

CHAPTER 59

AIR RACES, MEETS, AND EXHIBITIONS

Authority

Unless otherwise expressly noted, all provisions of this Chapter 59 were adopted by the Commissioner of Transportation, pursuant to authority delegated at N.J.S.A. 6:1-29 and 27:1A-3, and were filed and became effective prior to September 1, 1969.

Chapter Expiration Date

Chapter 59, Air Races, Meets, and Exhibitions, expires on July 1, 2006.

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SUBCHAPTER 1. GENERAL PROVISIONS

16:59-1.1 Policy

The promulgation of this Chapter is intended to provide minimum standards for the control of activities involving the conduct and operation of pilots and aircraft participating in air races, air meets, and aerial exhibitions. "Closed-course" air races within the air spaces over New Jersey are prohibited.

16:59-1.2 Definitions

The following words and terms when used in this Chapter, shall have the following meanings, unless the context clearly indicates otherwise.

"Aerial exhibition" means a demonstration other than those defined as an air race or air meet, in which aircraft are utilized for public exhibition, such as but not limited to, sport parachute jumping; one or more aircraft participation in special events when such activity is held at other than licensed aviation facilities. This includes aircraft participation at fairs or shows of that nature.

"Air meet" means a public demonstration involving one or more aircraft engaged in competitive activities such as aerial acrobatics, spot landing, paper cutting, simulated bomb dropping or other non-standard maneuvers or events.

"Air race" means any competitive demonstration inviting, directly or indirectly, public attention, involving the flight of

two or more aircraft for the purpose of exhibiting relative speed or performance capabilities of such aircraft.

SUBCHAPTER 2. LICENSE

16:59-2.1 Requirements for license

(a) The application for a license to conduct an air meet, air race, or aerial exhibition shall be made on New Jersey Department of Transportation Form DA-27, "Application for Air Meets, Air Races, Aerial Exhibitions". This form must be submitted to the Division of Aeronautics at least 15 days in advance of the proposed event.

(b) A sketch (to scale 1 inch = 400 feet) of the operations area must be attached to the application. All distances must be shown. It must depict the maneuver area and all obstructions, roads, spectator areas, congested areas, parking areas, dead-lines, police stations, ambulance stations, fire trucks, crash truck and control stations for both air and ground traffic.

(c) The airport management will insure that the operation will be performed without undue hazard to persons or property on the ground. Reasonable safeguards will be established to assure maximum margins of safety during the operation. These safeguards must be submitted with the application for review before a license may be issued.

(d) Where the operation is subject to the provisions of any Federal regulation; or conflicts with any local ordinance; or, requires permission of local authorities or property owners, such permission must be obtained by the applicant and a copy of said authorization or permission must be attached to the application.

(e) Approval of the application will be based on a satisfactory showing by the applicant that:

1. Positive control over participants and spectators will be established and maintained;
2. The flight courses will be so located and spaced to provide a maximum of protection to persons and property on the ground.

(f) The final determination as to the qualifications of the participants will rest with the Commissioner of Transportation.

16:59-2.2 Sanction

Any person who knowingly or willfully makes a misrepresentation or false statement in the application or violates the provisions of this Chapter or Title 6 of the New Jersey Statutes Annotated, shall be subject to the fines and penal-

ties as provided by Title 6 of the New Jersey Statutes
Annotated.