



ACCIDENT INVESTIGATION AND PREVENTION (AIG) DIVISIONAL MEETING (2008)

Montréal, 13 to 18 October 2008

Agenda Item 1: Annex 13

Agenda Item 1.2: Chapter 5 of Annex 13

INDEPENDENCE OF THE INVESTIGATION

(Presented by the International Federation of Air Line Pilot's Associations
(IFALPA))

SUMMARY

This paper contains specific proposals for the amendment of Annex 13,
Chapter 5, paragraph 5.4.

ACTION PROPOSED

The meeting is invited to consider the following amendments:

Annex 13 — Aircraft Accident and Incident Investigation, paragraph 5.4.1 *recommends that any judicial or administrative proceedings to apportion blame or liability should be separate from any investigation conducted under the provisions of this Annex.*

IFALPA considers that the term ‘separate from’ in the present recommendation is inadequate and should be replaced by the term ‘independent of’, and the Recommended Practice then upgraded to a Standard.

A further sub-paragraph should be added to paragraph 5.4 to read:

5.4.2 The technical accident/incident investigation shall be independent of and take priority over judicial investigations/proceedings, which seek to apportion blame.

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