

The provisions of Articles 55 and 58 shall be applicable to this Article.

Article 111. Violations of the provisions of Articles 60 to 71 shall be prosecuted in the criminal courts and shall be punishable by a fine of from 4,000 to 720,000 francs apart from the penalties provided for in the Criminal Code in the case of an accident resulting from a violation.

Independently of the fine to which he is subject, any violator or person liable in a civil action, shall be enjoined to remove the appurtenances which are the subjects of the restriction or to affix and maintain the markings provided in Article 71.

If he has not done so within the time limit given him by the court for this purpose, the administration shall have the right to do so itself at his expense, risk and peril, and to recover from him the expenses which it has incurred.

Violations of the provisions of Articles 60 to 71 may be stated in a summons by the officers of the judicial police, the gendarmes, the engineers of the air service, the technical agents and subagents of the air service, the officials of the technical corps of the civil aviation, the members of the Army, Navy and agents of the military authority commissioned for that purpose.

For the airports other than those belonging to the State, violations may be stated by summons by agents commissioned for that purpose.

Article 112. [Abrogated by Decree No. 59-92 of January 3, 1959. See *infra*.]

BOOK III—AIR TRANSPORTATION

Article 113. Air transportation means the transportation by aircraft from one point to another of passengers, mail and goods.

Title I—Transportation Contract

Chapter I—Transportation of Goods

Article 114. The rules of the Commercial Code concerning transportation on the ground and by water shall apply to transportation by air, except as provided in the following articles.

Article 115. Contracts for air transportation of goods shall be governed by Article 925 of the General Tax Law.

Article 116. The carrier must file a manifesto specifying the kind and nature of the goods shipped. A duplicate of the manifesto must be carried on board the aircraft and be available for inspection to the agents in charge of traffic police and to the customs agents if they so request.

Article 117.⁴ Liability of the carrier of goods or baggage shall be governed, in the case of transportation by air, solely by the provisions of the Convention of Warsaw of October 12, 1929, or of any convention which modifies it and is applicable in France, even if the transportation is not international in the sense of that convention.

Article 118.⁴ For the application of Article 25 of said convention,

⁴ Articles 117, 118, 119, and 123 have been replaced in accordance with the provisions of the Warsaw Convention of Oct. 12, 1929 by Law No. 57-259 of Mar. 2, 1957, entitled "Liability of the carrier in case of air transportation" (J.O. Mar. 3, 1957, p. 2402). Article 3 of Law No. 57-259 makes the law applicable in Algeria and the territories under the minister of overseas France. It also abrogates all contrary provisions.