

with approval of the plan shall decide the matter after consultation with the federal minister of transportation.

(7) Approval of the plan and decisions concerning objections shall be substantiated by an opinion which shall be transmitted with information regarding further recourse to the participants of the proceedings.

Article 11

The provisions of Article 26 of the Trade Code (Gewerbeordnung) shall, as far as possible, be applicable to airdromes. This shall apply even when the airdrome does not serve commercial but public purposes.

Article 12

(1) In granting authorization for an airdrome a building plan shall be established. This plan shall determine the extent to which the building restrictions mentioned in paragraphs (2) and (3) shall apply (Bauschutzbereich). Plans shall contain:

- 1) the takeoff and landing runways including adjoining protective areas (takeoff and landing areas),
- 2) the safety areas which should be no longer than 1,000 meters at the ends of the takeoff and landing areas, and 350 meters wide each at the sides of the takeoff and landing areas extending to the beginning of the approach sectors,
- 3) the reference point of the airdrome which shall be located in the center of the system of the takeoff and landing areas,
- 4) the reference points for the takeoff lane which should be located in the center of the takeoff and landing areas,
- 5) the approach sectors which, on both sides of the outer edges of the safety areas, adjoin them at their ends with an opening angle of 15 degrees; they end, in the case of main takeoff and landing areas at a distance of 15 kilometers, in the case of secondary takeoff and landing areas at a distance of 8.5 kilometers from the reference point for the takeoff lane.

(2) After an airdrome has been authorized, the government agency that has jurisdiction for the granting of building permits may not authorize the erection of buildings in a radius of 1.5 kilometers from the reference point of the airdrome and on the takeoff, landing, and safety areas except with the consent of the aviation authorities.

(3) In the farther vicinity of an airdrome the consent of the aviation authorities shall be required when the buildings are intended to exceed the following limits:

- 1) outside the approach sectors:
 - a) in a radius of 4 kilometers from the reference point of the airdrome a height of 25 meters; for airdromes which fall into classes A to D of annex 14 of the convention on international civil aviation, the height is 15 meters (height in reference to the reference point of the airdrome);
 - b) in a radius of from 4 to 6 kilometers from the reference point of the airdrome, the connecting line which rises from a height of 45 meters to a height of 100 meters (height in reference to the reference point of the airdrome);
- 2) within the approach sectors:
 - a) from the end of the safety areas to an area of a radius of 10 kilometers from the reference point for the take off line