



Hong Kong Airline Pilots Association 香港民航機師總會

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Subcommittee on Hong Kong Civil Aviation (Investigation of Accidents)
(Amendment) Regulation 2017 and
Air Navigation (Hong Kong) Order 1995 (Amendment) Order 2017

25 June 2017

The Chairman,

Hong Kong Airline Pilots Association (HKALPA) strongly supports the Government's plan to implement the provisions of the ICAO Annex 13, 11th Edition by setting up an independent Air Accident Investigation Authority under the Transport and Housing Bureau.

HKALPA would like to make the following comments on the amendment of Cap. 448B;

The sole purpose of accident and incident investigations, as stated in the legislation, is for the prevention of accidents and incidents. It is therefore vital to afford legal protection to witnesses who give statements to the investigation, that they can provide information to the investigation authority freely and without fear that such information may be used against them outside the investigation.

It is also vital that evidence downloaded from Flight Data Recorders and, in particular, any audio or video recordings emanating from the flight deck of aircraft involved in accidents and incidents are kept completely confidential and not released to any outside agencies.

We would like to see protection added along the lines of "Information derived from flight data recordings, the content of flight deck audio and/or visual recording devices and statements provided to investigations are to be used solely for such investigations, for the purpose of preventing accidents and incidents, and shall not be used in any subsequent criminal or civil proceedings, nor released to any outside agency."

Yours Sincerely

Capt. Dave Newbery
President

Hong Kong Airline Pilots Association represents more than 2800 pilots at 4 airlines in Hong Kong, and is a member of the International Federation of Air Line Pilots Associations (IFALPA). HKALPA is a professional, non-commercial association with the mandate to promote flight safety, professionalism and the interests of its members.