

Art. 156. When an aircraft causes damages to another aircraft or injury to persons or objects in such other aircraft, the provisions of Article 153 shall not apply.

Art. 157. When damages are caused by two or more aircraft the owners or users of aircraft involved shall be jointly liable as provided for in Article 153. The court decides which portion of damages each of them may reclaim from other owners or users.

Art. 158. The provisions of this Chapter shall not restrict the right to claim damages pursuant to the general rules on damages.

Art. 159. If a person serving on an aircraft is found liable for damages resulting from aviation, and is accused of errors or negligence in service, the court may reduce the amount of compensation taking into account mitigating circumstances in his guilt, the amount of the damage, and other considerations. This shall apply accordingly to ground service personnel in positions of importance to the safety of aviation.

Art. 160. An aircraft used in aviation in accordance with this law shall carry approved insurance or other surety for indemnification of damages in accordance with Article 153 unless determined otherwise by the King.

The King may determine, that an aircraft shall carry an approved valid insurance or other surety for the indemnification of injury to persons or damage to objects abroad an aircraft, or injury or damages in connection with enplaning and leaving the aircraft, or transportation of objects to or from the aircraft, or damages to registered goods, for which the carrier is liable according to Chapter IX.

Regulations on insurance or other surety and on consequences when they are not valid are issued by the King.

CHAPTER XI. AIRCRAFT ACCIDENTS

A. Rescue Service

Art. 161. The King issues regulations on search and rescue service when an aircraft is lost, in peril, or wrecked. The regulations may oblige persons, enterprises and organizations to cooperate in preparing and carrying out search and rescue work, and establish compensation for such cooperation.

Art. 162. If it is not contrary to international agreements, the competent department may force the owner or user of an aircraft to refund in whole or part the expenses incurred by the Treasury in the search for a lost aircraft. The same applies to expenses in rescue operations, insofar as they are not covered by salvage compensation.

B. Salvage

Art. 163. A person who salvages or assists in salvaging an aircraft wrecked or in peril, or cargo or any part of aircraft or cargo, shall have a right to salvage money in accordance with the provisions of the Maritime Law of July 20, 1893, Chapter 9, whether the salvage is performed on the sea, land or in the air. A person who rescued, or assisted in the rescue, of a life from the aircraft under the emergency circumstances which caused the salvage also has a right to share in the salvage money.

Compensation may be claimed for extraordinary and unavoidable expenses for preserving the aircraft or its cargo. The provisions of paragraph 1 on salvage shall apply accordingly to this compensation.