

Warsaw Convention (Carrier Liability) Bill

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TO

Require the Secretary of State to propose amendments to Article 17 of the Warsaw Convention for the purpose of extending carrier liability to cases of detriment to health or psychological well-being; and for connected purposes.

BE IT ENACTED by the Queen’s most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1 Duty to propose extension of carrier liability to cases of detriment to health or psychological well-being

- (1) The Secretary of State must propose to the parties to the Warsaw Convention an amendment to the Convention as follows—
- (a) in Chapter III (Liability of the Carrier), Article 17, after “any other bodily injury”, insert “or detriment to health or psychological well-being”. 5
- (2) The Secretary of State must propose to the parties to the Montreal Convention amendments to the Convention as follows—
- (a) in Chapter III (Liability of the Carrier and Extent of Compensation for Damage), Article 17 (1), after “bodily injury”, insert “or for damage sustained in case of detriment to health or psychological well-being”; and 10
- (b) in Chapter III (Liability of the Carrier and Extent of Compensation for Damage), Article 17 (1), after “or injury”, insert “or detriment to health or psychological well-being”. 15
- (3) The amendments to both Conventions must be proposed no later than 1 April 2011.

2 Interpretation

- (1) In this Act— 20
- Bill 22

“Warsaw Convention” means the Warsaw Convention as amended at the Hague, 1951 and as further amended by Protocol No 4 of Montreal, 1975, as set out in Schedule 1A of the Carriage by Air Act 1961.

3 Commencement, extent and short title

- (1) This Act comes into force at the end of the period of 2 months beginning with the day on which it is passed. 5
- (2) This Act extends to England and Wales and Scotland.
- (3) This Act may be cited as the Warsaw Convention (Carrier Liability) Act 2010.

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*Presented by John Smith
supported by
John Barrett, Mr Elfyn Llwyd, Mr Martyn Jones,
Jim Sheridan, David Simpson,
Sir Nicholas Winterton, Mr Brian Jenkins
and Dr Richard Taylor*

*Ordered, by The House of Commons,
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