

authorities, shall determine what should be done with the aircraft and the property in it.

Aircraft shall be considered abandoned:

I. When the owner or possessor so declares to the Secretariat of Communications;

II. When an aircraft remains at an airdrome for a period of ninety days without undertaking any operations and without being under the direct or indirect care of its owner or possessor;

III. When it has no registration number and the name of its owner and the place of its origin are unknown.

CHAPTER XV—ENCUMBRANCES

Article 362. The following may be mortgaged:

I. Aircraft;

II. The entirety of an air carrier in which case the mortgage shall include all licenses or permits and, unless there be a specific stipulation to the contrary, the flight equipment, the navigation aids, the engines, propellers, radio apparatus, instruments, equipment, fuel, lubricants and other movable and immovable property used in the operations and considered as a unit.

A mortgage to which this section refers may only be placed with the prior authorization of the Secretariat of Communications.

Article 363. Engines, propellers, spare parts, radio apparatus, instruments and other equipment may be pledged.

In order that the pledge may be considered as established, it must be actually and legally delivered to the creditor.

In either case the pledge shall take effect against third parties as and from the date when it is recorded in the Mexican Aeronautical Register. A signed copy of the record shall be sent to the Public Registry of Property in the City of Mexico, for such purposes as may be in order.

Article 364. Mortgage and pledge contracts shall contain, in addition to the requirements under the laws applicable to the case, a description of the aircraft and of the equipment mortgaged or pledged, stating marks of nationality and register, name of maker and series number or, if there is none, such data as will unmistakably identify the aircraft and, in the respective case, the other property included in the mortgage or pledge.

Article 365. Tax debts shall have preference over mortgage credits and over those for salvage of the aircraft and those derived from indispensable and extraordinary disbursements for preservation of the aircraft.

In addition to the preference established in this Article, the creditors for the last two reasons shall have the right of attachment.

Article 366. In cases of attachment or any other judicial seizure of aircraft used for public transportation, the authority who has decreed the attachment shall issue the necessary rulings so that the service is not interrupted, and immediately shall make the situation known to the Secretariat of Communications.