issued will not be applicable to any in-bound or out-bound flight, with respect
to which CBP has not received the advance electronic cargo information re-
quired, respectively, under §122.48a or 192.14 of this chapter. In cases in which
CBP does not receive complete cargo
information in the time and manner
and in the electronic format required
by §122.48a or 192.14 of this chapter, as
applicable, CBP may delay issuance of
a permit or special license to unlade or
lade cargo, and a term permit or special
license to unlade or lade already
issued may not apply, until all required
information is received. The CBP may
also decline to issue a permit or special
license already issued may not apply, with respect to the spec-
cific cargo for which advance informa-
tion is not timely received electroni-
cally, as specified in §122.48a or
192.14(b)(ii) of this chapter.

[T.D. 88–12, 53 FR 9292, Mar. 22, 1988, as
amended by T.D. 94–2, 58 FR 68526, Dec. 28,

§ 122.42 Aircraft entry.

(a) By whom. Entry shall be made by
the aircraft commander or an agent.

(b) Place of entry—(1) First landing at
international airport. Entry shall be
made at the international airport at
which first landing is made.

(2) First landing at another airport. If
the first landing is not at an inter-
national airport pursuant to §§122.14,
122.15, or 122.35, the aircraft com-
mander or agent shall make entry at
the nearest international airport or
port of entry, unless some other place
is allowed for the purpose.

(c) Delivery of forms. When the air-
craft arrives, the aircraft commander
or agent shall deliver any required
forms to the Customs officer at the
place of entry at once.

(d) Exception to entry requirement. Ex-
cept for flights to Cuba (provided for in
subpart O of this part), an aircraft of a
scheduled airline which stops only for
refueling at the first place or arrival in
the U.S. shall not be required to enter
provided:

(1) That such aircraft departs within
24 hours after arrival;

(2) No cargo, crew, or passengers are
off-loaded; and

(3) Landing rights at that airport as
either a regular or alternate landing
place shall have been previously se-
cured.

[T.D. 88–12, 53 FR 9292, Mar. 22, 1988, as
26, 2010]

§ 122.43 General declaration.

(a) When required. A general declara-
tion, Customs Form 7507, shall be filed
for all aircraft required to enter under
§122.41 (Aircraft required to enter).

(b) Exception. Aircraft arriving di-
rectly from Canada on a flight begin-
ing in Canada and ending in the U.S.
need not file a general declaration to
enter. Instead, an air cargo manifest
(see §122.48) may be filed in place of the
general declaration, regardless of
whether cargo is on board. The air
cargo manifest shall state the fol-
lowing:

I certify to the best of my knowledge and
belief that this manifest contains an exact
and true account of all cargo on board this
aircraft.