

AFGHANISTAN

CIVIL AVIATION ACT OF AFGHANISTAN OF AUGUST 12, 1956, AS AMENDED TO NOVEMBER 2, 1957¹

CHAPTER ONE—GENERAL AIMS

ARTICLE I. The Royal Government of Afghanistan, considering:

1. The country's need of having a law for the regulation and control of Civil Aviation in the national interest,
2. The need to create an efficient, relatively autonomous organization for the administration of civil aviation.
3. The need to discharge this country's obligation under the international agreements and treaties to which Afghanistan is or may become a party, and particularly under the convention on International Civil Aviation opened for signature at Chicago on December 7, 1944,

Decrees the following:

CHAPTER TWO—REGULATION AND CONTROL OF CIVIL AVIATION

ARTICLE II. Afghanistan retains complete and exclusive sovereignty over the airspace above its territory.

ARTICLE III. An Afghan aircraft or of a foreign country, member of the ICAO, is free to fly in Afghanistan provided it complies with the requirements of the Convention on Civil Aviation; any other foreign aircraft must have moreover, the authorization of the Department of Civil Aviation.

ARTICLE IV. An aircraft may exercise a commercial activity as long as it complies with the laws and regulations of the country and provided that prior specific authorization in accordance with the article (10) has been obtained from Afghan civil aviation authorities.

ARTICLE V. Subject to approval by the Government, the Department of Civil Aviation may, for reasons of military necessity or public safety, prohibit or restrict uniformly the flight of any aircraft over certain areas of Afghan territory.

ARTICLE VI. An aircraft can obtain Afghan nationality when it is registered in the Aircraft Register. The conditions for registration are as follows:

- a. The aircraft must not be registered in any other country and if previously registered in any other country, the former registration must be cancelled.

¹ English text supplied by the Royal Afghan Government.