

[TO BE PUBLISHED IN PART II, SECTION 3, SUB SECTION (i) OF THE
GAZETTE OF INDIA (EXTRAORDINARY)]

GOVERNMENT OF INDIA
MINISTRY OF CIVIL AVIATION

N O T I F I C A T I O N

New Delhi, the 22nd September, 2004

G.S.R. 636 (E).-- In exercise of the powers conferred by section 5 of the Aircraft Act, 1934 (22 of 1934), the Central Government hereby makes the following rules further to amend the Aircraft Rules, 1937, namely:-

1. (1) These rules may be called the Aircraft (2nd Amendment) Rules, 2004.
 - (2) They shall come into force on the date of their publication in the Official Gazette.
2. In the Aircraft Rules, 1937, –
 - (i) for rule 135, the following rule shall be substituted, namely :-

“**135. Tariff for international air transportation.** – (1) Every operator of an air transport service operating in accordance with rule 134 shall, having regard to all relevant factors, including the cost of operation, reasonable profit and the general prevailing tariff, establish tariff showing fares, rates and charges for international air transportation.

(2) Every operator shall cause to be published the tariff established by him under sub-rule (1) in his website or two daily newspapers, and shall display such tariff in a conspicuous part of his office and in the office of his agent, if any.

(3) Every operator shall maintain all records relating to tariff established by him under sub-rule (1) in such manner and in such form as may be specified by the Director-General, and on demand by the Director-General shall produce such records before the Director-General for inspection.

(4) Where the Director-General is satisfied that any operator has established excessive or predatory tariff under sub-rule (1) or has indulged in oligopolistic practice, he may, by order, issue directions to such operator.

- (5) Every direction issued under sub-rule (4) shall be complied with by the such operator”;
- (ii) rules 135A, 135B and 135C shall be omitted;
 - (iii) Schedule XII shall be omitted.

[F. No. AV.11012/1/2004-A]

(Raghu Menon)
Joint Secretary to the Government of India

Notes:

1. The principal rules were published in the Official Gazette vide notification number V-26, dated the 23rd March, 1937 and last amended by G.S.R. 390(E), dated the 24th June, 2004 published in Extraordinary, Part II, section (3), sub-section (i) of the Gazette of India.
2. The Central Government in exercise of the powers conferred by proviso to section 14 of the Aircraft Act, 1934 (22 of 1934) has in the public interest dispensed with the condition of previous publication in case of this notification vide its Order No. AV.11012/1/2004-A dated 22.9.2004 issued in Ministry of Civil Aviation.