

CHAPTER III. DAMAGES TO THIRD PERSONS ON THE GROUND

Article 285. Persons or enterprises who operate aircraft shall be liable for damages and injuries caused thereby to persons or property of third persons on the ground.

Article 286. For purposes of such reparation of damages an aircraft shall be deemed in flight from the time when power is applied to the time when the landing is completed.

Article 287. The amount of indemnity shall be determined judicially in consideration of the damage caused.

CHAPTER IV. DAMAGE IN CASE OF COLLISION

Article 288. For damages caused by collision of two or more aircraft there shall be joint liability of the operators thereof. A collision shall be deemed to be the crash or fouling of two or more aircraft in the air.

TITLE XV. INSURANCE

Article 289. In order to cover the risks of undertaking air activities, grantees of operating permits must present to the Civil Aeronautics Board copies of insurance policies covering the following risks:

- a) Damages to passengers;
- b) Damages to the crew;
- c) Damages to baggage and freight;
- d) Damages to third persons on the ground.

Article 290. In the case of foreign companies or enterprises, insurance to cover liability shall be considered satisfactory if it has been contracted for with an insurer authorized in that respect in accordance with the laws of the State where the aircraft is registered or of that of nationality of the operating carrier.

Article 291. In order to prove that aviation risks are covered, Peruvian persons or enterprises who operate aircraft in Peru for transport services or special air services, shall present copies of the policies which show insurance of minimum amounts of:

- a) Soles 100,000 for each pilot;
- b) Soles 100,000 for each passenger;
- c) Soles 100,000 for damages to third persons on the ground;
- d) Amounts larger than the minimum amounts established in paragraphs a), b), and c) may be agreed upon for similar services when international carriage is involved.

TITLE XVI. VIOLATIONS AND PENALTIES

Article 292. Violations of the rules concerning civil aviation shall be punished in accordance with the Regulations on Penalties which constitutes Annex J of this law.

Article 293. For the investigation of violations, the Civil Aeronautics Board shall rely on a Violations Board which shall consist of:

- a) The assistant director of the Civil Aeronautics Board who acts as chairman;
- b) The Chief of the operations department;
- c) A lawyer from the legal department.