

**KFDC 5/6289 (A0056/15) SECURITY...SPECIAL SECURITY INSTRUCTIONS FOR CIVIL AIRCRAFT OPERATIONS WITHIN OR TRANSITING THE TERRITORIAL AIRSPACE OF THE UNITED STATES (U.S.).**

THE FOLLOWING SPECIAL SECURITY REQUIREMENTS FOR CIVIL AIRCRAFT OPERATIONS WITHIN OR TRANSITING U.S. TERRITORIAL AIRSPACE ARE IN EFFECT PURSUANT TO 14 CFR 99.7, SPECIAL SECURITY INSTRUCTIONS, AND 49 USC 40103 AND 41703, IN ADDITION TO THE REQUIREMENTS PRESCRIBED IN 14 CFR PART 99, SECURITY CONTROL OF AIR TRAFFIC. THE REQUIREMENTS IN THIS NOTAM SUPERSEDE THE REQUIREMENTS FOR CIVIL AIRCRAFT OPERATIONS WITHIN OR TRANSITING U.S. TERRITORIAL AIRSPACE FORMERLY PUBLISHED IN FDC NOTAMS 3/2735, 3/2768, AND 3/3013. SECURITY REQUIREMENTS FOR CIVIL AIRCRAFT OPERATIONS TO OR FROM U.S. TERRITORIAL AIRSPACE ARE PROVIDED IN A SEPARATE NOTAM. IN ADDITION TO THE REQUIREMENTS OF THIS NOTAM, CIVIL AIRCRAFT OPERATIONS WITHIN OR TRANSITING THE TERRITORIAL AIRSPACE OF THE U.S. MUST ALSO COMPLY WITH ALL OTHER APPLICABLE REGULATIONS PUBLISHED IN TITLE 14, CODE OF FEDERAL REGULATIONS (CFR).

**PART I. CIVIL AIRCRAFT OPERATIONS WITHIN U.S. TERRITORIAL AIRSPACE**

A. CIVIL AIRCRAFT WITH A MAXIMUM CERTIFICATED TAKEOFF GROSS WEIGHT LESS THAN OR EQUAL TO 100,309 POUNDS (45,500 KGS) ARE AUTHORIZED TO OPERATE WITHIN THE TERRITORIAL AIRSPACE OF THE U.S. IN ACCORDANCE WITH ALL APPLICABLE REGULATIONS AND VFR IN AIRPORT TRAFFIC PATTERN AREAS OF UNITED STATES AIRPORTS NEAR THE UNITED STATES BORDER WITH THE EXCEPTION OF AIRCRAFT DESCRIBED IN PARAGRAPH 1) BELOW:

1) CIVIL AIRCRAFT WITH A MAXIMUM CERTIFICATED TAKEOFF GROSS WEIGHT LESS THAN OR EQUAL TO 100,309 POUNDS (45,500 KGS) AND REGISTERED IN A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY OR OPERATING WITH THE ICAO THREE LETTER DESIGNATOR OF A COMPANY IN A COUNTRY LISTED AS A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY, UNLESS THE OPERATOR HOLDS VALID FAA PART 129 OPERATIONS SPECIFICATIONS, MUST OPERATE WITHIN THE TERRITORIAL AIRSPACE OF THE U.S. IN ACCORDANCE WITH THE SAME REQUIREMENTS OF CIVIL AIRCRAFT WITH A MAXIMUM CERTIFICATED TAKEOFF GROSS WEIGHT GREATER THAN 100,309 POUNDS (45,500 KGS) DESCRIBED IN PARAGRAPH B.

B. CIVIL AIRCRAFT WITH A MAXIMUM CERTIFICATED TAKEOFF GROSS WEIGHT GREATER THAN 100,309 POUNDS (45,500 KGS) ARE AUTHORIZED TO OPERATE WITHIN THE TERRITORIAL AIRSPACE IF IN COMPLIANCE WITH THE FOLLOWING CONDITIONS:

- 1) FILE AND ARE ON AN ACTIVE IFR OR VFR FLIGHT PLAN;
- 2) ARE EQUIPPED WITH AN OPERATIONAL MODE C OR S TRANSPONDER AND CONTINUOUSLY SQUAWK AN ATC ASSIGNED TRANSPONDER CODE;

- 3) MAINTAIN TWO-WAY COMMUNICATIONS WITH ATC;
- 4) ARE OPERATING UNDER AN APPROVED TSA AVIATION SECURITY PROGRAM OR ARE OPERATING WITH AN FAA/TSA AIRSPACE WAIVER, IF THE AIRCRAFT IS NOT REGISTERED IN THE U.S.;
- 5) ARE IN RECEIPT OF AN FAA ROUTING AUTHORIZATION AND AN FAA/TSA AIRSPACE WAIVER IF THE AIRCRAFT IS REGISTERED IN A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY OR IS OPERATING WITH THE ICAO THREE LETTER DESIGNATOR OF A COMPANY IN A COUNTRY LISTED AS A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY, UNLESS THE OPERATOR HOLDS VALID FAA PART 129 OPERATIONS SPECIFICATIONS. FAA ROUTING AUTHORIZATION FOR OPERATIONS WITHIN U.S. TERRITORIAL AIRSPACE BY AIRCRAFT DESCRIBED IN THIS SUBPARAGRAPH B.5 MAY BE GRANTED ONLY FOR IFR OPERATIONS. VFR FLIGHT OPERATIONS ARE PROHIBITED WITHIN U.S. TERRITORIAL AIRSPACE FOR ANY AIRCRAFT REQUIRING AN FAA ROUTING AUTHORIZATION.
- 6) WHEN CONDUCTING POST-MAINTENANCE, MANUFACTURER, PRODUCTION, OR ACCEPTANCE FLIGHT TEST OPERATIONS, IF THE AIRCRAFT IS NOT REGISTERED IN THE U.S. THE FOLLOWING REQUIREMENTS MUST BE MET:
  - A) A U.S. COMPANY MUST HAVE OPERATIONAL CONTROL OF THE AIRCRAFT;
  - B) AN FAA-CERTIFICATED PILOT MUST SERVE AS PILOT IN COMMAND;
  - C) ONLY CREWMEMBERS ARE PERMITTED ONBOARD THE AIRCRAFT;
  - D) MAINTENANCE FLIGHT IS INCLUDED IN THE REMARKS SECTION OF THE FLIGHT PLAN.

## **PART II. CIVIL AIRCRAFT OPERATIONS THAT TRANSIT U.S. TERRITORIAL AIRSPACE**

A. CIVIL AIRCRAFT ARE AUTHORIZED TO TRANSIT THE TERRITORIAL AIRSPACE OF THE U.S., IF IN COMPLIANCE WITH THE FOLLOWING CONDITIONS:

- 1) FILE AND ARE ON AN ACTIVE IFR OR DVFR FLIGHT PLAN;
- 2) ARE EQUIPPED WITH AN OPERATIONAL MODE C OR S TRANSPONDER AND CONTINUOUSLY SQUAWK AN ATC ASSIGNED TRANSPONDER CODE;
- 3) MAINTAIN TWO-WAY COMMUNICATIONS WITH ATC;
- 4) ARE OPERATING UNDER AN APPROVED TSA AVIATION SECURITY PROGRAM OR ARE OPERATING WITH AN FAA/TSA AIRSPACE WAIVER, IF:
  - (A) THE AIRCRAFT IS NOT REGISTERED IN THE U.S.; OR

(B) THE AIRCRAFT IS REGISTERED IN THE U.S. AND ITS MAXIMUM TAKEOFF GROSS WEIGHT IS GREATER THAN 100,309 POUNDS (45,500 KGS);

5) ARE IN RECEIPT OF AN FAA ROUTING AUTHORIZATION IF THE AIRCRAFT IS REGISTERED IN A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY OR IS OPERATING WITH THE ICAO THREE LETTER DESIGNATOR OF A COMPANY IN A COUNTRY LISTED AS A U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY, UNLESS THE OPERATOR HOLDS VALID FAA PART 129 OPERATIONS SPECIFICATIONS. FAA ROUTING AUTHORIZATION FOR TRANSIT OF U.S. TERRITORIAL AIRSPACE BY AIRCRAFT SUBJECT TO THIS SUBPARAGRAH A.5 MAY BE GRANTED ONLY FOR IFR OPERATIONS. DVFR AND VFR FLIGHT OPERATIONS ARE PROHIBITED FOR ANY AIRCRAFT REQUIRING AN FAA ROUTING AUTHORIZATION.

B. CIVIL AIRCRAFT REGISTERED IN MEXICO OR CANADA AND ENGAGED IN OPERATIONS FOR THE PURPOSES OF AIR AMBULANCE, FIRE FIGHTING, LAW ENFORCEMENT, SEARCH AND RESCUE, AND EMERGENCY EVACUATION ARE AUTHORIZED TO TRANSIT U.S. TERRITORIAL AIRSPACE WITHIN 50 NM OF THEIR RESPECTIVE BORDERS WITH THE U.S., WITH OR WITHOUT AN ACTIVE FLIGHT PLAN, PROVIDED THEY HAVE RECEIVED AND CONTINUOUSLY TRANSMIT AN ATC-ASSIGNED TRANSPONDER CODE.

### **PART III. FAA/TSA AIRSPACE WAIVER, TSA AVIATION SECURITY PROGRAM, AND FAA ROUTING AUTHORIZATION INFORMATION.**

#### **A. FAA/TSA AIRSPACE WAIVERS**

1) OPERATORS MAY SUBMIT REQUESTS FOR FAA/TSA AIRSPACE WAIVERS AT [HTTPS://WAIVERS.FAA.GOV](https://waivers.faa.gov) BY SELECTING INTERNATIONAL AS THE WAIVER TYPE.

2) INFORMATION REGARDING FAA/TSA AIRSPACE WAIVERS CAN BE FOUND AT: [HTTP://WWW.TSA.GOV/FOR-INDUSTRY/GENERAL-AVIATION](http://www.tsa.gov/for-industry/general-aviation) OR CAN BE OBTAINED BY CONTACTING TSA AT 571-227-2071.

3) ALL EXISTING FAA/TSA WAIVERS ISSUED UNDER PREVIOUS FDC NOTAMS REMAIN VALID UNTIL THE EXPIRATION DATE SPECIFIED IN THE WAIVER, UNLESS SOONER SUPERSEDED OR RESCINDED.

#### **B. TSA AVIATION SECURITY PROGRAMS**

1) CONTACTS FOR INFORMATION REGARDING TSA AVIATION SECURITY PROGRAMS FOR APPLICANTS FOR U.S. AIR OPERATOR CERTIFICATES WILL BE PROVIDED BY THE U.S. DEPARTMENT OF TRANSPORTATION DURING THE CERTIFICATION PROCESS.

2) FOR INFORMATION ABOUT APPLICABLE TSA SECURITY PROGRAMS, U.S. AIR CARRIERS AND COMMERCIAL OPERATORS MUST CONTACT THEIR TSA PRINCIPAL SECURITY SPECIALIST (PSS),

AND FOREIGN AIR CARRIERS MUST CONTACT THEIR INTERNATIONAL INDUSTRY REPRESENTATIVE (IIR).

C. INFORMATION ABOUT FAA ROUTING AUTHORIZATIONS FOR U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRY FLIGHT OPERATIONS IN U.S. TERRITORIAL AIRSPACE IS AVAILABLE BY COUNTRY AT:

[HTTP://WWW.FAA.GOV/AIR\\_TRAFFIC/PUBLICATIONS/US\\_RESTRICTIONS/](http://www.faa.gov/air_traffic/publications/us_restrictions/) OR BY CONTACTING THE FAA SYSTEM OPERATIONS SUPPORT CENTER (SOSC) AT 202-267-8115.

#### **PART IV. SPECIAL EMPHASIS**

A. PILOTS ARE REMINDED THAT THERE ARE INCREASED SECURITY MEASURES IN PLACE AT MANY AREAS. IN ACCORDANCE WITH 14 CFR 91.103, PRIOR TO DEPARTURE, PILOTS MUST BECOME FAMILIAR WITH ALL AVAILABLE INFORMATION CONCERNING THAT FLIGHT, INCLUDING ANY TEMPORARY FLIGHT RESTRICTIONS ALONG THEIR ROUTE OF FLIGHT OR AT THEIR POINT OF DEPARTURE/ARRIVAL.

B. NONCOMPLIANCE WITH THESE SPECIAL SECURITY REQUIREMENTS MAY RESULT IN DENIAL OF FLIGHT ENTRY INTO U.S. TERRITORIAL AIRSPACE OR GROUND STOP OF THE FLIGHT AT A U.S. AIRPORT.

C. PURSUANT TO 49 USC 40103(B)(3), THE FAA ADMINISTRATOR HEREBY ORDERS THAT ALL U.S. TERRITORIAL AIRSPACE IS NATIONAL DEFENSE AIRSPACE. PILOTS OF AIRCRAFT THAT DO NOT ADHERE TO THE PROCEDURES IN THE SPECIAL SECURITY REQUIREMENTS CONTAINED IN THIS NOTAM MAY BE INTERCEPTED, DETAINED AND INTERVIEWED BY LAW ENFORCEMENT, U.S. SECRET SERVICE (USSS), OR OTHER SECURITY PERSONNEL. ANY PERSON WHO KNOWINGLY OR WILLFULLY VIOLATES THESE SPECIAL SECURITY REQUIREMENTS MAY BE SUBJECT TO PENALTIES UNDER 49 USC 46307.

#### **PART V. DEFINITIONS**

A. AS USED IN THIS NOTAM, THE TERM U.S. TERRITORIAL AIRSPACE MEANS THE AIRSPACE OVER THE UNITED STATES, ITS TERRITORIES, AND POSSESSIONS, AND THE AIRSPACE OVER THE TERRITORIAL SEA OF THE UNITED STATES, WHICH EXTENDS 12 NAUTICAL MILES FROM THE BASELINES OF THE UNITED STATES DETERMINED IN ACCORDANCE WITH INTERNATIONAL LAW.

B. TRANSIT MEANS ANY FLIGHT DEPARTING FROM A LOCATION OUTSIDE OF THE U.S., ITS TERRITORIES OR POSSESSIONS, WHICH OPERATES IN U.S. TERRITORIAL AIRSPACE ENROUTE TO A LOCATION OUTSIDE THE U.S., ITS TERRITORIES OR POSSESSIONS WITHOUT LANDING AT A DESTINATION IN THE U.S.

C. WITHIN MEANS ANY FLIGHT DEPARTING FROM A LOCATION INSIDE OF THE U.S., ITS TERRITORIES OR POSSESSIONS, WHICH OPERATES IN THE TERRITORIAL AIRSPACE OF THE U.S.

ENROUTE TO A LOCATION INSIDE THE U.S., ITS TERRITORIES OR POSSESSIONS WITHOUT EXITING U.S. TERRITORIAL AIRSPACE AT ANY POINT.

D. THE U.S. STATE DEPARTMENT-DESIGNATED SPECIAL INTEREST COUNTRIES ARE CUBA, IRAN, THE DEMOCRATIC PEOPLES REPUBLIC OF KOREA (NORTH KOREA), THE PEOPLE'S REPUBLIC OF CHINA, THE RUSSIAN FEDERATION, SUDAN, AND SYRIA.

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