



U.S. Customs and
Border Protection

October 5, 2007

Number 08-001

PORT OF COLUMBUS PIPELINE

TO: Private Aircraft Operators, Fixed Base Operators, and Other Interested Parties

SUBJECT: Notice of Proposed Rulemaking – Advance Information on Private Aircraft Arriving and Departing the United States.

A notice of proposed rulemaking (NPRM), docket number USCBP-2007-0064, was published in the Federal Register on September 18, 2007 to require the pilot of any private aircraft arriving in the United States from a foreign port or location or departing the United States for a foreign port or location to transmit to Customs and Border Protection (CBP) an advance electronic transmission of information regarding each individual traveling onboard the aircraft.

The NPRM also proposed to add data elements to the existing notice of arrival requirements and proposes a new notice of departure requirement. The notice of arrival and notice of departure information would be required to be submitted to CBP through an approved electronic data interchange system in the same transmission as the corresponding arrival or departure manifest information. Under the NPRM, this data must be received by CBP no later than 60 minutes before an arriving private aircraft departs from a foreign location and no later than 60 minutes before a private aircraft departs a United States airport or location for a foreign port or place.

Finally, the NPRM proposes to clarify landing rights procedures and departure clearance procedures as well as expressly setting forth CBP's authority to restrict aircraft from landing in the United States based on security and/or risk assessments; or, based on those assessments, to specifically designate and limit the airports from where aircraft may land or depart.

The NPRM can be viewed on the following website: <http://www.regulations.gov/fdmspublic/component/main>. It is also published in CBP Bulletins and Decisions Vol. 41 October 3, 2007, No. 41 on the CBP website at http://www.cbp.gov/xp/cgov/toolbox/legal/bulletins_decisions/bulletins_2007/.

Interested persons are invited to participate in this rulemaking by submitting written data, views or arguments on all aspects of the NPRM. The Department of Homeland Security (DHS) also invites comments that relate to the economic, environmental, or federalism effects that might result from this proposal. Comments that will provide the most assistance to the Department in developing these procedures will reference a specific portion of the proposed rule, explain the

reason for any recommended change, and include data, information, or authority that support such recommended change.

Written comments must be received on or before November 19, 2007. Comments, identified by docket number USCBP-2007-0064, may be submitted by one of the following methods:

- Federal eRulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments via docket number.
- Mail: Border Security Regulations Branch, Office of International Trade, U.S. Customs and Border Protection, 1300 Pennsylvania Avenue, NW. (Mint Annex), Washington, DC 20229.

All submissions received must include the agency name and document number for this rulemaking. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided.

Should you have any questions concerning this pipeline, please contact Craig L. Vette at 614-497-1865.

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