

FRANCE

PRELIMINARY

The Decree No. 55-1590 of November 30, 1955 provided for Codification of the French aviation laws on the basis of Law No. 53-515 of May 28, 1948 (Journal Officiel, May 29, 1953, p. 4842), which envisaged future codification of the aviation laws. It was, in form, based on the Decree of May 10, 1948 (Journal Officiel, May 13, 1948), creating a commission for the study of codifying laws and regulations.

The noteworthy feature of the French aviation code is that it is the work of the Executive branch of the government without having been passed by the Legislative. Thus, the Code is, as the enabling decree preceding it states, a codification of the legal provisions concerning civil and commercial aviation and not a new law as to substance.

The Code replaces all air laws abrogated in accordance with its Article 198 the first of which was the law of May 31, 1924. The Code has been amended in several respects. The texts of these amendments are set forth below.

CODE OF CIVIL AND COMMERCIAL AVIATION OF NOVEMBER 30, 1955

ENABLING DECREE

(Ministry of public works, transportation and tourism. Decree No. 55-1590 of November 30, 1955 concerning codification of the laws concerning the civil and commercial aviation.¹)

The minister president,

On the report of the keeper of the seals, minister of justice, the minister of public works, transportation and tourism, the minister of overseas France, the minister of the interior, the minister of finance and economic affairs, and the Secretary of State to the minister president,

Considering Law No. 53-515 of May 28, 1953 concerning the procedure of codifying the Laws concerning the civil and commercial aviation;

Considering the opinion of the superior commission charged with the study of a codification of the laws and regulations;

Considering the legal provisions in effect concerning civil and commercial aviation;

The Council of State (section of public works) having been heard,
Decrees:

Article 1. The legal provisions concerning civil and commercial aviation contained in the legal texts enumerated in the final provisions of the code² shall be codified under the title: Code of Civil

¹ Published in Journal officiel de la Republique Francaise, Dec. 6, 1955, p. 11815.

² The comparative table of laws, decrees and ordinances codified in the following which appears on pp. 11835-11838 of the Journal Officiel of Dec. 6, 1955, is omitted.