

paragraph and its reflecting plane shall be enclosed by a circle drawn horizontally from the reference point of the airport as center with a radius of not more than 24,000 meters as specified by Ordinance of the Ministry of Transportation (except the part when the reflecting plane corresponds to the reflecting point of the horizontal or conical surface) and which shall be limited to an area necessary for the landing and taking off of aircraft.

Article 56-(3). [Added by Law No. 90, 1960.] When he makes a designation under paragraph 1 of the preceding article or makes changes in a designated area, the Minister of Transportation shall ascertain that there is no damage to the interests of landowners and other persons in the vicinity of the airdrome.

2. Article 38, paragraph 3, Article 39, paragraph 2, and Article 40 shall apply when a designation under paragraph 1 of the preceding article has been made or any alteration has been added to designated matters.

Article 56-(4). [Added by Law No. 90, 1960, and amended by Law No. 161, Sept. 15, 1962.] Except for actual construction work of buildings of which notification has been made, no person shall install, plant, or leave any structure, planting or other object which projects above the extension approach surface, conical surface, or outside horizontal surface (as to the areas in which these reflecting surfaces correspond to each other, the lowest surfaces) as shown in the notification under Article 40 as applied under paragraph 2 of the preceding article with regard to an airport specified in Article 56-(2), paragraph 1.

2. The proviso in Article 49, paragraph 1, shall apply to conical and outside horizontal surfaces.

3. Article 49, paragraph 2 shall apply to objects which violate paragraph 1, and paragraphs 3 to 8 of the same article shall apply to existing objects in case of notification under paragraph 1 when they project above the extension approach, the conical, or the outside horizontal surfaces.

(Designation, etc., of Facilities for Public Use)

Article 56-5. [Re-designate Article 56-5 by Law No. 90, 1960.] When he deems it necessary to promote the public interest, the Minister of Transportation may designate a landing strip and other facilities as facilities for public use with regard to an airdrome operated by the Defense Forces.

2. The designation under the preceding paragraph shall be made by the notification of name and location of the installation, outline of facilities and other matters specified by Ordinance of the Ministry of Transportation.

3. When any change has been made in the notification under the preceding paragraph with regard to the facilities in reference to the designation under paragraph 1, the Minister of Transportation shall, without delay, give notice of the matters in reference to the said change.

4. When he has cancelled the designation under paragraph 1, the Minister of Transportation shall give notice to that effect without delay.

5. When he intends to make a designation under paragraph 1, or to cancel the designation under the preceding paragraph, the Minister of Transportation shall negotiate with the Director of the Defense Department.