

Summary of Recent TSA Waiver Changes

The FAA has recently issued new NOTAMS FDC 5/6289, 5/5782, and 5/5806; pertaining to special security requirements for civil aircraft operations to/from, within, and transiting the territorial airspace of the United States. These supersede the formerly published NOTAMS FDC 3/2735, 3/2768, and 3/3013. Most notably eliminating the TSA/FAA Waiver requirement for foreign operators less than or equal to 100,309 lbs (45,500 Kgs) operating domestic flights within the USA.

FDC 5/6289 Special Security Instructions for Civil Aircraft Operations Within or Transiting the Territorial Airspace of the United States (U.S.)

Domestic flights WITHIN the USA:

- Foreign registered aircraft less than or equal to 100,309 lbs (45,500 Kgs) are authorized to operate domestic flights within the USA without a TSA Waiver. **[Change]**
- Foreign registered aircraft, greater than 100,309 lbs (45,500 Kgs) still require either a TSA Waiver or operate under an approved TSA aviation security program to operate domestic flights within the USA.
- Aircraft registered to a U.S. State Department-Designated Special Interest Country or operating with the ICAO three letter designator of a company in such listed country, unless the operator holds a valid FAA Part 129 Operations Specifications, a TSA Waiver and FAA Routing Authorization is still required. Those countries are Cuba, Iran, North Korea, China, Russia, Sudan, and Syria.

TRANSITING flights through U.S. airspace:

- All foreign registered aircraft less than or equal to 100,309 lbs (45,500 Kgs) will require a TSA Waiver to fly through U.S. airspace. This includes the Mexico, Canadian, Bahamas, Cayman, and British V.I. aircraft registries; there is no longer a provision or exemption for them. **[Change]**
- All foreign, and all U.S. registered, aircraft greater than 100,309 lbs (45,500 Kgs) still require either a TSA Waiver or operate under an approved TSA aviation security program to fly through U.S. airspace.
- Aircraft registered to a U.S. State Department-Designated Special Interest Country or operating with the ICAO three letter designator of a company in such listed country, unless the operator holds a valid FAA Part 129 Operations Specifications, a TSA Waiver and FAA Routing Authorization is still required. Those countries are Cuba, Iran, North Korea, China, Russia, Sudan, and Syria.

TSA WAIVER REQUIREMENTS	FOREIGN		U.S.	
	<i>SMALL</i>	<i>LARGE</i>	<i>SMALL</i>	<i>LARGE</i>
ENTER/DEPART	APIS/CUSTOMS			
P2P	NO	YES	NO	NO
OVERFLY	YES	YES	NO	YES

FDC 5/5782 Special Security Instructions for Civil Aircraft Operations To or From the Territorial Airspace of the United States (U.S.)

- No new changes here, civil aircraft are authorized to/from the USA if in compliance with the following conditions:

1. File and on an active IFR or DVFR flight plan;
2. Equipped with mode C or S transponder and continuously squawk an ATC assigned code;
3. Maintain two-way communications with ATC;
4. Comply with applicable U.S. Customs requirements, including APIS requirements;
5. In receipt of an FAA Routing Authorization - State Department Designated Special Interest Countries only. Those countries are Cuba, Iran, North Korea, China, Russia, Sudan, and Syria.

FDC 5/5806 Special Security Instructions for Foreign State Aircraft Operations To or From, Within, or Transiting United States (U.S.) Territorial Airspace

- Much easier, less complicated NOTAM to read regarding Foreign State/Diplomatic flights - please see the attachment.

Please note that this is the latest and may be subject to change as additional NOTAM updates or clarifications may be issued.