

owners who are not debtors, may authorize the attachment or seizure of the whole aircraft if the debtor is joint owner of more than half of the value thereof. In such case the right of the joint owners who are not debtors in the part they own shall be converted in a right to the corresponding part of the price obtained at the judicial sale, and they shall be exempt from any share of the costs of the execution proceeding or the furnishing of surety.

Art. 1057. (Aircraft not subject to seizure or attachment.)

The following shall not be subject to expropriation or preventive measures:

State aircraft:

Aircraft actually in service on an airline and standby aircraft in the absence of a special authorization from the Air Ministry:

Aircraft commercially transporting passengers and goods ready for departure, provided the debts have not been incurred due to the trip which they are about to make or in process of completing.

An aircraft shall be deemed ready to depart when the commander has received the permission specified in Article 802.

Art. 1058. (Provisions to prevent departure of an aircraft.) The judge who has jurisdiction in accordance with Article 1055, and in case of urgency, the directors of the airport and the judicial police of the place where the aircraft is, may take measures necessary to prevent departure of the aircraft.

Art. 1059. (Form and transmittal of summons.) The summons shall be worded and transmitted in accordance with the provisions of Articles 647 and 648, first paragraph; it shall become void if no seizure takes place within thirty days.

CHAPTER II. PROCEDURE OF COMPULSORY EXPROPRIATION

Art. 1060. (Judge to decide on execution.) Execution of expropriation shall be decided on by a judge.

In the proceedings before a trial court which consists of several judges the designation of the judge who decides on the execution shall be made by the president on the presentation by the court clerk of the record provided for in paragraph 3 of Article 1064 within two days from its meeting.

Art. 1061. (Methods of attaching aircraft.) Attachment shall be made and executed in accordance with the provisions of paragraphs 1 and 2 of Article 650.

When notification has been given or the receipt for telegraph or telephone communication has been returned, the creditor shall send a certified copy of the act to the registration office for the aircraft which shall transcribe it in the register and shall so note on the registration certificate of the aircraft in question. When an aircraft is under construction, the transcript shall be made in the register for aircraft under construction.

The same office shall transmit to the creditor a certificate attesting that the formal action provided for in the preceding paragraph has been taken.

Art. 1062. (Method of attachment of separate parts and appurtenances.) Attachment of separate parts and appurtenances of aircraft