

Article 78

I. Military insurance. When a person covered by military insurance is the victim of an accident caused by the use of a Swiss military aircraft, the federal laws on military insurance alone shall be applicable.

Article 79

III. Contractual rights [*droits des obligations*]. Insofar as Articles 64 to 78 and the rules issued by the Federal Council in application thereof do not provide otherwise, the provisions of the Federal Code of Obligations shall be applicable.

FOURTH TITLE—ATTACHMENT OF AIRCRAFT

Article 80

I. Definitions. In the following Articles, attachment shall mean any act, of whatever name, by which an aircraft is seized, for a private interest, for the benefit of a creditor, a proprietor or titleholder of an actual right in the aircraft, where the person making the attachment cannot produce an executory judgment, previously obtained under the regular procedure, or an equivalent writ of execution.

Article 81

II. Exemption. The following shall be exempt from attachment:

- a. Aircraft used exclusively in the service of the State;
- b. Aircraft actually in service on a scheduled public airline and necessary reserve aircraft;
- c. Any other aircraft used for transportation of persons or goods for hire, when it is ready to depart in such transportation, except in the case of a debt incurred for the trip it will undertake or of an amount that has become due in the course of the trip.

The provisions of this article shall not apply to an attachment by the proprietor of an aircraft who has been unlawfully dispossessed thereof.

Article 82

III. Avoidance of attachment by furnishing a guarantee. A sufficient guarantee shall prevent attachment or shall give the right to have it lifted immediately.

Such guarantee shall be deemed sufficient if it covers the amount of the debt and the costs, and if it is made exclusively for payment of the creditor, or if it covers the value of the aircraft in case such value is lower than the amount of the debt and the costs.

Article 83

IV. Procedure. In all cases a request for the lifting of the attachment shall be decided on by a summary and speedy procedure.

The Cantonal governments, by means of an ordinance, shall issue necessary rules in regard to procedure; such rules must be submitted to the Federal Council for its approval.