

3. For land situated at the distance referred to in Column A from the boundary of an aerodrome, the minimum height referred to in the second paragraph is the height stated beside it in Column B.

A	B
500 metres	5.00 metres
501 metres	5.01 metres
502 metres	5.02 metres
and so on to	
1000 metres	10.00 metres
1003 metres	10.04 metres
1006 metres	10.08 metres
1009 metres	10.12 metres
and so on to	
2125 metres	25.00 metres
2125-5000 metres	25.00 metres

4. The heights to be determined by Our Ministers shall be measured:

(a) from a level, designated for that purpose by or on behalf of Our Minister, which must not be lower than the point referred to under (b);

(b) if no designation has taken place pursuant to (a), from the lowest point of the aerodrome.

5. It is forbidden to have movables, to have or to construct buildings or other erections, or to have or to grow plants, in contravention of a prohibition imposed by Our Minister, as referred to in the first and second paragraphs.

Article 39.

A prohibition as referred to in Article 38 does not affect

(a) buildings existing at the time of the notification in the State Gazette as referred to in Article 43;

(b) buildings started prior to that notification and regularly continued in accordance with a specification previously drawn up;

(c) rebuilding and reconstruction, insofar as the rebuilt and reconstructed buildings do not differ considerably from the original, in the opinion of Our Minister, from the viewpoint of prevention of danger to air navigation;

(d) non-woody plants, and implements, insofar as their presence is necessary for the cultivation of those plants, in addition to animals.

Article 40.

1. Our Minister can impose a prohibition as referred to in Article 38.

(a) by virtue of his office;

(b) on being petitioned to do so by the proprietor of the aerodrome.

2. The documents referred to in the first paragraph of Article 42 must be submitted in duplicate along with a petition.