

the commander of an aircraft and members of the crew the protective measure of prohibiting their flying may be imposed.

The prohibition to fly shall be imposed for not more than six months.

Any person against whom this measure has been applied, shall lose his license for such time as he is prohibited to fly.

Art. 37

For the petty offenses specified in Article 36 committed by any aircraft enterprise or any commander of an aircraft, by members of the crew or individuals taking part in navigational or technical flight preparation, as well as by the personnel concerned with flight safety, administrative-penal proceedings shall be instituted and the original decision be handed down by the manager of the public airport.

For petty offenses specified in Article 36 committed on an aircraft in flight by persons specified in the preceding paragraph, proceedings shall be instituted and the original decision be handed down by the manager of the public airport having jurisdiction over the place from which the aircraft took off.

From the original decision of the manager of the airport, an appeal may be taken to the air navigation control [administration].

The air navigation control [administration] shall initiate administrative-penal proceedings for those petty offenses specified in Paragraph 1 of this Article in which, in addition to the punishment, the protective measure of a prohibition to fly shall be imposed, and for all other petty offenses against persons specified in Paragraph 1 of this Article it may take jurisdiction over already instituted proceedings, and hand down a decision at any stage thereof.

In the case of an appeal from an original decision by the air navigation control [administration] the next higher authority shall make the determination.

Administrative-penal proceedings for petty offenses specified in Article 36 of the present Decree committed by persons other than those specified in Paragraph 1 of this Article, shall be instituted by the judge for petty offenses.

Art. 38

The Airport Administration may detain, at the expense of the owner, any aircraft and crew whose papers are not in order, until the legal requirements have been satisfied.

VII. FINAL PROVISIONS

Art. 39

Rules for the enforcement of the present Decree shall be issued by the Ministry of Transportation of the F.P.R.Y.

Art. 40

The present Decree shall enter into force on the day of publication in the *Službeni List Federativne Narodne Republike Jugoslavije* [Official Gazette of the F. P. R. Y.].

Based on Article 52 of the Law on State Management (Official Gazette No. 13/56 and 44/57) and Article 60 of the Law on Budgets and Financing of Autonomous Institutions (Official Gazette No 52/59,