

Flight rules and powers and the role of the civil aviation services shall be established by decree after notification of the Minister of Civil Aviation.

Flight rules shall be applicable in the airspace under the control of the agency or agencies of the civil aviation services in the territory of the Republic of Dahomey.

Outside the airspace as defined above they shall apply to aircraft which bear Dahomey nationality marks to the extent that this is compatible with the rules of the State, or of the international organization which has authority over the airspace where the aircraft is flying.

Art. 38. The right of an aircraft to fly over private property may not be exercised in such a manner as to infringe the right of the owner thereof.

Art. 39. Flight over certain areas or, in exceptional circumstances, the entire territory of Dahomey may be prohibited by decree for reasons of a military nature or of public safety. The location and extent of prohibited areas must be specifically indicated in the decree.

Any aircraft violating the above must, at the first request, land under the conditions specified in the decree.

Art. 40. Aircraft must fly over towns or villages at such altitude that landing is always possible, even after loss of power, outside the village or on a public airdrome.

Aerial dives and acrobatics by civil aircraft must be executed in compliance with the rules issued in this regard.

Art. 41. Maneuvers of aircraft in public shows may take place only with authorization from the regional administrative authorities after notification of the competent aeronautical authority.

When the test consists of a flight including successive landings, authorization shall be granted by the Ministry of the Interior after notification of the Minister of Civil Aviation.

CHAPTER II. LANDING

Art. 42. Except in case of *force majeure* or the cases provided for in the following paragraph, aircraft may only land on, and take off from properly established airdromes.

A decree issued on the report of the Minister of Civil Aviation and the Minister of the Interior, shall define the conditions under which certain types of aircraft may land or take off at places other than airdromes, with the agreement of the person who is entitled to the land or water area used.

However, such agreement shall not be required in the case of aid and salvage operations for which aircraft are used.

Art. 43. In case of landing or setting down on water on private property, the person entitled to the land or water area may not prevent departure or removal of the aircraft when no attachment has issued except as provided in Article 34.

Art. 44. Aircraft which make an international flight must land on customs airports under the conditions specified in the customs regulations.

They may have to follow a specific air route to cross the border.

However, because of the nature of their operation, certain categories of aircraft may be exempted by administrative authorization issued on