

Section 129. Flights of Model Aircraft.

(1) Notwithstanding the provisions of section 22 and 23, permission shall be required for flights of model aircraft. Outside of safety zones, this shall only be applicable when the weight of the model aircraft exceeds 5 kilograms and a speed of 30 kilometers per hour.

(2) The authority competent for the issuance of the permission shall be:

a) within safety zones, the authority competent for the designation of the safety zone (section 87),

b) outside of safety zones, the provincial governor.

(3) Permission shall be granted if public interests cannot be endangered by the model aircraft flight. The provisions of section 128, paragraph 4, shall apply accordingly.

Section 130. Taking of Aerial Photographs.

(1) For the taking of aerial photographs from civil aircraft as well for their dissemination, permission of the Federal Ministry of National Defense, in concurrence with the Federal Ministry of the Interior, shall be required, notwithstanding any other legal provisions, and except as otherwise provided for in paragraph 2.

(2) For aerial surveys from civil aircraft in flight, permission of the Federal Ministry of Trade and Reconstruction, in concurrence with the Federal Ministry of National Defense, shall be required, notwithstanding any other legal provisions. With respect to aerial surveys from civil aircraft to be conducted by the Federal Office of Measures and Surveys, concurrence shall be established between the Federal Ministry of National Defense and the Federal Ministry of Trade and Reconstruction.

(3) Permissions in accordance with paragraphs 1 and 2 shall be granted when there are no conflicting public interests. The permission shall contain such conditions, terms or limitations as are required with regard to the public interest and the prevention of damage to third parties.

C. OPERATION OF CIVIL AIRCRAFT

Section 131. Operating Regulations.

(1) In the operation of civil aircraft all precautionary measures required for the elimination of danger shall be taken.

(2) The Federal Ministry of Transport and Electric Power shall issue by ordinance such operating regulations as are required to ensure safe operation of civil aircraft. Subject to regulation shall be in particular:

a) flight planning and preparation,

b) minimum weather conditions for landing,

c) composition of flight crews,

d) limit of safe operation for aircraft.

e) special equipment of aircraft on flights over water and undeveloped areas as well as on high altitude flights,

f) equipment of aircraft with flight and navigation instruments on flights operated under visual and instrument flight rules and at night,

g) radio equipment of aircraft,

h) maintenance of aircraft.