

Article 218. In regard to any matter not expressly provided for in this law, contracts on aircraft shall be governed by the applicable provisions of the Commercial Code, and, in their absence, by other applicable general laws.

Article 219. Aircraft may be acquired by prescription, and the rules of the Civil Code for the prescription of personal property shall apply.

CHAPTER IV. CIVIL LIABILITY

DAMAGES TO PASSENGERS

Article 220. The carrier shall pay compensation for damages or injuries caused by the death, or for any injury suffered by a passenger because of the carriage, if the event that caused the damages takes place from the time when the passenger boards the aircraft until he debarks from the same, and even when such aircraft is stationed at an airport or place of landing, including an accidental or forced landing.

The duty referred to in the preceding paragraph shall include compensation for damages caused in cases of accident or *force majeure*.

The term "injury" shall cover bodily, organic or functional injuries as well as those that affect the mental faculties.

Article 221. Compensation for damages caused by accident or in cases of *force majeure* shall be in the following amounts:

- a) For the death of a passenger, L20,000.00;
- b) For injuries causing permanent and total incapacity, L25,000.00;
- c) For injuries causing permanent partial incapacity, up to a maximum of L15,000.00;
- d) For injuries causing temporary incapacity up to a maximum of L8,000.00; and
- e) For all other injuries, up to a maximum of L5,000.00;

In the cases provided for in letters c), d), and e), the judge shall determine the amount of the compensation within the limits specified, taking into consideration all the circumstances that affect the injured person.

Article 222. Before beginning operations, the damages referred to in the preceding article shall be covered by an insurance policy to be contracted for by the carrier with an institution accepted by the Ministry of Development, which shall be maintained in effect during the term of its operating certificate or authorization.

Article 223. When the factor that caused the damages has been duly proved to be the fault of the carrier or its employees, the compensation shall consist of the amount specified for each case by Article 221, increased by 50%.

Article 224. When the competent judicial authority has determined the existence of intent on the part of the carrier or its employees, the liability of the carrier shall be unlimited.

In any case, the amount of the compensation, when intent is found, shall never be less than that which is caused by negligence of the carrier or its employees.

Article 225. With respect to a foreign international air carrier with a certificate or authorization granted by the Government, the compensation for damages referred to in Articles 220, 221, 223, and