

vices on certain obstacles or locations which are intended to signal the presence thereof to air navigators or to permit identification thereof.

The manner of establishing the above mentioned encumbrances shall be specified by ordinance of the Minister of Public Works, in conformity with the provisions of the international regulation in force.

Art. 49. Plan for restrictions. For each airdrome or other installation specified in Article 47, a plan for restrictions shall be established by the chairman of the Aviation Board which, after investigation, shall be approved by the President of the Council on the proposal of the Minister of Public Works.

Upon publication of the decree of approval in the *Bulletin Officiel*, the encumbrances shall be in effect as to the property involved.

Within the area specified in the plan for restrictions, there may be ordered the removal or modification of structures, enclosures, plantings or other obstacles dangerous to air traffic and the height of which exceeds that provided for in the plan; the establishment of such restrictive encumbrances shall give rise to a compensation which is proportionate to the damage caused. The procedure on expropriation, if any, shall be applicable.

Within the area specified in the preceding paragraph it shall be prohibited, without written authorization from the Minister of Public Works, to build new structures, to make existing structures higher, to make plantings or installations contrary to the plan for restrictions. Any violation of this provision shall give rise to the penalties provided for in Part III of this decree.

Art. 50. Other encumbrances. Outside the areas under restrictive encumbrances, any installation which, due to its height, may constitute an obstacle or danger to air traffic, shall require a special authorization from the Minister of Public Works who may subject such installation to such conditions of planting, height, and marking as is compatible with the safety of air traffic.

Art. 51. Beacons. By ordinance of the Minister of Public Works there may be prescribed:

- a) Day and night beacons or beacons for day or for night on all obstacles which he deems dangerous to air traffic, including the non-usable parts of the maneuvering area of an airdrome;
- b) The establishment of visual or radioelectric devices of aid to air navigation which he deems useful for the safety of air traffic;
- c) The removal or modification of any visual device susceptible of creating confusion with visual aids to air navigation.

For the installation of beacons specified in the first paragraph of this article, the government has the right to build supports, to enter, to cut trees, to remove branches and to install them on outside walls and roofs.

The cost of installation, operation and maintenance of aviation beacons shall be borne by the State except for transmission lines for electricity or aerial transportation belts, the marking of which shall be at the expense of the operator.

CHAPTER IV. OPERATION

Art. 52. Management. Airdromes established by the State shall be managed by the Aviation Board which also shall have control and