

CHAPTER II. TRANSPORTATION OF PERSONS

Art. 117. Contracts for transportation of passengers must be made by delivery of a ticket.

The carrier must submit to the competent authorities a traffic form or, in the absence thereof, a passenger manifest.

However, this provision shall not be applicable to round trip transportation to the airdrome of departure without intermediate stop.

Art. 118. Liability for the transport of passengers shall be governed by the provisions of the Warsaw Convention of October 12, 1929, as provided in Articles 112, 113, and 114, above, and by all conventions applicable in Senegal which modify or amend it, even if the transport is not international in the sense of that convention.

For international transportation, the operators shall take the precautions necessary to ensure that the passengers possess all documents required by the States for purposes of control.

Art. 119. Liability of a carrier of persons shall be governed by the provisions of the Warsaw Convention of October 12, 1929 as provided for in Articles 112, 113, and 114 above. However, unless there are contrary provisions in the convention, a carrier who undertakes gratuitous transportation, shall not be liable within the limits provided for in said convention, except where it is established that the damage has been caused by a fault attributable to the carrier or his employees.

Liability of an air carrier may not be imposed except under the conditions and within the limits provided for above, whoever the persons bringing the action, and whatever the right they pretend to claim may be.

CHAPTER III. CHARTER AND RENTAL

Art. 120. In case of charter of an aircraft for a predetermined time, the crew members as defined by the regulations shall remain the agents of the aircraft owner, unless there is an agreement to the contrary.

Art. 121. The owner of an aircraft chartered to a third person shall remain liable for the legal obligations and shall be jointly liable with the charterer for any breach thereof.

However, when the charter contract is recorded in the register and when the charterer fulfills the conditions required for ownership in a Senegalese aircraft, such charterer shall be solely liable as operator for all legal obligations and shall be solely liable for any breach thereof.

TITLE II. CARRIERS

CHAPTER I. SENEGALESE CARRIERS

Art. 122. No one shall engage in any air transportation on a commercial basis and for payment unless he has been authorized by the Minister in charge of civil aviation.

Art. 123. Carriers authorized under Article 122 above, must submit for prior approval of the Minister in charge of civil aviation:

- 1) Their general plans for the purchase and rental of flight equipment;
- 2) Their plans of operation containing in particular an indication of the types of equipment normally used on each of the passenger services listed in such plans.