

tion for scheduled air transportation shall be determined by a State Council Decree.

CHAPTER VII—FOREIGN AIRCRAFT

Article 102. Flight of Foreign Aircraft.—Any aircraft having the nationality of any foreign state which is a Contracting State of the Convention on International Civil Aviation (except any aircraft used for the enterprise of foreign international air transportation pursuant to the provisions of Article 105) shall obtain permission from the Minister of Transportation when it makes a flight as referred to in any of the following. However, the same shall not apply in cases where it makes a flight only along airways designated by the Ministry of Transportation.

- (1) A flight starting outside Korea and arriving inside Korea;
- (2) A flight starting inside Korea and arriving outside Korea;
- (3) A flight across Korea without landing, starting outside

Korea and arriving outside Korea.

2. Any aircraft having the nationality of a Contracting State of the Convention on International Civil Aviation, which is used by any foreign state, any public entity and its equivalent in any foreign state and any aircraft having the nationality of any foreign state other than a Contracting State, shall obtain authorization from the Minister of Transportation when it makes a flight referred to in the preceding paragraph.

3. Any aircraft which is used in military, customs or police service shall be regarded as "aircraft used by a state" in application to the provisions of the preceding two paragraphs.

4. When requested by the Minister of Transportation, in cases where it makes a flight referred to in paragraph 1, any aircraft referred to in paragraphs 1 and 2 shall land at the designated airdrome without delay.

Article 103. Use of Foreign Aircraft Inside Korea.—No aircraft having the nationality of any foreign state shall be used for air navigation between points inside Korea.

[Added by Law No. 1094, Nov. 30, 1962.] However, this shall not apply to cases where permission of the Minister of Transportation has been obtained.

Article 104. Prohibition of carriage of munitions.—Unless permitted by the Minister of Transportation, no aircraft having the nationality of any foreign state shall carry munitions as specified by Ordinance of the Ministry of Transportation on a flight referred to in any item of Article 102, paragraph 1.

Article 105. International Air Transport Enterprise by Foreign Nationals.—Notwithstanding the provisions of Article 80 and Article 98, paragraph 1, a person referred to in Article 6, paragraph 1, may, upon authorization by the Minister of Transportation, operate a business to transport passengers or freight on any flight referred to in [any item of] Article 102, paragraph 1 (including the one between points within Korea, which is performed in continuance thereof) for remuneration on demand of other persons. However, such authorization as may be granted will not hinder the development of international aviation routes conducted by a Korean air transportation enterprise. The frequency of flights and the type of aircraft may also be restricted.

2. Any aircraft used for an international air transportation enterprise by foreign nationals, referred to in the preceding paragraph, shall