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Immigration and Naturalization Service

Designation of Fort Lauderdale-
Hollywood Airport as Sole Port of Entry
for Aliens Arriving By Civil Aircraft on
Flights Originating in Cuba



DEPARTMENT OF JUSTICE

Immigration and Naturalization
Service

8 CFR Part 239

Landing Requirements; Designation of Fort Lauderdale-Hollywood Airport as Sole Port of Entry for Aliens Arriving by Civil Aircraft on Flights Originating in Cuba

AGENCY: Immigration and Naturalization Service, Justice.

ACTION: Final rule.

SUMMARY: This amendment to the regulations of the Immigration and Naturalization Service requires aircraft carrying passengers or crew required to be inspected under the Immigration and Nationality Act on flights originating in Cuba to land only at Fort Lauderdale-Hollywood Airport, unless prior permission to land elsewhere is obtained from the District Director of the Service in Miami, Florida.

EFFECTIVE DATE: April 28, 1980.

FOR FURTHER INFORMATION CONTACT:

FOR GENERAL INFORMATION: Stanley J. Keiszkiel, Acting Instructions Officer, Immigration and Naturalization Service, 425 Eye Street, N.W., Washington, DC 20536. Telephone: (202) 633-3048.

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SUPPLEMENTARY INFORMATION: Recently many Cubans have been brought from Cuba to the United States without proper visas or other documentation in violation of the Immigration and Nationality Act. The Department of Justice has issued statements that such unauthorized bringing of aliens to the United States is illegal and will subject carriers to fines and seizure of the conveyances used in such illegal activities. In order to provide for an orderly processing of arrivals from Cuba, the Immigration and Naturalization Service, along with the Customs Service and other Federal agencies concerned, have assigned special personnel to certain ports of entry to process Cuban arrivals. In addition, because of the conditions under which flights from Cuba are being made, arrival of such flights may present unusual dangers to the safety of the public, passengers, and crews involved. Therefore, it has become necessary to have all flights arriving in the United States which originated in Cuba, report to one airport which has been specially staffed to process such arrivals. This

airport is the Fort Lauderdale-Hollywood Airport, Fort Lauderdale, Florida. Section 239.2 of Title 8 will be amended to require flights originating in Cuba to land only at Fort Lauderdale-Hollywood Airport unless advance permission to land elsewhere has been obtained from the District Director of the Immigration and Naturalization Service at Miami, Florida.

In the public interest and because of practical necessity, the provisions of the Administrative Procedure Act (5 U.S.C. 553) relative to notice of proposed rulemaking and delayed effective date will be waived.

Accordingly, the following amendment is made to Chapter I of Title 8 of the Code of Federal Regulations:

PART 239—SPECIAL PROVISIONS RELATING TO AIRCRAFT: DESIGNATION OF PORTS OF ENTRY FOR ALIENS ARRIVING BY CIVIL AIRCRAFT

8 CFR 239.2(a) is amended by adding the following sentence between the first and second sentences of the subparagraph:

§ 239.2 Landing requirements.

(a) *Place of landing.* * * *
Notwithstanding the foregoing, aircraft carrying passengers or crew required to be inspected under the Act on flights originating in Cuba shall land only at Fort Lauderdale-Hollywood Airport, Fort Lauderdale, Florida, unless advance permission to land elsewhere has been obtained from the District Director of the Immigration and Naturalization Service at Miami, Florida.

* * * * *
(Secs. 103, 231, and 239 (8 U.S.C. 1103, 1221, and 1229))

Effective date: This amendment became effective on April 28, 1980.

Dated: April 29, 1980.

David Crosland,
Acting Commissioner of Immigration and Naturalization.

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