

any certificate of operation, totally or partially, if the public need or convenience so requires.

In any case, the decision shall be made at a hearing with the interested parties.

Article 94. The Ministry of Aviation may cancel a certificate of operation, in whole or in part for any of the following reasons:

- a) When the air service has been completely interrupted, or some important part thereof, without authorization in advance;
- b) When, in spite of the provisions contained in the second paragraph of Article 82, a transfer was made of the certificate of operation, or of some of the rights granted therein;
- c) In the case of Nicaraguan enterprises, when the holder of the certificate of operation changes nationality, or fails to fulfill other requirements established in Article 75, in which case cancellation is compulsory and total; and
- d) For non-observance of the obligations imposed by this Code or its regulations, or by one of the clauses, conditions or limitations listed in the certificate of operation.

Article 95. No certificate of operation shall be cancelled without giving the interested parties a period of thirty days, which may be extended at the discretion of the Ministry of Aviation, within which time they must present allegations or evidence deemed proper in behalf of their own interests.

Article 96. When competitive applications are filed for the operation of public service air transport, preference shall be given to the applicant who guarantees the highest degree of safety, efficiency and continuity of service, in accordance with public needs. It is understood that there is competition between applicants when air carrier services are to be established between points on the same route, or within the same zone, and other applications are filed within five days following the first.

Third Section—Non-Scheduled (Irregular) Services

Article 97. For non-scheduled air services, authorization of the Executive is required, channelled through the Ministry of Aviation, which may issue it for a maximum period of five years, renewable for periods not to exceed the original period.

This authorization is a personal or non-transferable document: it may be cancelled by the Ministry of Aviation when the person who has obtained it fails to observe the requirements stipulated in Article 75; when he fails to perform the services in accordance with the provisions of this Code and its regulations; or when so required by public need or convenience. Before carrying into action the cancellation above referred to, the interested party shall be given a period of thirty days, which may be extended within the discretion of the Ministry of Aviation, in which time he must present the allegations and evidence he believes proper to his interests.

Article 98. The interested party upon obtaining authorization to render services of non-scheduled air carriage, shall present an application to the Ministry of Aviation which shall contain the same requirements listed in Article 84, with the exception of Section d).

Article 99. The respective authorization having been granted, the non-scheduled air line may not initiate its operation until it proves