

Amended by R.1988 d.314, effective July 18, 1988.

See: 20 N.J.R. 968(a), 20 N.J.R. 1731(b).

Substituted "chapter" for "Subtitle".

Amended by R.1993 d.279, effective June 7, 1993.

See: 25 N.J.R. 1484(a), 25 N.J.R. 2505(b).

Amended by R.1997 d.206, effective May 19, 1997.

See: 29 N.J.R. 742(a), 29 N.J.R. 2466(c).

Recodified from N.J.A.C. 16:60-2.1 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

In the introductory paragraph, substituted "chapter" for "subchapter"; added definitions "Designated law enforcement officer", "Division of Aeronautics" and "Forced landing"; in definition "Fatal injury", substituted "any injury" for "an injury," and inserted "of the accident"; rewrote definition "Incident"; and in definition "Substantial damage", inserted a comma following "damage or failure", and substituted "fairings" for "failings" and "chapter" for "subchapter". Former N.J.A.C. 16:60-1.2, Issuance of summons, repealed.

Recodified from N.J.A.C. 16:60-1.2 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Added definition "Bureau of Aeronautics"; in definition "Designated law enforcement officer", substituted "Bureau" for "Division"; and deleted definition "Division of Aeronautics". Former N.J.A.C. 16:60-2.1, Aircraft accident reporting requirements, recodified to N.J.A.C. 16:60-3.1.

16:60-2.2 (Reserved)

Recodified to N.J.A.C. 16:60-3.2 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Section was "Aircraft incident and forced landing reporting requirements".

16:60-2.3 (Reserved)

Recodified to N.J.A.C. 16:60-3.3 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Section was "Notification of next of kin".

16:60-2.4 (Reserved)

Recodified to N.J.A.C. 16:60-3.4 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Section was "Preservation of aircraft wreckage, mail, cargo, and records".

16:60-2.5 (Reserved)

Recodified to N.J.A.C. 16:60-3.5 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Section was "Statements of witnesses".

16:60-2.6 (Reserved)

Recodified to N.J.A.C. 16:60-3.6 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Section was "Forced landings".

16:60-2.7 (Reserved)

Recodified to N.J.A.C. 16:60-2.6 by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Section was "Forced landings".

APPENDIX A

(RESERVED)

Amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Updated title of the report, removed unnecessary language and corrected the contact information.

Repealed by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Appendix was "Aircraft Accident/Incident Report"

APPENDIX B

(RESERVED)

Repeal and New Rule, R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Section was "Statement of Witness".

Administrative change.

See: 41 N.J.R. 1510(a).

Repealed by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Appendix was "Accident/Incident Statement of Witness".

SUBCHAPTER 3. INVESTIGATION OF AIRCRAFT ACCIDENTS AND INCIDENTS

16:60-3.1 Aircraft accident reporting requirements

(a) The pilot or aircraft operator or anyone observing an aircraft accident or with knowledge that an aircraft accident has just occurred shall immediately notify the FAA Communications Center at 718-553-3100 or the New Jersey State Police at 609-882-2000.

(b) The accident notification made pursuant to (a) above shall contain the following information if known:

1. The type, nationality, and registration marks of the aircraft;
2. The name of the owner, and the operator of the aircraft;
3. The name of the pilot in command;
4. The date and time of the accident;
5. The last point of departure and point of intended landing of the aircraft;
6. The position of the aircraft with reference to some easily defined geographical point;
7. The number of persons aboard, number killed, and number seriously injured;
8. The nature of the accident, weather and aircraft damage, so far as is known; and
9. A description of any explosives, radioactive materials, or other dangerous articles carried.

(c) When deemed necessary by a designated law enforcement officer, the pilot or aircraft operator shall complete the New Jersey Department of Transportation Form DA-25-1, "Aircraft Accident/Incident Statement of Pilot," for any accident involving the operation of an aircraft, which occurs in the State of New Jersey. The form is available on the Department's website at: <http://www.state.nj.us/transportation/aviation/forms.shtm> or by mail from:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

The written report shall be submitted to the Bureau of Aeronautics within 72 hours after the accident by fax at 609-530-5270 or by mail to:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

Recodified from N.J.A.C. 16:60-2.2 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

In (a), deleted a comma following "occurred" and "the New Jersey Division of Aeronautics through" following "notify" and substituted "at 609-882-2000" for "by calling (609)-882-2000"; in the introductory paragraph of (b), inserted "made pursuant to (a) above"; and rewrote (c). Former N.J.A.C. 16:60-2.1, Definitions, recodified to N.J.A.C. 16:60-1.2.

Administrative change.

See: 41 N.J.R. 1510(a).

Recodified from N.J.A.C. 16:60-2.1 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Rewrote the section.

16:60-3.2 Aircraft incident and forced landing reporting requirements

(a) The pilot or aircraft operator involved in an incident shall immediately notify the FAA Communications Center at 718-553-3100 or the New Jersey State Police at 609-882-2000.

(b) The pilot or aircraft operator involved in a forced landing shall immediately notify the FAA Communications Center at 718-553-3100 or the New Jersey State Police at 609-882-2000.

(c) The incident or forced landing notification made pursuant to (a) or (b) above shall contain the following information if known:

1. The type, nationality, and registration marks of the aircraft;
2. The name of the owner, and the operator of the aircraft;
3. The name of the pilot in command;
4. The date and time of the incident;

5. The last point of departure and point of intended landing of the aircraft;

6. The position of the aircraft with reference to some easily defined geographical point;

7. The number of persons aboard; and

8. The nature of the incident or forced landing, weather and aircraft damage, so far as is known.

(d) When deemed necessary by a designated law enforcement officer, the pilot or aircraft operator shall complete the New Jersey Department of Transportation Form DA-25-1, "Aircraft Accident/Incident Statement of Pilot," for any incident or forced landing involving the operation of an aircraft, which occurs in the State of New Jersey. The form is available on the Department's website at: <http://www.state.nj.us/transportation/aviation/forms.shtm> or by mail from:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

The written report shall be submitted to the Bureau of Aeronautics within 72 hours after the incident or forced landing by fax at 609-530-5270 or by mail to:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

Recodified from N.J.A.C. 16:60-2.3 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

In (a), substituted "immediately notify the New Jersey State Police at 609-882-2000" for "within 24 hours of the occurrence, notify the New Jersey Division of Aeronautics at 609-530-2908 or via fax to 609-530-4549"; in (b), substituted "shall immediately notify" for "in the State of New Jersey, shall, immediately notify the New Jersey Division of Aeronautics through"; in (c), inserted "made pursuant to (a) or (b) above"; and rewrote (d). Former N.J.A.C. 16:60-2.2, Aircraft accident reporting requirements, recodified to N.J.A.C. 16:60-2.1.

Administrative change.

See: 41 N.J.R. 1510(a).

Recodified from N.J.A.C. 16:60-2.2 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Rewrote the section.

16:60-3.3 Notification of next of kin

Names of pilots or passengers who are seriously or fatally injured shall not be released until after positive notification of next of kin has been accomplished.

Recodified from N.J.A.C. 16:60-2.4 by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Former N.J.A.C. 16:60-2.3, Aircraft incident and forced landing reporting requirements, recodified to N.J.A.C. 16:60-2.2.

Recodified from N.J.A.C. 16:60-2.3 by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

16:60-3.4 Preservation of aircraft wreckage, mail, cargo, and records

(a) The operator of an aircraft, or if the operator is incapable, the first law enforcement official on the scene, is responsible for preserving, to the greatest extent possible, any aircraft wreckage, cargo and mail aboard the aircraft, and all records pertaining to the operation and maintenance of the aircraft and to persons involved in an accident.

(b) Wreckage shall be disturbed only to the extent necessary:

1. To remove the person injured or trapped;
2. To protect the wreckage from further damage; and
3. To protect the public from injury.

(c) When aircraft wreckage, mail, or cargo must be disturbed or moved, sketches, descriptive notes and photographs shall be made, if possible, of the accident scene, including original position and condition of wreckage and any significant impact marks.

(d) The aircraft wreckage shall be released for the period of the investigation to the first official that appears on the scene from the New Jersey Bureau of Aeronautics, Federal Aviation Administration, or the National Transportation Safety Board. In the event officials from both State and Federal governments are present, the Federal representatives shall take precedence.

Recodified from N.J.A.C. 16:60-2.5 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Section was "Preservation of aircraft wreckage, mail, cargo, and records". In (a), substituted "official" for "agent"; and rewrote (c). Former N.J.A.C. 16:60-2.4, Notification of next of kin, recodified to N.J.A.C. 16:60-2.3.

Recodified from N.J.A.C. 16:60-2.4 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

In (d), substituted "Bureau" for "Division".

16:60-3.5 Statements of witnesses

When deemed necessary by a designated law enforcement official, New Jersey Department of Transportation Form DA-25, "Aircraft Accident/Incident Statement of Witness," shall be completed by any person or persons who observed the actual aircraft accident or incident, or any events prior to or immediately following said accident or incident and shall include the place, date, and time of the accident/incident; make, mode, and tail number of the aircraft; the witness's

identification information; and a description of the accident/incident. The form is available on the Department's website at: <http://www.state.nj.us/transportation/aviation/forms.shtm> or by mail from:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

The witness or witnesses shall return the completed form to a designated law enforcement official at the scene or return it to the Bureau of Aeronautics within 72 hours after the accident or incident by fax at 609-530-5270 or by mail to:

New Jersey Department of Transportation
Bureau of Aeronautics
P.O. Box 600
Trenton, NJ 08625

Recodified from N.J.A.C. 16:60-2.6 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Rewrote the section. Former N.J.A.C. 16:60-2.5, Preservation or aircraft wreckage, mail, cargo, and records, recodified to N.J.A.C. 16:60-2.4.

Administrative change.

See: 41 N.J.R. 1510(a).

Recodified from N.J.A.C. 16:60-2.5 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

Rewrote the section.

16:60-3.6 Forced landings

In the event of a forced landing on other than a licensed aeronautical facility, no person shall cause a subsequent take-off of the aircraft without the express authorization of the Bureau of Aeronautics, which shall only be granted after a representative of the Bureau has adjudged the site to be safe for the type of aircraft and pilot experience involved. This permission cannot be granted by Federal or local officials.

Recodified from N.J.A.C. 16:60-2.7 and amended by R.2007 d.343, effective November 5, 2007.

See: 39 N.J.R. 2612(a), 39 N.J.R. 4860(a).

Substituted "no person shall cause a subsequent take-off of the aircraft" for "for example, a highway, farm or field, a subsequent take-off is not permitted"; inserted a comma following "Aeronautics"; and deleted the last sentence. Former N.J.A.C. 16:60-2.6, Statements of witnesses, recodified to N.J.A.C. 16:60-2.5.

Recodified from N.J.A.C. 16:60-2.6 and amended by R.2015 d.036, effective March 16, 2015.

See: 46 N.J.R. 2274(a), 47 N.J.R. 662(a).

In (d), twice substituted "Bureau" for "Division".