

SAFETY RECOMMENDATION

ALERT # SI-18-00052
TO: Hon. Dionisio D'Aguilar
Minister of Tourism and Aviation
CC: Captain Charles Beneby (Bahamas Civil Aviation Authority)
Mr. Algernon Cargill (Ministry of Tourism and Aviation)
DATE: November 12, 2019
PURPOSE: **Safety Recommendation as a result of findings of the investigation into the accident involving aircraft N8383C.**

IDENTIFICATION OF ACTIONS REQUIRING IMMEDIATE ATTENTION

The Aircraft Accident Investigation Department (AAID) is an independent accident investigation authority charged by the Government of the Bahamas with investigating aviation accidents and incidents and determining their probable cause, and making recommendations to prevent similar accidents or incidents from occurring.

The AAID is providing the following information to urge your organization to take corrective action on the safety recommendations in this letter. The AAID is interested in any action taken on this recommendation because it is designed to aid accidents victims and save lives.

This recommendation addresses the need for the Government of the Bahamas to fulfill the legislative requirements associated with Annex 12 (Search and Rescue) to the Convention on International Civil Aviation that will enable the state to:

- Designate an entity to perform search and rescue services
- Ensure that the entity is adequately resourced for the functions designated
- Establish a search and rescue plan, the purpose of which is to ensure that procedures are in place to assist missing aircraft, or aircraft in distress, and to rescue occupants and save lives.

This recommendation is presented in reference to aircraft accident file number A18-000027 involving aircraft N8383C which occurred on November 8, 2018, 2 miles off Nirvana Beach on the island of New Providence, Bahamas due to engine malfunction, loss of control and aircraft contact with water. The recommendation is supported by the evidence found and analysis conducted.

As a result of this investigation, the AAID has issued (2) safety recommendations, (1) of which is addressed to the Minister of National Security and (1) to the Minister of Tourism and Aviation. Information supporting the recommendations are discussed below.

The AAID would appreciate a response from your organization within 90 days addressing the actions you have taken or intend to take to implement the recommendation.

SR-19-002

The Aircraft Accident Investigation Authority recommends that the Government of the Bahamas through the respective responsible ministries, fulfil the legislative requirements associated with Annex 12 (Search

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and Rescue) in order to provide the necessary assistance with regard to missing aircraft, aircraft in distress in order to rescue occupants and save lives.

Evidence uncovered revealed that there is no formal or official legislation which meets the requirements of Annex 12. As a result, the Bahamas is not in compliance with the provisions of Annex 12 to the Convention on International Civil Aviation (ICAO).

In your response to the recommendation in this letter, please refer to safety recommendation (SR-19-002). If you need additional information you may contact the AAID at 397-5513 or 397-5509.

Regards,



Delvin R. Major
Chief Investigator of Air Accidents