

282 and which shall be paid by persons who are liable pursuant to this Law, shall not exceed per aircraft and accident as follows:

- a) Twenty-five thousand (Q25,000.00) *colones* for aircraft whose weight does not exceed 1,000 kilograms;
- b) Twenty-five thousand (Q25,000.00) *colones*, plus twenty-five (Q25) *colones* per kilogram over 1,000, for aircraft weighing more than 1,000 but less than 6,000 kilograms;
- c) One hundred thousand (Q100,000.00) *colones* plus fifteen (Q15) *colones* per kilogram over 6,000 for aircraft weighing over 6,000 but less than 20,000 kilograms;
- d) Two hundred fifty thousand (Q250,000.00) *colones* plus ten (Q10) *colones* per kilogram over 20,000 for aircraft weighing more than 20,000 but less than 50,000 kilograms;
- e) Five hundred thousand (Q500,000.00) *colones*, plus five (Q5) *colones* per kilogram over 50,000 for aircraft weighing more than 50,000 kilograms.

*Article 293. Definition of "weight."* For the purpose of this Law, "weight" shall mean the maximum weight of the aircraft authorized to take off by an airworthiness certificate, excluding the effect of ascension gas when used.

*Article 294. Compensation per person.* Compensation in case of death shall be forty thousand (Q40,000.00) *colones* per person. In case of injuries, compensation shall not exceed twenty-five thousand (Q25,000.00) *colones* per injured person.

*Article 295. Intentional damages.* If an injured person proves that his injuries were caused by a deliberate act or omission on the part of the operator or his agents, performed with intention to cause the damage, the liability of the operator shall be unlimited.

*Article 296. Illicit use of aircraft.* If a person unlawfully takes an aircraft and uses it without consent of the person having the right to give it, his liability shall be unlimited.

*Article 297. Total compensation.* When, in accordance with the provisions of Articles 286 and 287, two or more persons are responsible for the damage, or in the case of a recorded owner who is not the operator but yet is considered to be liable by virtue of the provisions of Article 285, persons who are injured shall not have the right to a total compensation greater than the maximum which may be collected from the persons liable, pursuant to the provisions of this Law.

*Article 298. Limitations on total compensation.* In the cases mentioned in Article 290, a person who has been injured shall have the right to indemnity up to the limits corresponding to each of the aircraft involved, but neither operator shall be liable for an amount exceeding the limits applicable to his own aircraft unless his liability is unlimited pursuant to Article 295.

*Article 299. Distribution of indemnity.* If the sum of the compensation fixed exceeds the limits of applicable liability, according to this Law, the following rules shall be observed, keeping in mind also the provisions of Article 294:

- a) If the compensations refer solely to a case of death or injuries, or only to property damage, these shall be reduced in proportion to the respective amounts;
- b) If the compensations refer to death or injuries and also to property damages, half of the amount to be distributed shall be