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U. S. DEPARTMENT OF COMMERCE

DANIEL C. ROPER, Secretary

BUREAU OF AIR COMMERCE

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C.A.B

CIVIL AIR REGULATIONS

93.—EVIDENCE

As Amended to May 31, 1938

UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON : 1938

CIVIL AIR REGULATIONS

Pursuant to the authority contained in the Air Commerce Act of 1926 (44 Stat. 568) as amended by the Act of February 28, 1929 (45 Stat. 1404), the Act of June 19, 1934 (48 Stat. 1113), the Act of June 19, 1934 (48 Stat. 1116), and Sections 11 and 12 of the Act of June 12, 1934 (48 Stat. 933, 937), the following Civil Air Regulations are hereby made, prescribed, and issued to be known as—

Part 00. Aircraft Registration Certificate.
Part 01. Aircraft Certificates.
Part 02. Aircraft Identification Mark.
Part 03. Aircraft Title Transfer.
Part 04. Airplane Airworthiness.
Part 13. Aircraft Engine Airworthiness.
Part 14. Aircraft Propeller Airworthiness.
Part 15. Aircraft Equipment Airworthiness.
Part 18. Repair and Alteration of Aircraft.
Part 20. Pilot Rating.
Part 21. Airline Pilot Rating.
Part 23. Ground Instructor Rating.
Part 24. Mechanic Rating.
Part 25. Parachute Rigger Rating.
Part 26. Airport Control Tower Operator Rating.
Part 27. Airline Dispatcher Rating.
Part 40. Scheduled Airline Certification (Interstate and Intra-Territorial).
Part 50. Flying School Rating.
Part 52. Aircraft Repair Station Rating.
Part 60. Air Traffic Rules.
Part 61. Scheduled Airline Rules (Interstate).
Part 90. Air Mail.
Part 91. Aircraft Accident Investigations.
Part 92. Hearings Upon Certificates (Issued, Renewed, Denied, Suspended or Revoked).
Part 93. Evidence.
Part 94. Penalties.
Part 95. Imposition, Remission and Mitigation of Penalties.
Part 96. Authorization to Act for the Secretary.
Part 98. Definitions.
Part 99. Mode of Citation of Regulations.

Any and all rules and regulations heretofore made, prescribed, and issued by the Secretary of Commerce pursuant to the authority first above stated are hereby repealed.

Approved May 31, 1938.

[SEAL]

DANIEL C. ROPER,
Secretary of Commerce.

PART 93.—EVIDENCE

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93.0 Provision for issuance. Pursuant to the Air Commerce Act, the Secretary of Commerce, or his representative designated to conduct a hearing, is empowered to administer oaths, examine witnesses, require the preservation of evidence and issue subpenas for the attendance and testimony of witnesses or the production of books, papers, documents, exhibits and other evidence, or the taking of depositions before any designated individual competent to administer oaths.

93.1 Oaths. Any notary public or other officer authorized by law of the United States, or any State, Territory, or possession thereof, or the District of Columbia, to administer oaths or take acknowledgment of deeds, any consular officer of the United States, and any officer or employee of the Department of Commerce designated by the Secretary in writing for the purpose, shall be competent to administer oaths for the purposes of this Act.

93.2 Subpenas. Subpenas for the purposes of this Act may be served personally or in other lawful manner.

93.3 Failure to obey subpenas. In case of failure to comply with any subpena issued under authority of this Act, the Secretary, or his duly authorized representative, may invoke the aid of any United States district court, the Supreme Court of the District of Columbia, or the United States court of any Territory or other place to which this Act applies. The court may thereupon order the person to whom the subpena was issued to comply with the requirements of the subpena or to give evidence with respect to the matter in question. Any failure to obey the order may be punished by the court as a contempt thereof.

93.4 Privilege against self-incrimination. No person shall be excused from attending and testifying or from producing books, papers, documents, exhibits, and other evidence before the Secretary or his designated representative or in obedience to the subpena of the Secretary or his designated representative, or in any cause or proceeding instituted by the Secretary or his designated representative, on the ground that the testimony or evidence, documentary or otherwise, required of him, may tend to incriminate him or subject him to a penalty or forfeiture; but no individual shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he is compelled, after having claimed his privilege against self-incrimination, to testify or produce evidence, documentary or otherwise, except that such individual so testifying shall not be exempt from prosecution and punishment for perjury committed in so testifying.

93.5 Witness fees and mileage. Witnesses summoned or whose depositions are taken shall receive the same fees and mileage as witnesses in the courts of the United States.

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