

craft, including the related installations which may be present for the needs of traffic and service of aircraft.

Art. 88. An airdrome shall be called "open to public air traffic" when all aircraft which have the appropriate technical characteristics are authorized to use it, subject to the provisions of Article 91.

Art. 89. A decree shall state the conditions of creation, establishment and use of airdromes whether or not they are open to public air traffic.

Art. 90. Opening of an airdrome to public air traffic shall be pronounced by ordinance of the Minister of Civil Aviation after a technical investigation.

Closing of an airdrome to public air traffic shall occur in the same manner.

Art. 91. The use of an airdrome open to public air traffic may at any time be made subject to certain restrictions or may be temporarily closed if flight conditions on the airdrome or in the adjoining airspace, or reasons of public order justify such action. Such decisions shall be the subject of notices to air navigators.

Art. 92. Airdromes for public air traffic may be established by the State, by public organizations and public establishments, or by private natural or legal persons who fulfill the conditions specified by decree.

Art. 93. All airdromes may be made subject to the technical and administrative control of the State, under conditions determined by decree.

Art. 94. Contracts granted by the State for the construction, maintenance, and operation of airdromes owned by it, shall be subject to the following conditions:

The cost accounts³ of the contracts shall be approved by decree issued on the report of the Minister of Civil Aviation and the Minister of Finance.

[Contracts which do not involve a cost account shall be awarded by inter-ministerial ordinance.]⁴

Art. 95. The establishment of an airdrome for public air traffic that does not belong to the State shall be subject to the conclusion of an agreement between the Minister of Civil Aviation and the public or private natural or legal person who established the airport; such agreement must be approved by the Minister who supervises the public organization or establishment concerned. It shall also be subject to approval by the Minister of Finance if it involves financial obligations of the State.

Art. 96. For reasons of national defense a decree may prescribe that the State temporarily or permanently replace the operator of an airdrome.

CHAPTER II. CLASSIFICATION

Art. 97. Airdromes for public air traffic shall be subject to a classification established by taking account of the character and the importance of the traffic thereon.

Art. 98. The technical and administrative conditions of the classification provided for in the preceding article, the categories into which airdromes are divided, the procedure preceding the classification and

³ See Art. 86 of the French Code of Civil and Commercial Aviation for this term. Ed.

⁴ Missing in original text. Ed.