

*force majeure* or for other unavoidable reasons, he shall complete the work by the date designated by the Minister of Transportation, if possible.

(Completion Inspection)

Article 42. The operator of any airdrome or any person who has obtained a permission to provide any air navigational aid in accordance with the provisions of Article 38, paragraph 1 (hereinafter referred to as "operator of air navigational aid") shall, when the work on the facility as permitted has been completed, submit, without delay, to an inspection by the Minister of Transportation.

2. The Minister of Transportation shall approve the facility when, upon inspection, he deems it conforming to the plan for such establishment as described in the application.

3. The operator of any airdrome or the operator of any air navigational aid shall, in cases where it has been approved after an inspection under paragraph 1, fix without delay the commencement date of use and report it to the Minister of Transportation.

4. The operator of any airdrome or the operator of any air navigational aid shall not put the facility to use unless and until the commencement date of use reported in accordance with the provisions of the preceding paragraph.

(Alteration of Airdrome or Air Navigational Aid)

Article 43. The operator of any airdrome or the operator of any air navigational aid shall obtain a permission of the Minister of Transportation when he intends to make alterations to the facility, which are especially important for securing air safety as stipulated by Ordinance of the Ministry of Transportation.

[Added by Law No. 90, 1960]: (including when he intends to make alterations in the points marking an airdrome)

2. The provisions of Article 38, paragraphs 2 to 4 inclusive, Article 39, and the preceding Article shall apply accordingly to the preceding paragraph. However, the provisions of Article 38 paragraph 3, Article 39 paragraph 2 and Article 40, shall apply accordingly only when any alteration in the size, approach area or transitional area of an airdrome is made.

(Suspension or Discontinuance of Use)

Article 44. The operator of any airdrome, when he intends to suspend or discontinue the use of the airdrome, shall obtain a permission of the Minister of Transportation.

2. The Minister of Transportation, in cases where there has been an application for permission under the preceding paragraph, shall permit the suspension or discontinuance of an airdrome, unless he deems it clearly against the public interest.

3. There may be added a term to the permission for discontinuance of use under paragraph 1.

4. The operator of any airdrome, the suspension of use of which has been permitted in accordance with the provision of paragraph 1, shall submit to an inspection by the Minister of Transportation when he intends to recommence the use of the airdrome.

5. The provisions of Article 42 paragraphs 2 to 4 inclusive shall apply accordingly to the case of re-commencement of use under the preceding paragraph.

Article 45. The operator of any air navigational aid, when he intends to suspend or discontinue the use of the air navigational aid,