

**L.N. 214 of 2003****AIR NAVIGATION (HONG KONG) ORDER 1995 (AMENDMENT  
OF SCHEDULE 16) ORDER 2003**

(Made by the Chief Executive in Council under section 2A of the  
Civil Aviation Ordinance (Cap. 448))

**1. The Air Navigation (Dangerous Goods)  
Regulations**

Schedule 16 to the Air Navigation (Hong Kong) Order 1995 (Cap. 448  
sub. leg. C) is amended—

(a) in Regulation 2(1)—

(i) by repealing the definition of “dangerous goods” and  
substituting—

““dangerous goods” means any article or substance  
which—

(a) is capable of posing a risk to health,  
safety, property or the environment; and

(b) is—

(i) classified as dangerous goods  
according to Part 2 of the Technical  
Instructions; or

(ii) shown in the list of dangerous goods  
in Part 3 of the Technical  
Instructions;”;

(ii) in the definition of “Technical Instructions”, by repealing  
“2001–2002” and substituting “2003–2004”;

(b) in Regulation 3—

(i) in paragraph (2), by repealing “goods capable of posing  
significant risk to health, safety or property when carried by  
air” and substituting “dangerous goods”;

(ii) by repealing paragraph (3)(d) and substituting—

“(d) placed on board with the approval of the operator  
of an aircraft to provide during the flight medical  
aid to a patient;”;

(c) in Regulation 8—

(i) by repealing paragraph (1) and substituting—

“(1) The operator of an aircraft in which  
dangerous goods are to be carried shall—

- (a) as early as practicable before departure of the aircraft, provide the commander of the aircraft with accurate and legible written or printed information in respect of the dangerous goods in accordance with the provisions of Chapters 4.1.1, 4.1.2, 4.1.4, 4.1.7 and 4.1.8 of Part 7 of the Technical Instructions;
- (b) ensure that the information is readily available to the commander during the flight; and
- (c) preserve a copy of the information for not less than six months.

(1A) The commander shall indicate on a copy of the information provided to him under paragraph (1)(a), or in some other way, that he has received the information.

(1B) The operator shall ensure that—

- (a) a legible copy of the information which has an indication on it, or with it, that the commander has received the information is retained on the ground; and
  - (b) the copy, or the information contained in it, is readily accessible to the aerodromes of last departure and next scheduled arrival point until after the flight to which the information refers.”;
- (ii) in paragraph (2), by repealing “baggage or maintains areas to assemble passengers to board the aircraft” and substituting “passengers or maintains areas to assemble passengers to board the aircraft, and at any other location where passengers are checked in”;
- (d) in Regulation 9(d), by added “or printed” after “written”.

CHENG Mei-sze, Maisie  
Clerk to the Executive Council

COUNCIL CHAMBER  
7 October 2003

### **Explanatory Note**

This Order amends Schedule 16 to the Air Navigation (Hong Kong) Order 1995 (Cap. 448 sub. leg. C) to give effect to the 2003–2004 edition of the Technical Instructions for the Safe Transport of Dangerous Goods by Air approved and published by decision of the Council of the International Civil Aviation Organization.