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## Cha: Liability in the Law of Aviation

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## BOOK REVIEWS

**LIABILITY IN THE LAW OF AVIATION.** By Lincoln H. Cha. Shanghai: The Commercial Press, Ltd., 1935. Pp. viii, 172.

This monograph offers an instructive comparative study of German, French, Italian, Anglo-American, and International law relating to air carrier passenger liability. The title is considerably broader than the actual text material.

Except for the Italian law (which covers only seven pages) the subject matter is quite equally divided—with some forty pages devoted to each country or jurisdiction.

The American reader, who has many times wondered as to the proper interpretation of foreign terms such as "Betrieb," "Halter," "Responsabilité légale," "Responsabilité conventionnelle," etc., will welcome the author's attempt to explain them as related to German and French jurisprudence.

The object of the author apparently has been to make broad comparisons between the various laws; but, while he discusses legal principles rather thoroughly, there is no attempt to develop the details of their application to specific facts. He does, however, make one assumption of fact when considering "unavoidable accidents" which this reviewer believes to be erroneous; and that is that weather conditions can be foreseen in countries where the science of weather forecasting has been well developed. There have been some instances in this country to illustrate that weather conditions cannot always be foreseen even under the best circumstances. Advances in the science of weather forecasting will, of course, tend to obviate this difficulty as time goes on.

The cases cited in the Anglo-American section do not include decisions of the past three years. However, the general principles as explained by the author are sufficiently illustrated.

This work is unusual in its scope and the author deserves a great deal of credit for presenting such a well coordinated study.

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