

Notwithstanding the preceding provision, if the Directorate General of Civil Aeronautics notes lack of capacity or manifest incompetence of any holder of foreign licenses in the piloting of a national aircraft, it shall force the holder to revalidate his license in the country.

CHAPTER V. NATIONAL AIR SERVICES AND AIR TRAFFIC

Article 52. Authorizations for the establishment of public transport aviation services or of public industrial, scientific or sanitary aviation services, shall be granted by the Government of Guatemala at its discretion through a system of contracts between the interested party and the Government, through the Ministry of Communications and Public Works, with the approval of the Ministry of Economy and Labor, for these aspects which concern it or of the Ministry of Finance and Public Credit and other agencies of the State which it is considered pertinent to consult, and the Directorate General of Civil Aeronautics. Such contracts shall always be concluded in conformity with the Constitution of the Republic, the present Law, international conventions in force and other legal provisions of the country that may be applicable.

Article 53. For the purposes of this law, public transport aviation services are divided into national or local, and international.

Article 54. National public transport aviation services or national public aviation services of another class shall only be performed by native Guatemalans, as defined in Article 6 of the Constitution, or by Guatemalan corporations or enterprises in which at least 51 percent of the capital belongs to native Guatemalans. Such services shall always utilize aircraft of national registry.

In corporations constituted for this purpose, no unregistered stock may be issued.

Article 55. The offer or proposal of a contract shall be made by the interested party to the Ministry of Communications and Public Works, on legal stamped paper. The Ministry of Communications and Public Works after consulting the Ministry of Economics and Labor and of Finance and Public Credit and other agencies of the State concerned, in regard to aspects which concern them, shall transmit the contract to the Directorate General of Civil Aeronautics within ninety days counted from the date of presentation. In conformity with Clause 2 of Article 7 of the Directorate General of Aeronautics, it shall study such offer of proposal, and shall report thereon with its recommendations on the matter to the Ministry of Communications and Public Works, within a term of thirty days, counted from the date on which the application has been received.

Article 56. The application or proposal for exploitation of national public transport aviation services, or other national public aviation services, shall contain the following data:

- 1) The full name, and domicile of the applicant or proponent, and if it is a legal entity, evidence of its incorporation and statutes;
- 2) If the service is for passenger transport, or for passengers and cargo, a description of the type of multiengine aircraft to be used, as well as an indication of the radiocommunication equip-