therefor of the following—

"\$3,600";

(b) in paragraph (3), by the insertion, after the words "Land Office" in the third and fourth lines of the following—

"or in any District Land Office".

24. Paragraph (2) of rule 147 of the principal rules is amended by the deletion of the words "is provided" in the first and second lines.

Amend-
ment of
rule 147.

25. Paragraph (1) of rule 148 of the principal rules is amended by—

Amend-
ment of
rule 148.

(a) the insertion of a comma after the word "debtor" in the fourth line;

(b) the insertion of a comma after the word "Administrator" in the eighth line;

(c) the substitution of the word "by" for the word "of" also in the eighth line.

26. Rule 157 of the principal rules is amended by the insertion of a comma—

Amend-
ment of
rule 157.

(a) after the word "adjudication" in the third line;

(b) after the word "bankrupt" in the fourth line;

(c) after the words "receiving order" and "adjudication order" in the fifth line.

27. Rule 158 of the principal rules is amended by the insertion of a comma after the word "court" in the third line.

Amend-
ment of
rule 158.

28. Rule 159 of the principal rules is amended—

Amend-
ment of
rule 159.

(a) in paragraph (1), by the deletion of the words "pay over any surplus in hand after making all proper deductions therefrom" in the second and third lines and the substitution therefor of the following—

"account";

(b) in paragraph (2), by the deletion of the words "pay such surpluses as aforesaid" and the substitution therefor of the following—
"account".

Amendment of rule 161.

29. Paragraph (a) of rule 161 of the principal rules is amended by the deletion of the words "paragraph (b)" in the first line and the substitution therefor of the following—

"paragraphs (b) to (e)".

Amendment of marginal note of rule 170.

30. The marginal note of rule 170 of the principal rules is amended by the deletion of the word "lease" and the substitution therefor of the following—

"release".

Amendment of rule 173.

31. Rule 173 of the principal rules is amended by the deletion of the first sentence and the substitution therefor of the following—

"The trustee shall forthwith pay all moneys received by him as trustee to the credit of the bank account in the name of the debtor's estate opened by him in pursuance of the provisions of subsection (1) of section 91 of the Ordinance."

Amendment of rule 174.

32. Rule 174 of the principal rules is amended by—

(a) the insertion of a comma after the words "application" and "it" in the third line;

(b) the deletion of the word "or" after the word "it" also in the third line and the substitution therefor of the following—

"and".

Amendment of rule 175.

33. Rule 175 of the principal rules is amended by the deletion of the figures "25" in the fourth line and the substitution therefor of the following—

"75".

Amendment of rule 176.

34. Rule 176 of the principal rules is amended by the deletion of the words in the last four lines and the substitution therefor of the following—

"rate of 75 cents per folio for each statement."

35. Rule 177 of the principal rules is amended by the deletion of the word "state" in the sixth line and the substitution therefor of the following—
"estate".

Amendment of rule 177.

36. Rule 182 of the principal rules is amended by the insertion of a comma after the word "form" in the third line.

Amendment of rule 182.

37. Rule 186 of the principal rules is amended by the deletion of the words and brackets "(other than an order annulling an adjudication or rescinding a receiving order)" in the first and second lines.

Amendment of rule 186.

38. Rule 196 of the principal rules is revoked and replaced by the following—

Revocation and replacement of rule 196.

"Expenses of sale. R. 369.

196. When property forming part of a debtor's estate is sold by the trustee through an auctioneer or other agent, the gross proceeds of the sale shall be paid over by such auctioneer or agent, and the charges and expenses connected with the sale shall afterwards be paid to such auctioneer or agent on the production of the necessary allocatur of the taxing officer."

39. Rule 203 of the principal rules is amended by the insertion of a comma after the word "irregular" in the fifth line.

Amendment of rule 203.

40. Rule 205 of the principal rules is amended by the deletion of the second sentence beginning with the words "And save as provided", and the marginal references "(Cap. 6)." and "(Cap. 4, rules)."

Amendment of rule 205.

41. Part I of the Appendix to the principal rules is amended—

Amendment of Part I of the Appendix.

(a) in Form 10, by the deletion of the symbol "\$" wherever it occurs in the third alternative of paragraph 3;

(b) in Form 13—

(i) by the deletion of the words and brackets "and [here insert directions, if any]" in the fifth line of the paragraph headed "Order Thereon" and the substitution therefor of the following—

"[here insert nature, short description and locality of the property, and special directions, if any].";

- (o) in Form 58—
- (i) by the deletion of the words “Public examination of the debtor held this day of , 19 .” in the first and second lines immediately below the heading and the substitution therefor of the following—
- “Public examination of the debtor held this day of , 19 , before ”;
- (ii) by the deletion of the words “*Clerk to the Chief Justice.*” in the last line and the substitution therefor of the following—
- “Signature of person taking the notes.”;
- (p) in Form 76, by the deletion of the words and brackets “[and (or, or) that the debtor has, in writing, consented to be adjudged bankrupt].” in the third and fourth lines of the resolution and the substitution therefor as a new paragraph immediately thereunder of the following—
- “[And/Or that the debtor has, in writing, consented to be adjudged bankrupt.]”;
- (q) in Form 82, by the deletion of the full stop after the word “debtor” in the fourth line immediately below the word and brackets “(Title.)” and the addition thereafter of the following—
- “for his discharge.”;
- (r) in Form 87—
- (i) by the deletion of the words, punctuation marks and brackets “, but the court has for the following special reasons (*state them*) determined that his discharge shall not on that ground be absolutely refused]; but” in the fifth to the eighth lines and the substitution therefor of the following—
- “]; and (or, but)”;
- (ii) by the deletion of the word “years” in the second line of the final paragraph;
- (s) by the deletion of Form 88;

- (t) in Form 90, by the deletion of the figures “25” wherever they occur;
- (u) in Form 92, by the deletion of the figures “25” in the fourth last line;
- (v) in Form 105—
- (i) by the deletion of the letters “A.B.” wherever they occur and the substitution therefor of the following—
- “debtor”;
- (ii) the insertion after the word “debtor” in the fourth, sixth and seventh lines of the final paragraph of the following—
- “[or L.M.]”;
- (w) in Form 110, by the addition after the penultimate paragraph of the following new paragraph—
- “[Or that there is probable cause for believing that the said A.B. has committed an offence punishable under the Bankruptcy Ordinance (Chapter 6 of the Revised Edition).]”;
- (x) in Form 119, by the deletion of the letters and figures “ss. 56, 57;” within the square brackets opposite the heading “Form 119” and the substitution therefor of the following—
- “s. 57;”;
- (y) in Form 120, by the insertion of the indefinite article “a” between the comma and the word “portion” in the seventh line;
- (z) in Form 121, by the insertion of a comma after—
- (i) the words “dollars” and “income” in the seventh line;
- (ii) the word “bankrupt” in the tenth line;
- (aa) in Form 125—
- (i) by the deletion of the full stop at the end of the heading “DISCLAIMER WITHOUT NOTICE”;
- (ii) by the addition of the words “OF INTENTION TO DISCLAIM.” at the end thereof;

- (bb) in Form 128, by the addition after the words "Land Office" in the third line of the second paragraph of the following—
"or in the District Land Office";
- (cc) in Form 129, by the addition after the words "Land Office" in the third line of the second paragraph of the following—
"or in the District Land Office";
- (dd) in Form 135, by the insertion between the words "or" and "We" in the first line of paragraph 1 of the following—
"I am/";
- (ee) in Form 141—
(i) by the deletion of the word "FROM" in the heading and the substitution therefor of the following—
"FORM";
(ii) by the deletion of the word and brackets "(Address)" at the end of the Form under the heading "NOTICE OF DIVIDEND." and the substitution therefor of the following—
"To";
(iii) by the addition below the words and brackets "(Creditor's signature)" at the end of the Form under the heading "RECEIPT" of the following—
"[Exempt from stamp duty.];"
(iv) by the addition after the word "To" at the end of the Form under the heading "AUTHORITY" of the following—
", G.H., Trustee.";
- (ff) in Form 153, by the deletion of paragraph 2 and the substitution therefor of the following—
"2. I therefore hereby apply to the court for my release."

Amend-
ment of
Table A of
Part III
of the
Appendix.

42. Table A of Part III of the Appendix to the principal rules is amended—

- (a) in item 2, by the deletion of the sum "5.00" and the substitution therefor of the following—
"8.00";

- (b) in item 4, by the deletion of the sum "6.00" and the substitution therefor of the following—
"10.00";
- (c) in item 6, by the deletion of the sum ".50" and the substitution of the following—
"4.00";
- (d) in item 10—
(i) by the addition after the word "gazetting" in the second line of paragraph (a) of the following—
"and advertising in one local newspaper";
(ii) by the deletion of the sum "25.00" in paragraph (a) and the substitution therefor of the following—
"75.00";
(iii) by the deletion of the sum ".50" in paragraph (b) and the substitution therefor of the following—
"1.00";
- (e) in item 12—
(i) by the deletion of the words "acting either as Official Receiver or" and the substitution therefor of the following—
"applying as Official Receiver only and not as";
(ii) by the deletion of the sum "4.00" and the substitution therefor of the following—
"6.00";
- (f) in item 13, by the deletion of the sum "5.00" and the substitution therefor of the following—
"10.00";
- (g) in item 14, by the deletion of the sum ".50" and the substitution therefor of the following—
".75";
- (h) in item 20—
(i) by the deletion of the sum "1.00" in paragraph (a) and the substitution therefor of the following—
"4.00";
(ii) by the deletion of the sum "1.00" in paragraph (b) and the substitution therefor of the following—
"4.00";

(iii) by the deletion of the sum “.50” in paragraph (c) and the substitution therefor of the following—

“1.50”;

(iv) by the deletion of the sum “.50” in paragraph (d) and the substitution therefor of the following—

“2.25”;

(v) by the deletion of the sum “.50” in paragraph (e) and the substitution therefor of the following—

“.75”;

(vi) by the deletion of the sum “1.00” in paragraph (f) and the substitution therefor of the following—

“4.00”.

43. Table B of part III of the Appendix to the principal rules is amended—

(a) in paragraph 1—

(i) by the deletion of the sum “\$10,000” in the scale and the substitution therefor of the following—

“\$20,000”;

(ii) by the deletion of the sum “\$15,000” in the scale and the substitution therefor of the following—

“\$30,000”;

(iii) by the deletion of the sum “\$25,000” in the scale and the substitution therefor of the following—

“\$50,000”;

(iv) by the deletion of the sum “\$50,000” in the scale and the substitution therefor of the following—

“\$100,000”;

(b) in paragraph 2—

(i) by the deletion of the sum “\$5,000” in the fourth line and the substitution therefor of the following—

“\$10,000”;

(ii) by the deletion of the sum “\$5,000” in the fifth line and the substitution therefor of the following—

“\$10,000”;

(iii) by the deletion of the sum “\$10,000” in the sixth line and the substitution therefor of the following—

“\$20,000”;

Amend-
ment of
Table B of
Part III
of the
Appendix.

(c) in paragraph 3—

(i) by the deletion of the sum “\$10,000” in the fourth line and the substitution therefor of the following—

“\$20,000”;

(ii) by the deletion of the sum “\$15,000” in the fifth line and the substitution therefor of the following—

“\$30,000”;

(iii) by the deletion of the sum “\$25,000” in the sixth line and the substitution therefor of the following—

“\$50,000”;

(iv) by the deletion of the sum “\$50,000” in the seventh line and the substitution therefor of the following—

“\$100,000”;

(d) in paragraph 4—

(i) by the insertion between the word “debtor” and the comma in the second line of the following—

“under section 13 of the Ordinance”;

(ii) by the deletion of the sum “\$45.00” in the third line and the substitution therefor of the following—

“\$75.00”;

(iii) by the deletion of the sum “\$15.00” in the last line and the substitution therefor of the following—

“\$25.00”;

(e) in paragraph 5—

(i) by the deletion of the sum “\$1,000” wherever it occurs and the substitution therefor of the following—

“\$2,000”;

(ii) by the deletion of the sum “50 cents” wherever it occurs in the fourth and seventh lines and the substitution therefor of the following—

“\$1.00”;

(iii) by the deletion of the sum “25 cents” wherever it occurs in the eighth and eleventh lines and the substitution therefor of the following—

“\$0.50”;

(f) in paragraph 6—

(i) by the deletion of the sum "15.00" in the scale and the substitution therefor of the following—

"25.00";

(ii) by the deletion of the sum "30.00" in the scale and the substitution therefor of the following—

"50.00";

(iii) by the deletion of the sum "45.00" in the scale and the substitution therefor of the following—

"75.00";

(iv) by the deletion of the sum "60.00" in the scale and the substitution therefor of the following—

"100.00";

(v) by the deletion of the sum "75.00" in the scale and the substitution therefor of the following—

"125.00";

(g) in paragraph 8—

(i) by the deletion of the sum "\$1,000" wherever it occurs and the substitution therefor of the following—

"\$2,000";

(ii) by the deletion of the sum "1.50" in the fourth line and the substitution therefor of the following—

"2.50";

(iii) by the deletion of the sum "7.50" in the sixth line and the substitution therefor of the following—

"12.50";

(iv) by the deletion of the sum "7.50" in the ninth line and the substitution therefor of the following—

"12.50";

(v) by the deletion of the sum "3.75" in the eleventh line and the substitution therefor of the following—

"6.25";

(h) in paragraph 9, by the deletion of the sum "\$50,000" wherever it occurs in the scale and the substitution therefor of the following—

"\$100,000".

44. Table C of Part III of the Appendix to the principal rules is revoked and replaced by the following—

"TABLE C. [rule 181.]

Scale of allowances to auctioneers, accountants and special managers.

Revocation and replacement of Table C of Part III of the Appendix.

All the following charges shall be subject to reduction by agreement with the Official Receiver or the trustee.

1.—Auctioneers.

<i>Pure personal property.</i>	\$
For inventory only and one copy (not exceeding 5 folios) ...	25.00
For every additional folio beyond 5 up to 20 and one copy	2.00
For each folio above 20 and one copy	1.25
For inventory and valuation—	
On the first \$2,000	2½ per cent
" " next 8,000	1¾ " "
Above \$10,000 up to \$200,000	1 " "
Above \$200,000	½ " "

For sales by private contract based on the valuation—half the above charges for inventory and valuation.

For sales by auction, in addition to such out-of-pocket expenses as may be authorized at the time by the Official Receiver or trustee—

On the first \$ 2,000	6 per cent
" " next 8,000	5 " "
" " " 10,000	4 " "
Above \$20,000	2½ " "

Leaseholds.

For sales by auction of leasehold property including prior valuations, for determining amount of reserve bids; and for sale, by private contract, to include prior valuation—

On the first \$ 5,000	5 per cent
" " next 25,000	2½ " "
Above \$30,000 up to \$80,000	1½ " "
" 80,000	1 " "

2.—Architects.

For valuation of leasehold property and reporting thereon—a fee to be fixed by agreement but not to exceed—

On the first \$ 20,000	1 per cent
" " next 180,000	½ " "
Above \$200,000	¼ " "

Cost of surveys, dilapidations and specifications — in discretion of taxing officer.

The foregoing charges to be in addition to such out-of-pocket expenses as may be authorized at the time by the Official Receiver or trustee.

General.

An architect or auctioneer who uses his own motor car or motor cycle, instead of travelling by railway or hired vehicles, shall be entitled if the taxing officer is satisfied that such user was reasonable to an allowance not exceeding 75 cents per mile.

Fees for services not provided for in the scale may be fixed by agreement with the trustee and the consent of the committee of inspection.

3.—Special manager's and accountant's charges.

Where the employment of a special manager or accountant has been duly sanctioned, and in the absence of any special arrangement with the Official Receiver or the trustee for a smaller amount, the following charges may be allowed—

	\$	\$	
For carrying on a business and supervising same and all accounting, collecting and realizing assets in respect thereof, preparing balance sheet, investigating accounts, etc.—principal's time, exclusively so employed, per day of six hours, including necessary affidavit verifying accounts	300	to	500
Chartered, Incorporated or Certified Accountants other than principals	200	„	300
Chief Clerk's time	50	„	150
Other clerk's time, per day of seven hours	20	„	80

} See Note below.

These charges shall include stationery, except the forms used.

N.B. Charges will be allowed within the above limits according to the size, nature and difficulty of the business or case, the complexity of negotiations, etc., the degree of responsibility assumed, the special manager's or accountant's normal professional charges, the salaries paid to his staff, and other similar considerations."

Made this 27th day of October, 1955.

W. H. Ould
Acting Chief Justice.

Approved by the Legislative Council this 7th day of December, 1955.

[Signature]
Deputy Clerk of Councils.

COUNCIL CHAMBER,
7th December, 1955.

Explanatory Note.

(This Note is not part of the rules, but is intended to indicate their general purport).

The rules—

- (a) increase the fees payable in bankruptcy proceedings, and bring them approximately into line with those charged in the United Kingdom;
- (b) bring the Bankruptcy Rules up-to-date;
- (c) correct errors which have come to light.

TELECOMMUNICATION ORDINANCE.

(Chapter 106).

TELECOMMUNICATION EXEMPTION (REDIFFUSION SUBSCRIBERS)
ORDER, 1955.

In exercise of the powers conferred by section 40 of the Telecommunication Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Telecommunication Citation, Exemption (Rediffusion Subscribers) Order, 1955.

2. In this Order—

“radiodistribution station” means a station maintained and worked under and in accordance with the licence to establish a radiodistribution service granted by the Governor in Council to Rediffusion (Hong Kong) Limited on the 9th December, 1955;

“rediffusion subscriber” means any person who has in his possession any apparatus connected by means of wires to a radiodistribution station.

3. Every rediffusion subscriber shall be exempted from the provisions of section 29 of the Telecommunication Ordinance (which prohibits, *inter alia*, the possession of apparatus for radio-communication otherwise than under and in accordance with a licence) in respect only of apparatus connected by means of wires to a radiodistribution station for the sole purpose of receiving messages and programmes therefrom.

Inter-
pretation.

Exemption.
(Cap. 106).

COUNCIL CHAMBER,
9th December, 1955.
(Secretariat 2/1036/54).


Clerk of Councils.

The Supplies and Services (Continuance) Order, 1955, is published for general information.

This Order extends for a further year the operation of the Supplies and Services (Transitional Powers) Act, 1945, and its extension to the Colony by the Supplies and Services (Transitional Powers) (Colonies etc.) Order in Council, 1946. The effect of this Order is therefore to keep in force in the Colony (subject to variation or revocation) until 10th December, 1956, those Defence Regulations which now have effect in the Colony. (See Defence Regulations (Continuance and Modification) (No. 1) Order, 1948, published at page 328 of Supplement No. 2 of the *Gazette* for 1948).

SUPPLIES AND SERVICES.

THE SUPPLIES AND SERVICES (CONTINUANCE) ORDER, 1955.

Made - - - - - 1st December, 1955.

Laid before Parliament 6th December, 1955.

Coming into Operation 9th December, 1955.

At the Court at Buckingham Palace, the first day of December, 1955.

Present

The Queen's Most Excellent Majesty in Council.

WHEREAS by Section eight of the Supplies and Services (Transitional Powers) Act, 1945, the said Act was limited to expire on the tenth day of December, nineteen hundred and fifty, five years after the passing thereof, unless continued in force under that section :

AND WHEREAS by Orders in Council, made under that section the said Act was continued in force until the tenth day of December, nineteen hundred and fifty-five :

AND WHEREAS it is provided by that section that if an Address is presented to Her Majesty by each House of Parliament praying that the said Act should be continued in force for a further

period of one year from the time at which it would otherwise expire, Her Majesty may by Order in Council direct that it shall continue in force for that further period :

AND WHEREAS such an Address has been presented to Her Majesty by each House of Parliament as aforesaid :

NOW, THEREFORE, Her Majesty, in pursuance of the said section eight and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

1. The Supplies and Services (Transitional Powers) Act, 1945, which would otherwise expire on the tenth day of December, nineteen hundred and fifty-five, shall continue in force for a further period of one year until the tenth day of December, nineteen hundred and fifty-six.

2. This Order may be cited as the Supplies and Services (Continuance) Order, 1955, and shall come into operation on the ninth day of December, nineteen hundred and fifty-five.

W. G. AGNEW.

(Secretariat 7568/45)

PHARMACY AND POISONS ORDINANCE.

(Chapter 138).

POISONS (AMENDMENT) (NO. 2) REGULATIONS, 1955.

In exercise of the powers conferred by section 4 of the Pharmacy and Poisons Ordinance, the Pharmacy Board with the approval of the Governor in Council has made the following regulations—

1. These regulations may be cited as the Poisons (Amendment) (No. 2) Regulations, 1955. Citation.

2. Regulation 7 of the Poisons Regulations (hereinafter referred to as the principal regulations) is amended by— Amendment of regulation 7.

(a) the deletion of the words "Part I poisons" wherever they occur and the substitution therefor in each case of the following— (Vol. X, p. 68).

"poisons included in the First List to these regulations"; and

(b) the deletion of the words "in Part I of the Poisons List" and the substitution therefor of the following—

"included in the First List to these regulations".

3. The First List and the Third List to the principal regulations are each amended by— Amendment of First and Third Lists.

(a) the insertion immediately above the word "Phenindamine" under the heading "Antihistamine substances, the following; their salts :—" of the following—

"1-methyl-4-amino-N'-phenyl-N'-(2'-thenyl)-piperidine"; and

(b) the deletion of the words "Hypertensive agents, the following :—Such drugs or preparations as may be used to secure or maintain a reduction in intra-arterial tension

in cases where a pathological increase in intra-arterial tension exists." and the substitution therefor of the following—

"Hypertensive agents, the following—

Rauwolfia, alkaloids of

Veratrum, alkaloids of

Cevadilla, alkaloids of (Cevadilla is also known as Sabadilla)

Polymethylenebis(trimethylammonium) salts, including the following—

Decamethonium Iodide

Hexamethonium Bromide

Pentamethonium Iodide."

Made by the Pharmacy Board on the 6th day of December, 1955.

deyo.
Chairman.

Approved by the Governor in Council this 13th day of December, 1955.


Clerk of Councils.

COUNCIL CHAMBER,
13th December, 1955.
(Secretariat 1/3231/49).

PHARMACY AND POISONS ORDINANCE.
(Chapter 138).

POISONS LIST (AMENDMENT) (No. 3) REGULATIONS, 1955.

In exercise of the powers conferred by section 18 of the Pharmacy and Poisons Ordinance, the Pharmacy Board with the approval of the Governor in Council has made the following regulations—

1. These regulations may be cited as the Poisons List Citation. (Amendment) (No. 3) Regulations, 1955.

2. Part I of the Poisons List is amended by—

Amend-
ment of
Part I.
(Vol. X,
p. 100).

(a) the insertion immediately above the word "Phenindamine" under the heading "Antihistamine substances, the following; their salts:—" of the following—

"1-methyl-4-amino-N'-phenyl-N'-(2'-thenyl)-piperidine"; and

(b) the deletion of the words "Hypertensive agents, the following:—Such drugs or preparations as may be used to secure or maintain a reduction in intra-arterial tension in cases where a pathological increase in intra-arterial tension exists." and the substitution therefor of the following—

"Hypertensive agents, the following:—

Rauwolfia, alkaloids of

Veratrum, alkaloids of

Cevadilla, alkaloids of (Cevadilla is also known as Sabadilla)

Polymethylenebis(trimethylammonium) salts, including the following—

Decamethonium Iodide

Hexamethonium Bromide

Pentamethonium Iodide."

Made by the Pharmacy Board on the 6th day of December,
1955.

Deero.

Chairman.

Approved by the Governor in Council this 13th day of
December, 1955.

[Signature]

Clerk of Councils.

COUNCIL CHAMBER,
13th December, 1955.
(Secretariat 1/3231/49).



RATING ORDINANCE.
(Chapter 116).

In exercise of the powers conferred by section 7 of the Rating Ordinance, the Governor in Council hereby directs that a valuation for the year commencing the 1st April, 1956, of the tenements in that part of the Colony described and delineated in regulation 2 of the Rating (Parts of the Colony) Regulations, 1954 as Part D, shall be made before the 31st January, 1956, or as soon thereafter as may be.

[Signature]

Clerk of Councils.

COUNCIL CHAMBER,
13th December, 1955.
(Secretariat 1/3241/46).



129

MINING ORDINANCE, 1954.

(Ordinance No. 33 of 1954).

MINING (GENERAL) (AMENDMENT) REGULATIONS, 1955.

In exercise of the powers conferred by section 68 of the Mining Ordinance, 1954, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Mining (General) (Amendment) Regulations, 1955. Citation.

2. The First Schedule to the Mining (General) Regulations, 1954 (hereinafter referred to as the principal regulations) is amended— Amend-
ment of
First
Schedule.
(G.N. No.
A. 124/54).

(a) in Form IV, by the deletion of the words and full stop "for one further term of six months." in paragraph 2 and the substitution therefor of the following—

"for further terms of six months each :

Provided that the total period of the original licence together with all renewals thereof shall not exceed two years." ;

(b) in Form V, by the deletion of the proviso in paragraph 2 and the substitution therefor of the following—

"Provided that the total period of the original licence together with all renewals thereof shall not exceed five years.".

3. The Third Schedule to the principal regulations is amended by the deletion of the word "of" in the second place where it occurs in item (6) and the substitution therefor of the word "or". Amend-
ment of
Third
Schedule.



Clerk of Councils.

COUNCIL CHAMBER,
6th December, 1955.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

The amendments of the Mining (General) Regulations, 1954, contained in regulation 2 are consequential on the amendment of the Mining Ordinance, 1954.

2. Regulation 3 corrects a typographical error.

(Secretariat 12/3231/53)



WATERWORKS ORDINANCE.

(Chapter 102).

WATERWORKS (AMENDMENT) REGULATIONS, 1955.

In exercise of the powers conferred by section 29 of the Waterworks Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Waterworks Citation. (Amendment) Regulations, 1955.

2. Regulation 10 of the Waterworks Regulations (hereinafter referred to as the principal regulations) is amended by—

Amendment of regulation 10. (Vol. IX, p. 158).

(a) the addition after paragraph (3) of the following new paragraph—

“(3A) Steel pipes up to 6” in diameter shall be galvanized and shall comply with the requirements of British standard specification 1387 for Class B steel tubes and tubulars or any alterations or amendments thereto or any new specification which may from time to time be published to supersede it.”;

(b) the deletion of paragraph (4) and the substitution therefor of the following—

“(4) Pipes and fittings of copper and other material shall comply with the requirements of the latest British standard specifications for such pipes and fittings.”.

3. Regulation 11 of the principal regulations is amended by the deletion of paragraph (7) and the substitution therefor of the following—

Amendment of regulation 11.

“(7) Except with the written permission of the water authority, which may be withdrawn at his discretion because of the insufficiency of the available supply of water from the waterworks—

(a) draw off points connected to an inside service shall not remain installed or be installed in any—

- (i) garden;
- (ii) lawn;

- (iii) bowling green;
 - (iv) sports area of any kind; or
 - (v) in any place where the use of water from the waterworks is not purely for domestic or other approved purpose; and
- (b) part of an inside service shall not be extended or constructed to include any such draw off point; and
- (c) rubber or other type flexible hose shall not, at any time, be connected to an inside service for any purpose whatsoever.”.

Amend-
ment of
principal
regulations.

4. The principal regulations are amended by the addition after regulation 17A of the following new regulation—

“17B. (1) Except with the written permission of the water authority, which may be withdrawn at his discretion because of the insufficiency of the available supply of water from the waterworks—

- (a) unfiltered water from the Kowloon Tong Reservoir shall not be used for purposes other than for flushing water closets, latrines and urinals; and
 - (b) cross-connexions to the filtered supply shall not remain installed or be made or installed.
- (2) The supply of unfiltered water from the Kowloon Tong Reservoir shall be provided to the residents of Kowloon Tong upon payment of the fee set forth in Appendix I.
- (3) The water authority shall have the right to refuse to connect to the waterworks any new inside service or to disconnect from the waterworks any existing inside service which does not conform in any way to the requirements of this regulation. Notice that an existing inside service is to be so disconnected from the waterworks will be given on Form J.”.

Amend-
ment of
Appendix
I.

5. Appendix I of the principal regulations is amended—

- (a) under the heading “PRICE OF WATER”, by the deletion of the words “In this Table —” and the definitions “construction purposes”, “shipping purposes”,

“trade purposes”, and “domestic purposes” and the substitution therefor of the following—

“In this Table —

water for—

- (a) “construction purposes” includes any water used for any purpose connected with the construction or alteration of any premises; or
- (b) “shipping purposes” includes any water used for the purpose of supplying piers, wharves or sea-walls, or any vessel including any water boat lying at or near any pier, wharf or sea-wall for any purpose whatsoever; or
- (c) “trade purposes” includes any water used for any purpose connected with any trade, manufacture or business other than construction or shipping purposes; or
- (d) “domestic purposes” means any water used for any purpose connected solely with the occupation of a dwelling-house.”;

(b) under the heading “FEES”—

- (i) by the deletion of the words “Making of connexion to the main not exceeding 100 feet in length and including fixing of meter—” and the substitution therefor of the following—

“Making of connexion to the main, including fixing a meter, and laying that portion of the inside service which lies between this connexion and the lot boundary with pipes of the sizes shown hereunder, when the length of that section of the inside service does not exceed 100 feet — ”;

(ii) by the addition after item (e) of the following new item—

“(f) Under regulation 17B: Kowloon Tong flushing fee (per annum, payable quarterly in arrear, for each flat or floor) \$40.00.”


Clerk of Councils.

COUNCIL CHAMBER,
20th December, 1955.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport.)

Regulation 2 amends regulation 10 of the Waterworks Regulations (hereinafter referred to as the principal regulations) by the addition of a new paragraph (3A) and by the substitution of a new paragraph (4) for the present one. The object of the amendment is to ensure that inferior steel and copper pipes and copper fittings are not used in any part of an inside service or fire service.

2. Regulation 3 deletes paragraph (7) of regulation 11 of the principal regulations and replaces it with a new paragraph which prohibits, except with the written permission of the water authority, any draw off point connected to an inside service to remain installed or to be installed in any garden or sports area etc., the extension or construction of any part of an inside service to include such points, and the connexion of rubber or other type flexible hose to an inside service. The amendment is considered necessary in view of the difficulties experienced in maintaining an adequate supply of water from the waterworks during the dry season.

3. For the avoidance of doubt, regulation 4 adds a new regulation 17B to the principal regulations to make it quite clear that the supply from the Kowloon Tong Reservoir is primarily for flushing purposes. A fee for the supply of unfiltered water from this Reservoir will now be set out in Appendix I. (See regulation 5).

4. Opportunity has also been taken to re-define the terms contained in Appendix I under the heading “Price of Water” and to clarify some of the charges under the heading “Fees”. (See regulation 5).

(Secretariat 28/3231/51).

TAX RESERVE CERTIFICATES ORDINANCE, 1955.
(No. 66 of 1955).

TAX RESERVE CERTIFICATES RULES, 1955.

In exercise of the powers conferred by section 3 of the Tax Reserve Certificates Ordinance, 1955, the Governor has made the following rules—

1. These rules may be cited as the Tax Reserve Certificates Rules, 1955. Citation.
2. Certificates, which, upon application being made as in Form 1 in the Schedule, may be obtained from the office of the Commissioner or from any bank authorized by him for the purpose, shall be issued by the Commissioner in denominations of \$96.00 and \$960.00. Denominations of certificates, and where they may be obtained.
3. Every certificate and the conditions attached thereto shall be as in Form 2 in the Schedule. Form of certificate.
4. The Commissioner, or any officer authorized by him for the purpose, shall accept certificates, in denominations sufficient to meet the total amount of tax outstanding or any part thereof, at their face value together with the interest accrued thereon as the equivalent of cash for the payment of any, or all, of the taxes specified in the Schedule to the Ordinance. Duty of Commissioner to accept certificates in payment of specified tax.
5. Simple interest at the rate of 5/24 per cent per month for every completed month commencing from the first day of the month following the date of issue to the first day of the month in which the certificates are accepted for payment of tax shall be paid on all certificates so accepted : Payment of interest and method of calculation.
Provided that interest shall not be paid on any certificate for more than thirty-six months.
6. Any balance of any amount due in respect of a certificate accepted by the Commissioner and remaining after payment of tax shall be refunded by him to the holder thereof. Duty to refund balance after payment of tax.
7. The Commissioner shall repay to the holder on demand the principal value of any certificate, but he shall not pay any interest thereon. Duty to repay principal value of certificate.

Prohibition against transfer of certificate or obligations created.

8. Certificates or the obligations created thereby may not be transferred except as may be ordered by a Court of competent jurisdiction.

Power to issue duplicates.

9. The Commissioner may, on being satisfied upon such evidence as he may require, issue, upon such conditions as he may impose, a duplicate of any certificate which has been lost, mislaid, destroyed or mutilated.

SCHEDULE.

FORM 1.

ORDINANCE NO. 66 OF 1955.

APPLICATION FOR TAX RESERVE CERTIFICATES.

I residing at hereby make application for Tax Reserve Certificates as set out below and in payment for which I tender herewith $\frac{\uparrow \text{cash}}{\text{cheque}}$ for \$.....

† Delete that which is not required.

..... Certificates at \$ 96.- each = \$
..... Certificates at \$960.- each =
Total \$

Date

Signature of Applicant.

N.B. This form must be signed by the taxpayer personally.

FOR OFFICIAL USE ONLY

Paid $\frac{\text{cash}}{\text{cheque}}$ \$

Certificates issued
..... at \$ 96.- = \$ to
..... at \$960.- = \$ to
Total \$

Signature of clerk or Bank Official.

FORM 2.



Serial No.

TAX RESERVE CERTIFICATE.

THIS CERTIFICATE is issued this day of 19..... by the Commissioner of Inland Revenue, Hong Kong, in acknowledgment of the sum of * H.K.\$ and entitles to repayment of this sum together with any interest due subject to and in accordance with the following Conditions—

*Insert amount.

- 1. (a) This Certificate (with Paragraph I of the Instructions endorsed hereon duly completed and the required documents of demand attached) may be tendered to the Commissioner of Inland Revenue, Hong Kong, in or towards payment of † Tax.
(b) If this Certificate is so tendered, the principal together with any interest payable will be accepted in or towards payment of † Tax. Interest will be calculated at the rate of 5/24% per month and will be allowed for each completed month calculated from the 1st of the month following the date of issue until the 1st of the month in which the certificates are accepted:

†Insert name of tax.

Provided that interest will not be allowed on any Certificate for more than thirty-six months.

- 2. This Certificate if not applied in payment of Tax may be lodged at the office of the Commissioner of Inland Revenue for repayment. In such case no interest will be paid and repayment of the principal only will be made.
- 3. Neither this Certificate nor the obligation created hereby is transferable and the Commissioner of Inland Revenue will not, except as ordered by a Court of competent jurisdiction, be bound to recognize any transfer, charge, deposit, trust or equity affecting the ownership of this Certificate or the moneys represented hereby.
- 4. The Certificate Holder, or his legal personal representatives, will be regarded as exclusively entitled to the benefit of this Certificate and the obligation created hereby.
- 5. The Commissioner may refuse any certificate tendered in payment of tax or he may refuse repayment to the holder of the principal value thereof if in his opinion the signature on such certificate does not correspond with that in the application.

Commissioner, Inland Revenue.

INLAND REVENUE DEPARTMENT,
HONG KONG.

Note: Please study the instructions on the reverse and fill in the necessary particulars BEFORE surrendering this Certificate for payment of tax or reimbursement.

Reverse of form.

INSTRUCTIONS.

Delete Paragraph I or II according to circumstances, complete the remaining paragraph and SIGN the form in the space provided below.

†Insert name of tax.

I. FOR USE WHEN THE CERTIFICATE IS TENDERED IN PAYMENT OF † TAX.

I, being the holder named in this Certificate, request that the principal sum (or so much thereof as is required), together with any interest payable be applied in or towards payment of † Tax which is payable by me as shown on the accompanying documents of demand; and the balance (if any) to be refunded to me.

II. FOR USE WHEN THE CERTIFICATE IS NOT TENDERED IN PAYMENT OF TAX.

I, being the holder named in this Certificate request that the sum of dollars being the whole of the principal sum be repaid to me.

Signature

Date

FOR OFFICIAL USE ONLY.

Signature of holder checked by

Date of issue	Date Redeemed	Number of Intervening Months	Amount of Interest
---------------	---------------	------------------------------	--------------------

Gross Principal & Interest	\$
Applied D/N	\$
Refunded	\$

Shroff.

Accountant.

Received the sum of \$

Signed

Date

By Command,



Colonial Secretary.

23rd December, 1955.

Explanatory Note.

(This Note is not part of the rules, but is intended to indicate their general purport).

Tax Reserve Certificates of fixed denominations of \$96.00 and \$960.00 will be issued by the Commissioner of Inland Revenue and may be purchased at his office and at authorized banks. The certificates and the conditions attached thereto will be standard in form. (See rules 2 and 3).

2. Rule 4 provides for the acceptance of the certificates in appropriate denominations and the interest accrued thereon in payment of specified taxes. The rate of simple interest is 5/24 per cent per month for every completed month commencing from the first day of the month following the date of issue to the first day of the month in which the certificates are accepted for payment of tax which means that interest accumulates at 20 cents or \$2.00 per month on the two types of certificates. (See rule 5). It will, no doubt, be observed that interest will not be allowed on certificates unless they are tendered in payment of tax, and that interest will not be paid for more than thirty-six months. Interest earned will be free of tax by virtue of the proviso to section 28 of the Inland Revenue Ordinance, Cap. 112.

3. Any balance due on a certificate after payment of tax will be refunded (rule 6), and a holder of a certificate may at any time demand repayment of the principal value without interest. (See rule 7). Certificates or the obligations created thereby are not transferable except by order of a Court of competent jurisdiction. (See rule 8).

(Secretariat 3/2306/54)



STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) (No. 9) ORDER, 1955.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following order:—

ORDER

1. This Order may be cited as the Stamp (Bank Authorization) (No. 9) Order, 1955.

2. The bank specified in the Schedule to this Order is hereby authorized with effect from 1st January, 1956, to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b), and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

Yien Yieh Commercial Bank Limited.

16th December, 1955.
(Secretariat 18/2321/49)

Arthur Clarke
Financial Secretary.

CORRUPT AND ILLEGAL PRACTICES ORDINANCE, 1955.
(No. 20 of 1955).

CORRUPT AND ILLEGAL PRACTICES (URBAN COUNCIL
 ELECTION EXPENSES) ORDER, 1955.

In exercise of the power conferred by section 13 of the Corrupt and Illegal Practices Ordinance, 1955, the Governor in Council has made the following Order—

1. This Order may be cited as the Corrupt and Illegal Practices (Urban Council Election Expenses) Order, 1955.
2. Subject to the provisions of paragraphs 3 and 4 hereof, for the purpose of subsection (2) of section 13 of the Corrupt and Illegal Practices Ordinance, 1955, the maximum scale of election expenses during the election of a member of the Urban Council after such election or within the nine months before the date of such election, shall be \$5,000 together with an additional 20¢ for each entry in the register of electors to be used at the election in excess of the first 25,000 entries. Limitation of election expenses. (20 of 1955).
3. The maximum amount stipulated in paragraph 2 shall not be required to cover— Candidates personal expenses.
 - (a) the candidate's personal expenses including his reasonable travelling expenses and the reasonable expenses of his living at hotels and elsewhere for the purpose of and in relation to the election if a return of such personal expenses is made to the Secretary of the Urban Council within twenty-eight days after the election;
 - (b) any fee paid by a candidate to his election agent to an amount not exceeding \$1,000.
4. (1) Where there are two or more joint candidates the maximum amount stipulated in paragraph 2 shall be reduced for each of two joint candidates, by one-quarter, and for each of more than two joint candidates by one-third. Joint candidates.