

**U.S. Customs and Border Protection, DHS; Treasury**

**§ 122.14**

a particular airport as the needs of the Customs port served by the airport demand.

[T.D. 88-12, 53 FR 9292, Mar. 22, 1988, as amended by CBP Dec. 03-32, 68 FR 68170, Dec. 5, 2003; CBP Dec. 08-43, 73 FR 68309, Nov. 18, 2008]

**§ 122.13 List of international airports.**

The following is a list of international airports of entry designated by the Secretary of the Treasury.

*Location and Name*

Albany, N.Y.—Albany County Airport  
Baudette, Minn.—Baudette International Airport  
Bellingham, Wash.—Bellingham International Airport  
Brownsville, Tex.—Brownsville International Airport  
Burlington, Vt.—Burlington International Airport  
Calexico, Calif.—Calexico International Airport  
Caribou, Maine—Caribou Municipal Airport  
Chicago, Ill.—Midway Airport  
Cleveland, Ohio—Cleveland Hopkins International Airport  
Cut Bank, Mont.—Cut Bank Airport  
Del Rio, Tex.—Del Rio International Airport  
Detroit, Mich.—Detroit City Airport  
Detroit, Mich.—Detroit Metropolitan Wayne County Airport  
Douglas, Ariz.—Bisbee-Douglas International Airport  
Duluth, Minn.—Duluth International Airport  
Duluth, Minn.—Sky Harbor Airport  
El Paso, Tex.—El Paso International Airport  
Fort Lauderdale, Fla.—Fort Lauderdale-Hollywood International Airport  
Friday Harbor, Wash.—Friday Harbor Seaplane Base  
Grand Forks, N. Dak.—Grand Forks International Airport  
Great Falls, Mont.—Great Falls International Airport  
Havre, Mont.—Havre City-County Airport  
Houlton, Maine—Houlton International Airport  
International Falls, Minn.—Falls International Airport  
Juneau, Alaska—Juneau Municipal Airport  
Juneau, Alaska—Juneau Harbor Seaplane Base  
Ketchikan, Alaska—Ketchikan Harbor Seaplane Base  
Key West, Fla.—Key West International Airport  
Laredo, Tex.—Laredo International Airport  
Massena, N.Y.—Richards Field  
Maverick, Tex.—Maverick County Airport  
McAllen, Tex.—Miller International Airport  
Miami, Fla.—Chalk Seaplane Base  
Miami, Fla.—Miami International Airport

Minot, N.Dak.—Minot International Airport  
Nogales, Ariz.—Nogales International Airport  
Ogdensburg, N.Y.—Ogdensburg Harbor  
Ogdensburg, N.Y.—Ogdensburg International Airport  
Oroville, Wash.—Dorothy Scott Airport  
Oroville, Wash.—Dorothy Scott Seaplane Base  
Pembina, N.Dak.—Pembina Municipal Airport  
Port Huron, Mich.—St. Clair County International Airport  
Port Townsend, Wash.—Jefferson County International Airport  
Ranier, Minn.—Ranier International Seaplane Base  
Rochester, N.Y.—Rochester-Monroe County Airport  
Rouses Point, N.Y.—Rouses Point Seaplane Base  
San Diego, Calif.—San Diego International Airport (Lindbergh Field)  
Sandusky, Ohio—Griffing-Sandusky Airport  
Sault Ste. Marie, Mich.—Sault Ste. Marie City-County Airport  
Seattle, Wash.—King County International Airport  
Seattle, Wash.—Lake Union Air Service (Seaplanes)  
Tampa, Fla.—Tampa International Airport  
Tucson, Ariz.—Tucson International Airport  
Watertown, N.Y.—Watertown New York International Airport  
West Palm Beach, Fla.—Palm Beach International Airport  
Williston, N. Dak.—Sloulin Field International Airport  
Wrangell, Alaska—Wrangell Seaplane Base  
Yuma, Ariz.—Yuma International Airport  
[T.D. 88-12, 53 FR 9292, Mar. 22, 1988, as amended by T.D. 96-44, 61 FR 25778, May 23, 1996; T.D. 99-40, 64 FR 18566, Apr. 15, 1999]

**§ 122.14 Landing rights airport.**

(a) *Permission to land.* Permission to land at a landing rights airport may be given as follows:

(1) *Scheduled flight.* The scheduled aircraft of a scheduled airline may be allowed to land at a landing rights airport. Permission is given by the director of the port, or his representative, at the port nearest to which first landing is made.

(i) *Additional flights, charters or changes in schedule—Scheduled aircraft.* If a new carrier plans to set up a new flight schedule, or an established carrier makes changes in its approved schedule, landing rights may be granted by the port director.

(ii) *Additional or charter flight.* If a carrier or charter operator wants to

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begin operating or to add flights, application must be made to the port director for landing rights. All requests must be made not less than 48 hours before the intended time of arrival, except in emergencies. If the request is oral, it must be put in writing before or at the time of arrival.

(2) *Private aircraft.* The pilots of private aircraft are required to secure permission to land from CBP following transmission of the advance notice of arrival via an electronic data interchange system approved by CBP, pursuant to § 122.22. Prior to departure as defined in § 122.22(a), from a foreign port or place, the pilot of a private aircraft must receive a message from CBP that landing rights have been granted for that aircraft at a particular airport.

(3) *Other aircraft.* Following advance notice of arrival pursuant to § 122.31, all other aircraft may be allowed to land at a landing rights airport by the director of the port of entry or station nearest the first place of landing.

(4) *Denial or withdrawal of landing rights.* Permission to land at a landing rights airport may be denied or permanently or temporarily withdrawn for any of the following reasons:

(i) Appropriate and/or sufficient Federal Government personnel are not available;

(ii) Proper inspectional facilities or equipment are not available at, or maintained by, the requested airport;

(iii) The entity requesting the landing rights has a history of failing to abide by appropriate instructions given by a CBP officer;

(iv) Reasonable grounds exist to believe that applicable Federal rules and regulations pertaining to safety, including cargo safety and security, CBP, or other inspectional activities may not be adhered to; or

(v) CBP has deemed it necessary to deny landing rights to an aircraft.

(5) *Appeal of denial or withdrawal of landing rights for commercial scheduled aircraft as defined in section 122.1(d).* In the event landing rights are denied or subsequently permanently withdrawn by CBP, within 30 days of such decision, the affected party may file a written appeal with the Assistant Commis-

sioner, Office of Field Operations, Headquarters.

(6) *Emergency or forced landing.* Permission to land is not required for an emergency or forced landing (covered under § 122.35).

(b) *Payment of expenses.* In the case of an arrival at a location outside the limits of a port of entry, the owner, operator or person in charge of the aircraft must pay any added charges for inspecting the aircraft, passengers, employees and merchandise when landing rights are given (see §§ 24.17 and 24.22(e) of this chapter).

(c) *Payment of expenses.* In the case of an arrival at a location outside the limits of a port of entry, the owner, operator or person in charge of the aircraft shall pay any added charges for inspecting the aircraft, passengers, employees and merchandise when landing rights are given (see §§ 24.17 and 24.22(e) of this chapter).

(d) *Denial or withdrawal of landing rights.* Permission to land at a landing rights airport may be denied or withdrawn for any of the following reasons:

(1) Appropriate and/or sufficient Federal Government personnel are not available;

(2) Proper inspectional facilities or equipment are not available at, or maintained by, the requested airport;

(3) The entity requesting services has failed to abide by appropriate instructions of a Customs officer;

(4) Advance cargo information has not been received as provided in § 122.48a;

(5) Other reasonable grounds exist to believe that Federal rules and regulations pertaining to safety, including cargo safety and security, and Customs, or other inspectional activities have not been followed; or

(6) The granting of the requested landing rights would not be in the best interests of the Government.

(e) *Appeal of denial or withdrawal.* In the event landing rights are denied or withdrawn by the port director, a written appeal of the decision may be made

to the Assistant Commissioner, Office of Field Operations, Headquarters.

[T.D. 88-12, 53 FR 9292, Mar. 22, 1988. Redesignated and amended by T.D. 92-90, 57 FR 43397, Sept. 21, 1992; T.D. 95-77, 60 FR 50020, Sept. 27, 1995; T.D. 99-27, 64 FR 13675, Mar. 22, 1999; CBP Dec. 03-32, 68 FR 68170, Dec. 5, 2003; CBP Dec. 08-43, 73 FR 68309, Nov. 18, 2008]

**§ 122.15 User fee airports.**

(a) *Permission to land.* The procedures for obtaining permission to land at a user fee airport are the same procedures as those set forth in §122.14 for landing rights airports.

(b) *List of user fee airports.* The following is a list of user fee airports designated by the Commissioner of Customs in accordance with 19 U.S.C. 58b. The list is subject to change without notice. Information concerning service at any user fee airport can be obtained by calling the airport or its authority directly.

Location	Name
Addison, Texas .....	Addison Airport.
Ardmore, Oklahoma	Ardmore Industrial Airpark.
Bakersfield, California.	Meadows Field Airport.
Bedford, Massachusetts.	L.G. Hanscom Field.
Broomfield, Colorado.	Jefferson County Airport.
Carlsbad, California	McClellan-Palomar Airport.
Daytona Beach, Florida.	Daytona Beach International Airport.
Decatur, Illinois .....	Decatur Airport.
Egg Harbor Township, New Jersey.	Atlantic City International Airport.
Englewood, Colorado.	Centennial Airport.
Fort Worth, Texas ..	Fort Worth Alliance Airport.
Fresno, California ...	Fresno Yosemite International Airport.
Gypsum, Colorado	Eagle County Regional Airport.
Harlingen, Texas ....	Valley International Airport.
Hillsboro, Oregon ...	Hillsboro Airport.
Johnson City, New York.	Binghamton Regional Airport.
Lansing, Michigan ..	Capital Region International Airport.
Leesburg, Florida ...	Leesburg Regional Airport.
Lexington, Kentucky	Blue Grass Airport.
Manchester, New Hampshire.	Manchester Airport.
Mascoutah, Illinois	MidAmerica St. Louis Airport.
McKinney, Texas ...	Collin County Regional Airport.
Melbourne, Florida	Melbourne Airport.
Mesa, Arizona .....	Williams Gateway Airport.
Midland, Texas .....	Midland International Airport.
Morristown, New Jersey.	Morristown Municipal Airport.
Moses Lake, Washington.	Grant County International Airport.
Myrtle Beach, South Carolina.	Myrtle Beach International Airport.
Orlando, Florida .....	Orlando Executive Airport.
Palm Springs, California.	Palm Springs International Airport.

Location	Name
Rochester, Minnesota.	Rochester International Airport.
Rogers, Arkansas ..	Rogers Municipal Airport.
St. Augustine, Florida.	St. Augustine Airport.
San Bernardino, California.	San Bernardino International Airport.
San Antonio, Texas	Kelly Field Annex.
Sarasota, Florida ....	Sarasota/Bradenton International Airport.
Scottsdale, Arizona	Scottsdale Airport.
Sugar Land, Texas	Sugar Land Regional Airport.
Trenton, New Jersey.	Trenton Mercer Airport.
Victorville, California	Southern California Logistics Airport.
Waterford, Michigan	Oakland County International Airport.
Waukegan, Illinois ..	Waukegan Regional Airport.
West Chicago, Illinois.	Dupage County Airport.
Wheeling, Illinois ....	Chicago Executive Airport.
Yoder, Indiana .....	Fort Wayne International Airport.
Ypsilanti, Michigan	Willow Run Airport.

(c) *Withdrawal of designation.* The designation as a user fee airport shall be withdrawn under either of the following circumstances:

(1) If either Customs or the airport authority gives 120 days written notice of termination to the other party; or

(2) If any amounts due to be paid to Customs are not paid on a timely basis.

[T.D. 92-90, 57 FR 43397]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting §122.15, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at [www.fdsys.gov](http://www.fdsys.gov).

**Subpart C—Private Aircraft**

**§ 122.21 Application.**

This subpart applies to all private aircraft as defined in §122.1(h). No other provisions of this part apply to private aircraft, except where stated in this subpart.

**§ 122.22 Electronic manifest requirement for all individuals onboard private aircraft arriving in and departing from the United States; notice of arrival and departure information.**

(a) *Definitions.* For purposes of this section:

*Departure.* “Departure” means the point at which the aircraft is airborne and the aircraft is en route directly to its destination.

*Departure Information.* “Departure Information” refers to the data elements