U. S. DEPARTMENT OF COMMERCE

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BUREAU OF AIR COMMERCE

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CIVIL AIR REGULATIONS

93.—EVIDENCE

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CIVIL AIR REGULATIONS

93.—EVIDENCE

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 acknowledgement 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.

Any and all rules or regulations made, established, and issued by the Secretary of Commerce pursuant to law as are inconsistent with the provisions of the above specified civil air regulations are hereby repealed.

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