

has caused no damage, and this shall not prevent more severe penalties which may be incurred in the case of a delict or crime.

Article 54. In the case of an accident caused by an aircraft to persons on the ground, the Law of July 17, 1908 which concerns and prohibits the delict of fleeing from justice shall be applicable, except in the case where it is established that the arrest of an aircraft would jeopardize the safety of the passengers.

*Article 54-1.*⁵ Without thereby affecting more severe penalties, if applicable, there shall be punished by the penalties provided for in Article 406 of the Criminal Code any person who destroys or unlawfully removes, or attempts to destroy or unlawfully remove any aircraft or spare parts which are subject to a duly recorded mortgage.

Any fraudulent act to deprive a creditor of his security shall be punished by the same penalties.

Article 55. In addition to the officers of the judicial police, there shall be charged with the determination of violations of this book and the decree issued for its application, the agents of the Internal Revenue Service, the technical agents of the Water and Forestry Service and of the Customs, the gendarmes, the engineers of the aeronautics, the technical agents and sub-agents hereof, the engineers and agents of the Service of Bridges and Roads in charge of airports, the engineers and controllers of the Service of Mines and Highway Inspectors, the officials of the Technical Service of Civil Aviation, members of the Army and Navy and agents of the Army or Navy commissioned for this purpose.

Article 56. The State's attorney, the investigating judge (juge d'instruction), the officers of the auxiliary police of the State's attorney designated in Articles 48 and 50 of the Code of Criminal Investigations, the officials of the technical services of Civil Aviation, members of the Army or Navy and agents of the Army or Navy commissioned for that purpose, the gendarmes, engineers of the aeronautics, technical agents and sub-agents of the aeronautics, agents of the Internal Revenue Service, agents of the Customs, technical agents of the Water and Forestry Service and field guards, shall have the right to seize explosives, weapons and ammunition of war, homing pigeons, photographic equipment, printed matter and mail, as well as radio telegraph and radio telephone equipment which may be found aboard without special authorization provided for in Articles 28 and 29.

These authorities shall also have the right to seize homing pigeons, photographic equipment and printed matter found aboard aircraft authorized to transport such objects whenever such aircraft pass over prohibited areas.

They shall also have the right to seize homing pigeons and any messages they might carry.

Confiscation of such objects and equipment seized in accordance with the regulations shall be pronounced by the court.

⁵New. See *supra* note 1. Law No. 63-1352 also contains the following final provisions:
"Art. 2. In the application of this law, due regard shall be given to the administrative and judicial organization of the overseas territories and the rules of procedures in effect in these territories."

"Art. 3. All provisions in conflict with this law are repealed, particularly Articles 12 and 13 of the Code of Civil Aviation and, as regards overseas territories, Articles 14 and 15 of the Law of May 31, 1924, made applicable to these territories by the decree of May 11, 1928."