

Art. 58. An action for damage liability shall be brought in the court of the place where the damage was caused or in the court at the domicile of the defendant, at the choice of the plaintiff.

In the case of damage caused to an aircraft in flight, the court at the place where the damaged aircraft had to land after the injury, shall have jurisdiction.

Art. 59. The provisions of the Merchant Marine Code concerning aid and salvage at sea shall apply to aircraft in danger at sea and to pilots of aircraft who may render assistance to the persons in danger.

Art. 60. Any person who finds a wrecked aircraft must notify the nearest administrative authority within forty-eight hours after the discovery.

However, the rules concerning shipwrecks shall apply only to aircraft wrecked at sea or on the seashore.

Art. 61. In the case of disappearance of an aircraft without news, the aircraft shall be presumed lost three months after the date when the last news was sent.

The death of persons aboard an aircraft may, after expiration of such period, be declared by a judgment under the conditions provided for in Article 55 *et seq.* and in Law No. 61-55 of June 23, 1961, by application of the provisions of the Civil Code.

Art. 62. The manner of application of the preceding articles shall be determined by decree.

TITLE IV. CRIMINAL PROVISIONS

Art. 63. Any person shall be punished by a fine of from 60,000 to 1,200,000 frs. and by imprisonment of from six days to one month, or by only one of these penalties, who:

- 1) puts, or retains in service any aircraft which does not have a registration certificate, an airworthiness certificate, or a flight permit by way of exception;
- 2) puts, or retains in service any aircraft without the identification marks provided for in Article 4;
- 3) causes or permits to fly, any aircraft whose airworthiness certificate, or flight permit by way of exception has ceased to be valid;
- 4) causes or permits to fly any aircraft under conditions other than those specified in the airworthiness certificate and related documents, or the flight permit by way of exception;
- 5) causes or permits to fly any aircraft under conditions that are contrary to the provisions of Articles 36 and 48 of this Code.

Art. 64. Any person shall be punished by a fine of from 60,000 to 1,200,000 frs. and by imprisonment of from six days to six months, or by only one of these penalties, who:

- 1) flies, or participates in flying an aircraft without valid documents required by the regulations;
- 2) destroys or removes a flight log or any other flight document required by air regulations or makes in such log or any other document inaccurate notations.
- 3) flies or participates in flying an aircraft under the conditions specified in Article 63;
- 4) violates Article 42.