

CHAPTER II. ESTABLISHMENT OF AIRDROMES

Art. 42. State airdromes. The Minister of Public Works shall establish, maintain or modify, in conformance with the provisions of the international regulation in force, airdromes, and aids and facilities necessary for national and international air services.

The procedure for expropriation and temporary occupation shall be applicable to the establishment or enlargement of airdromes.

Art. 43. Airdromes under license. At the request of an owner of land, the Minister of Public Works, after a technical investigation, may issue an airdrome license which permits the use of such land as airdrome.

The license shall contain conditions which the Minister deems necessary to ensure compliance with the provisions of the international regulation in force, and the safety of aircraft using the airdrome.

The owner of an airdrome under license may not modify the maneuvering area without written authorization from the chairman of the Aviation Board.

Art. 44. Authorized airdromes. The chairman of the Aviation Board may authorize, under certain conditions specified in the authorization, the use as airdrome of any other place by aircraft of certain types, or used for certain air services.

Art. 45. Appropriations. A decree issued on the joint proposals of the Ministers of Public Works and of National Defense shall specify the appropriations for State airdromes, and the principal contributor shall be in charge of airdrome control and approach lanes.

Art. 46. Public airdromes. The Minister of Public Works shall designate by ordinance the State airdromes and the airdromes under license which are open to public flight, *i.e.*, which may be used by any aircraft which has the technical characteristics corresponding to the specifications of the airdromes as adopted by the international regulation in force.

However, the use of such airdromes may be subject to restrictions and may even be temporarily prohibited when safety condition or public order so require.

The opening of airdromes for public use, the restrictions or temporary prohibitions shall be dealt with in aviation information bulletins or N.O.T.A.M.'s.

CHAPTER III. AVIATION ENCUMBRANCES

Art. 47. Aviation encumbrances. In order to ensure flight safety there shall be instituted on the limits of airdromes open to public air traffic and on the limits of aids to air navigation, installations of safety and of aviation telecommunications, and along the air routes special encumbrances called "aviation encumbrances."

Art. 48. Restrictions and marking. Aviation encumbrances shall include:

- a) Prohibitory encumbrances including a prohibition to create or the duty to remove obstacles susceptible of constituting a danger to aviation or interfering with the operation of aids to navigation or safety devices established in the interest of air navigation;
- b) Encumbrances to provide beacons including the duty to provide, or to permit the providing of visual or radioelectric de-