

The Federal Council shall issue regulations concerning organization and procedure within the framework of the following provisions. It may extend their application to serious situations which did not terminate in an accident.

The form and applicability of investigations shall be subject to the provisions on Federal criminal procedure unless they are pursued by the Cantonal authorities in accordance with Cantonal law.

Jurisdiction is reserved to the Cantonal authorities for civil and criminal proceedings.

The Federal Government shall bear the cost of investigations. Recourse may be had against persons who caused an accident intentionally or by gross negligence.

Article 25

b. Bureau for air accident investigations. A bureau for air accident investigations shall be established in the Federal Post and Railway Department.

The bureau for air accident investigations shall make a preliminary investigation in conjunction with the competent authorities of the Canton where the accident occurred.

The bureau for air accident investigations may ask private experts to conduct preliminary investigations.

Article 26

c. Commission of investigation. The Federal Council shall establish a Federal commission for air accident investigation which shall consist of a chairman, a vice chairman and three other members.

The commission shall have the task of examining the accident reports of the bureau for air accident investigations in regard to completeness and conclusions and of making a final report to the Federal Post and Railway Department. It may also make to the latter recommendations for the improvement of flight safety.

The chairman of the commission shall decide on complaints regarding official acts and delay in conducting preliminary investigations.

In cases of serious accidents which occur in commercial transportation of persons, or in whose clarification there exists a particular public interest, the proceedings of the commission shall be public.

The final investigation reports shall be published. Any person who shows a legal interest may have access to the files of completed accident investigations.

The Federal Council shall determine the cases in which the principle of public proceedings and access to the files may be limited for important reasons.

Article 27

VII. Commercial air navigation. 1. License. a. Duty. The commercial transportation of persons and goods by scheduled air lines shall be subject to a license.