

CHAPTER ONE. GENERAL PROVISIONS

Sovereignty of air space, air laws, and general rules for their application.

Article 1. The air space above the Spanish territory and its territorial waters shall be subject to the sovereignty of the Spanish State.

Article 2. National aircraft may use the Spanish air space for air navigation.

The Spanish State, by treaty or agreement with other States, or by special permit, may authorize innocent passage of foreign aircraft over its territory.

Article 3. The Government may determine areas over the Spanish territory in which flight of aircraft shall be prohibited or restricted and may designate entry and exit routes and customs airports.

It may also in whole or in part suspend air activities over its territory, whenever warranted by serious reasons.

Article 4. The owners of subjacent property shall permit air navigation but shall have the right to be compensated for any damages which such a navigation may cause them.

Article 5. Without prejudice to the provisions of international treaties or agreements, this Law shall in all cases regulate national and international air navigation over territories under Spanish sovereignty.

In the absence of specific regulations the existing laws or regulations of a general character shall prevail.

This law shall be applicable to military air navigation when it expressly provides to that effect (final provisions, section 5).

Article 6. Aircraft of the Spanish State shall be considered as Spanish territory, whatever the place or area where it may be.

The other Spanish aircraft shall be subject to Spanish laws when flying over free territories, or when they are on foreign soil or overfly such foreign soil, if this is not in conflict with the police or safety laws of the subjacent country.

Article 7. Foreign aircraft, as long as they are on territory under Spanish sovereignty, or flying along air routes assigned to them, shall be subject to the provisions of this Law, and of the penal, police, and public safety laws in force in Spain.

CHAPTER II. ADMINISTRATIVE ORGANIZATION

Article 8. The Ministry of Air shall be in charge of all matters concerning air navigation (final provisions, section 5).

Article 9. The national territory shall be divided into air regions as established by the Ministry of Air and they may be changed in accordance with the requirements of air navigation.

Governmental, administrative, safety and police supervision of air navigation within the different regions shall be determined by regulations.

Article 10. Within each zone there shall be established the number of airports that may be considered necessary. The chiefs of such airports shall have authority over the whole area of the respective airport, its approaches, and the designated airspace.