

Art. 7. Rights pertaining to real property and interests of a private nature in aircraft shall be regulated by the law of its nationality.

Sole Paragraph. A change of nationality shall not prejudice rights previously acquired.

Art. 8. Seizure or other procedures referred to in Title 11, Chapter 2, of this Code shall be subject to the law of the place where the aircraft is found.

Art. 9. With respect to a contract of air transportation, the rules which regulate clauses releasing the liability of an aircarrier, fixing limits of liability lower than those established in this Code, or providing judicial proceedings for the deprivation of jurisdiction of the point of destination shall be a matter of public international law.

TITLE I—PUBLIC AIR LAW

CHAPTER I—THE NATIONAL COUNCIL OF AERONAUTICS

(As amended by Decree No. 2.961 of January 20, 1941.)

Art. 10. There is hereby instituted the National Council of Aeronautics, with its central office in the Capital of the Republic which shall be composed of native Brazilians of acknowledged moral fitness and competence in matters of aeronautics, whether technical, economic, or legal.

Sole Paragraph. The members of the Council shall be six in number: three selected by the Government from among Brazilians who meet the requirements set forth in this article; a high official in the Ministry of Highways and Public Works who is a specialist in matters pertaining to aviation; a high Army officer with training in aviation and of field rank; a high naval officer with training in aviation at the Naval War College. The nomination of all members of the Council shall be made by the Ministers of Highways and Public Works, of War, and of the Navy.

Art. 11. The National Council of Aeronautics, which shall function under the supervision of the Minister of Highways and Public Works and which shall be the administrative agency of the Government in matters pertaining to aviation, shall—

a) study the coordination of the activities of those public administrative agencies dealing with matters pertaining to aviation;

b) plan and present to the Government measures designed to facilitate air transportation and its development in Brazil;

c) study and render opinions on the suitability and advisability of ratification by the Brazilian Government of international conventions and agreements relative to air navigation, having recourse to the documents available in seats of learning and international organizations;

d) establish rules and principles which are to guide Brazilian delegates at international congresses and conferences on air navigation.

Art. 12. In addition, the National Council of Aeronautics shall—

a) render opinions with respect to proposed laws and regulations pertaining to air navigation, which the Government may submit for its examination;