

ARGENTINA

AVIATION CODE OF ARGENTINA,¹ PROMULGATED AUGUST 4, 1954

TITLE I—GENERAL PROVISIONS

Article 1. This Code shall govern civil aviation within the territory of the republic of Argentina and the space over it as circumscribed by vertical lines at its perimeter.

For the purposes of this Code, the term "civil aviation" shall mean all those activities which directly or indirectly entail the use of aircraft, excluding military aircraft and aircraft of the customs and the police.

With respect to national military aircraft, only the provisions pertaining to air navigation as well as the regulations which the aeronautics authority may issue therefor, shall apply. However, when, because of their special operations, such aircraft have to depart from these provisions, they shall inform the competent authority in advance in order that the proper safety measures may be taken.

Article 2. For the purposes of this Code, the term "territory" shall include bodies of water under the jurisdiction of the State.

Provisions pertaining to the landing of aircraft on land shall apply equally to landing on water.

TITLE II—PROVISIONS PERTAINING TO NAVIGATION IN THE AIR

Article 3. The takeoff, flight, and landing of aircraft shall be permitted within the national territory except as limited in this Code.

Article 4. No person may oppose the passage of an aircraft by reason of any property right. If damage should result such person shall be entitled to compensation.

Article 5. In the event of war or internal disturbance, or when the public welfare is deemed endangered, the Executive shall have the power to prohibit or limit navigation in the air over the territory of Argentina with respect to all or a particular type of aircraft.

Article 6. Flight over specified areas of Argentine territory may be prohibited or limited for military reasons, in the interest of the public welfare, or for other analogous reasons.

Article 7. The Executive shall have power to forbid, or place conditions upon, the transportation of: a) explosives; b) arms and ammunition of war; c) photographic equipment; d) other articles or substances which may be enumerated.

In no event shall permission be granted for the transport of explosives or ammunition of war in aircraft transporting passengers.

¹ Law No. 14,307, passed July 15, 1954, sanctioning the Code: (published in Boletín Oficial, Aug. 18, 1954), also published with official annotations (referring to relation of the Code with other laws, explanatory of terminology and giving references to applicable international conventions), in the series "Códigos y Leyes Usuales de la Republica Argentina" under the title "Codigo Aeronautico de la Nacion Argentina" by Lajouane Editores, Buenos Aires (1954).