

(b) If such person is not so joined he shall not in any subsequent proceedings taken against him by the owner be precluded from disputing the reasonableness of any damages recovered from or paid by the owner.

(6) Where any aircraft has been *bona fide* leased or hired out for a period exceeding fourteen days to any other person by the owner thereof, and no pilot, commander, navigator, or operative member of the crew of the aircraft is in the employment of the owner, this section shall have effect as though for references to the owner, there were substituted references to the person to whom the aircraft has been so leased or hired out.

Investigation
of accidents.

12. (1) In the event of any accident arising out of or in the course of air navigation and occurring in or over the Republic or the territorial waters thereof, or, in the case of South African aircraft, wheresoever they may be, the Minister may appoint one or more persons as a board of inquiry, known as an accident inquiry board, to make an investigation into the cause of and responsibility for the accident and report to him thereon.

(2) The accident inquiry board shall, if the accident occurred within the Republic, have power to summon and examine witnesses on oath and to call for the production, and grant inspection, of books, logs, certificates, licences and other documents.

(3) The laws and rules governing the magistrates' courts of the Republic, shall *mutatis mutandis* apply to procuring the attendance of witnesses, their examination, the production of books and documents, and the like, and for that purpose the chairman of the accident inquiry board or, where the board consists of one person only, such person shall have power to sign such documents as may be necessary for the purpose of the inquiry, in the same manner as the magistrate or the clerk of the court has power to do under the rules of the magistrates' courts.

(4) Any process to be served in terms of sub-sections (2) and (3) for purposes of such an inquiry shall be served by a member of the South African Police.

(5) Nothing in this section contained shall be construed as affecting the powers or duties conferred or imposed upon magistrates by the Inquests Act, 1959 (Act No. 58 of 1959).

(6) Where an accident involving loss of life is enquired into under this section by a board consisting of a magistrate only or by a board of which a magistrate is a member, the inquiry held under this Act may be a joint inquiry of the board and inquest of the magistrate.

Infringement
of patents.

13.(1)(a) Where it is alleged by any person interested that a foreign aircraft (other than an aircraft to which section *fourteen* applies) making a passage through or over the Republic infringes in itself or in any