

INDONESIA

AVIATION ACT (No. 83/1958)¹

CHAPTER I—DEFINITIONS

For the purposes of this Act, the following terms shall mean—

- a) *air navigation*: the use of aircraft in the air space of the Republic of Indonesia;
- b) *aircraft*: every contrivance that derives support in the atmosphere from the reactions of the air;
- c) *aerodromes*: parts of the Indonesian territory designated by the Minister for the take-off and landing of aircraft;
- d) *to build*: to construct buildings and other structures or creating obstructions including mounds of soil, materials to grow plants, or boats or other floating objects;
- crew of the aircraft*: the commander and others who are on duty and engaged in the navigation of the aircraft during the flight;
- foreign territory*: territories outside the territory of the Republic of Indonesia, including the high seas;
- The Minister*: The Minister of Air Communications.

CHAPTER II—AIR NAVIGATION

Art. 2. Air navigation shall be prohibited unless the aircraft has Indonesian nationality; foreign aircraft may only perform air navigation with the consent of the Government or under the terms of an international agreement.

Art. 3. 1) Aircraft departing for, or arriving from foreign territories may only do so from the international aerodrome as provided hereafter in Article 14.

2) Except for *force majeure* no aircraft mentioned in paragraph 1, may land on aerodromes other than the above mentioned international aerodromes.

Art. 4. The Minister may restrict or prohibit air navigation by certain types of aircraft.

Art. 5. 1) The Minister alone, or in concert with the Minister of Defense, may prohibit the use of the airspace above a part of the territory of the Republic of Indonesia without distinction between Indonesian and foreign aircraft.

2) The prohibition mentioned in paragraph 1 above and the revocation of such a prohibition shall be published in the *Lembaran Negara* (statute book).

Art. 6. 1) It shall be prohibited to hold air displays or aviation contests without permission from the Minister, or to organize air displays or aviation contests not in accordance with the provisions stipulated in the Minister's permission.

¹ (Published in *Lembaran Negara* (statute book) No. 159 of 1958).