

Article 86

VII. Foreign aircraft. Articles 80 to 85 shall also be applicable to foreign aircraft when the State in whose register they are registered, assures reciprocity.

Article 87

VIII. Protection of industrial property rights. The agreements concerning industrial property rights shall not thereby be affected.

FIFTH TITLE—CRIMINAL PROVISIONS

CHAPTER I—VIOLATIONS

Article 88

I. Crimes. 1. Prohibition to fly. Any person who, in violation of a prohibition to fly issued under Article 7, intentionally enters the air space by means of flight, or leaves Switzerland in such manner, or flies over a prohibited area, shall be punished by imprisonment up to one year or by a fine up to ten thousand francs.

When the person committing the unlawful act has also violated the provisions of Article 18 concerning the duty to land, the penalty shall be imprisonment up to two years and a fine up to twenty thousand francs.

When the person committing the unlawful act has acted negligently, the penalty shall be imprisonment up to six months or a fine up to five thousand francs.

Article 89

2. Piloting an aircraft bearing false markings. Any person who intentionally pilots, or causes to be piloted, an aircraft bearing false or falsified markings, or one not bearing the markings prescribed in Article 59, shall be punished by imprisonment up to five years and by a fine up to twenty thousand francs.

In less serious cases a judge may simply levy a fine.

If the person committing the unlawful act has acted negligently, the penalty shall be imprisonment up to six months or a fine up to ten thousand francs.

A person who pilots, or causes to be piloted, outside of Switzerland, any aircraft unlawfully bearing Swiss markings, shall also be subject to punishment. Article 4, second paragraph, of the Criminal Code shall be applicable.

Article 90

3. Creating a danger by air navigation. Any person who, during a flight, as aircraft commander, member of the crew, or passenger, intentionally violates the rules of law or the recognized flight rules and thus knowingly endangers the person or the property of third parties on the ground, shall be punished by imprisonment up to three years.

If the person committing the unlawful act has acted negligently, the penalty shall be imprisonment up to six months or a fine up to ten thousand francs.