

CHINESE PEOPLES' REPUBLIC

PRELIMINARY

Despite the most diligent search—which extended to personal investigation in Taiwan and Hong Kong—no basic air law of the Chinese Peoples' Republic could be found. Therefore, an attempt has been made to illustrate legal principles by applicable provisions of the customs law and the text of available bilateral treaties concluded by the Chinese Peoples' Republic.

PROVISIONAL CUSTOMS LAW OF THE PEOPLE'S REPUBLIC OF CHINA

The Provisional Customs Law of the People's Republic of China was passed at the 77th meeting of the Government Administration Council in Peking on March 23, 1951, and promulgated on April 18. This law has been in effect since May 1, 1951.

CHAPTER SEVEN

AIR TRANSPORT OF CARGO ACROSS THE NATIONAL BOUNDARIES

Article 81. Civil airplanes flying into and out of the country should, except when otherwise permitted by the Customs Administration, land or take off at an international airport where there is a customs house. The aviation company should inform, in advance, the customs house of the time of arrival and departure to enable it to place the airplane under watch. Measures for control and supervision of civil airplanes approved by the Customs Administration to take off or land at an airport with no customs house shall be formulated by the Customs Administration.

The civil airplanes denoted in this law include all non-military airplanes, airships, balloons or any other conveyance that can fly in the air. When a military plane is carrying civilians or common goods into and out of the country, the air commander of the locality should give advance notice to the customs house for inspection.

Article 82. Civil airplanes after entering the country and landing at the airport should report to the customs house through the pilot or the aviation company, submitting a passenger list and a cargo manifest duly filled out as required by the customs house for its examination. When necessary, the customs house may ask the captain to produce testimony for flying across the national borders, the log book, the tonnage report, and the nationality registration certificate.

Article 83. Civil airplanes after entering the country should unload the import goods under the supervision of the customs house and store them in a warehouse registered with or approved by the customs house.