

the further convention of Guadalajara of September 18, 1961, to amend the Warsaw Convention (BGBI. 1963, II, p. 1160), insofar as these conventions are in effect in the Federal Republic of Germany and are applicable to air carriage.

16. a) In Article 56, paragraph 2, the following second sentence is added:

In the case of Article 49a, an action against the third person may also be brought in the court of venue of the air freight carrier and action against the air freight carrier may be brought in the court of venue of the third person.

b) The following third paragraph is added to Article 56:

(3) When any of the conventions specified in Article 51 applies to the air carriage, the venue shall be determined by such convention.

III. CHANGES IN PROVISIONS OF PART III

17. a) No. 11, in Article 58, first paragraph, is amended to read as follows:

11. Violates the written limitations on a permission granted in accordance with Article 2, paragraphs 6 and 7, Article 5, par. 1, and Article 25, par. 1, or an authorization granted in accordance with Article 6, par. 1, Article 20, par. 1, Articles 21, 22, 24, par. 1, or Article 27, par. 3, or a limitation in accordance with Article 23a, when specific reference was made therein to the provisions of this law regarding fines.

b) In No. 13 in Article 58, first paragraph, the words "before the coming into force of this law" are replaced by the words "before January 10, 1959."

c) The following paragraph 4 is added to Article 58:

(4) When the person concerned without reservation, admits the unlawful act, it shall be permissible to proceed by submission (Unterwerfungsverhandlung) in accordance with Article 67 of the Law on Unlawful Acts of March 25, 1952 (BGBI. I., p. 177).

Article 2. When the act causing the damages in the sense of Articles 33 and 44 of the Law Concerning Air Navigation occurred before this law came into force, claims for damages must be brought in accordance with the prior provisions.

Article 3. The Law Concerning Air Navigation as amended by this law shall apply to the Land Berlin in accordance with Article 13, par. 1, of the third transitional law of January 4, 1952 (BGBI. I., p. 1). Regulations issued under the Law Concerning Air Navigation as amended by this law, shall apply to the Land Berlin in accordance with Article 14 of the third transitional law insofar as application to Berlin is not expressly excluded in such regulations. The limitations on air sovereignty in the Land Berlin shall not thereby be affected.

Article 4. The Minister of Transportation shall have the power to promulgate the Law Concerning Air Navigation in amended form and to correct any errors in the wording.

Article 5. This law shall come into force on the day following its publication.

This law is hereby published.