

**19A NCAC 02E .0412    AIRCRAFT LANDING AND TAKING OFF ON HIGHWAYS**

(a) It shall be unlawful for aircraft to take-off or land on any road or highway of the State Highway System, unless authorized by the Chief Engineer, in writing. The Chief Engineer may authorize take-off or landing on any road or highway of the State Highway System based upon the following:

- (1) a showing of good cause, which may include issues of national security, safety of the general public, or natural disasters; and
- (2) arrangements have been made for law enforcement officials to redirect or administer Vehicular traffic on the highway during the landing or take-off.

(b) Nothing in this Rule shall prohibit an aircraft from landing on any roads or highways in an emergency situation if the landing is necessary to prevent injury or death to the occupants of the aircraft, provided that the emergency landing can be made without danger to persons and vehicles on or near the highway. After an emergency landing, take-off by the aircraft may be permitted under the direction of a law enforcement officer if it is determined by the law enforcement officer that the take-off will not endanger persons or vehicles on the highway and there are no other practical nor feasible means of removing the aircraft.

*History Note:*    *Authority G.S. 136-18(5);*

*Eff. July 1, 1978;*

*Temporary Amendment Eff. March 15, 1982, for a Period of 47 Days to Expire on May 1, 1982;*

*Temporary Amendment Expired Eff. May 1, 1982;*

*Amended Eff. December 1, 2012; October 1, 1982;*

*Readopted Eff. March 1, 2019.*