

“RP” or “ARC” to indicate respectively the presentation of a reentry permit or an alien registration receipt card, Form I-151 or I-551, for a crewman admitted as a lawful permanent resident; “D-1” for an alien crewman granted a conditional landing permit under section 252(a)(1) of the Act; “D-2” for an alien crewman granted a conditional landing permit under section 252(a)(2) of the Act; “Parolee” for an alien crewman paroled pursuant to section 212(d)(5) of the Act; and “Refused” for a nonimmigrant crewman whose request for a landing permit has been refused.

(2) The immigration officer shall note on the Form I-410, Receipt for Crew List, whether or not non-immigrant crewmen will perform longshore work in the United States, and if so:

- (i) Under which exception in section 258 of the Act it will be performed; and
- (ii) What type of documentation accompanied the manifest to support the exception invoked.

(3) The examining immigration officer shall sign his or her name, title, and the date of the inspection following the last entry on the Form I-418. The master of the vessel shall be furnished Form I-410 as a receipt for the Form I-418 arrival manifest, and the immigration officer shall list on the Form I-410 both the information regarding longshore work described in 8 CFR 251.1(a)(2) and the names of all crewmen who have been refused conditional landing permits.

[30 FR 6777, May 19, 1965, as amended at 32 FR 9632, July 4, 1967; 34 FR 12560, Aug. 1, 1969; 34 FR 19799, Dec. 18, 1969; 45 FR 32658, May 19, 1980; 46 FR 43827, Sept. 1, 1981; 56 FR 26017, June 6, 1991; 57 FR 40833, Sept. 8, 1992; 58 FR 48779, Sept. 20, 1993]

§ 251.2 Notification of illegal landings.

As soon as discovered, the master or agent of any vessel from which an alien crewman has illegally landed or deserted in the United States shall inform the immigration officer in charge of the port where the illegal landing or desertion occurred, in writing, of the name, nationality, passport number and, if known, the personal description, circumstances and time of such illegal landing or desertion of such alien crew-

man, and furnish any other information and documents which might aid in his apprehension, including any passport surrendered pursuant to §252.1(d) of this chapter. Failure to file notice of illegal landing or desertion and to furnish any surrendered passport within 24 hours of the time of such landing or desertion becomes known shall be regarded as lack of compliance with section 251(d) of the Act.

[28 FR 209, Jan. 9, 1963]

§ 251.3 Departure manifests and lists for vessels.

(a) *Form I-418, Crew List.* The master or agent of every vessel departing from the United States shall submit to the immigration officer at the port from which such vessel is to depart directly to some foreign place or outlying possession of the United States, except when a manifest is not required pursuant to §251.1(a), a single Form I-418, Crew List, completed in accordance with the instructions contained herein. Every item in the heading of the Form I-418 must be completed and the following endorsement shall be placed on the first line of the form: “Arrival Crew List, Form I-418, filed at (show United States port of entry).” Submission of a Form I-418 which lacks that endorsement or which lacks other essential information shall be regarded as lack of compliance with section 251(c) of the Act.

(b) *Added crewmen.* Under a heading “Added Crewmen,” list the names of all nonresident alien crewmen who were not members of the crew and manifested on Form I-418 as such on the occasion of the vessel’s last arrival in the United States and attach for each name on the list the Form I-95 or Form I-94 given to the alien crewman when he last arrived in the United States. If that form is unavailable, a new Form I-95 shall be prepared and attached to the Form I-418.

(c) *Separated crewman.* Under a heading “Separated Crewmen,” list the names of all alien crewmen, other than alien permanent residents of the United States, who were listed on the arrival Form I-418, as members of the crew on the occasion of the vessel’s last arrival in the United States but who for any reason are not departing with the

vessel, and for each such separated crewman show his nationality, passport number, specific port and date of separation, and the reasons for failure to depart. If an application to pay off or discharge an alien crewman has been granted subsequent to the vessel's arrival, the triplicate copy of the relating Form I-408 shall be attached to the Form I-418. The list required by paragraph (b) of this section and this paragraph may be incorporated in a single Form I-418, if space permits. The required lists need not be submitted for Canadian or British citizen crewmen of Great Lakes vessels.

(d) *No changes in crew.* When there are no added and separated crewmen as described in this section, the Form I-418 shall be endorsed with the notation "No changes in nonresident alien crew upon departure."

[30 FR 6777, May 19, 1965, as amended at 33 FR 17137, Nov. 19, 1968]

§251.4 Departure manifests and lists for aircraft.

(a) *Bureau of Customs Form 7507 or International Civil Aviation Organization's General Declaration.* The captain or agent of every aircraft departing from the United States for a foreign place or an outlying possession of the United States, except an aircraft departing from the United States directly to Canada on a flight terminating in that country, shall submit to the immigration officer at the port from which such aircraft is to depart on the Bureau of Customs Form 7507 or on the International Civil Aviation Organization's General Declaration a list of all alien crewmen on board, including alien crewmen who arrived in the United States as crewmen on an aircraft of the same line and who are departing as passengers. The surname, given name, and middle initial of each such alien crewman listed shall be shown. In addition, the captain or agent of the aircraft shall indicate in writing immediately below the name of the last alien listed on such form or declaration, the number of U.S. citizen crewmen on board, if any. If there are no alien crewmen aboard, the captain or agent shall indicate in writing on the form or declaration the number of U.S.

citizen crewmen, followed by a statement that there are no alien crewmen.

(b) *Notification of changes in employment for aircraft.* The agent of the air transportation line shall immediately notify in writing the nearest immigration office of the termination of employment in the United States of each alien employee of the line furnishing the name, birthdate, birthplace, nationality, passport number, and other available information concerning such alien. The procedure to follow in obtaining permission to pay off or discharge an alien crewman in the United States after initial immigration inspection, other than an alien lawfully admitted for permanent residence, is set forth in §252.1(h) of this chapter.

[30 FR 6777, May 19, 1965, as amended at 33 FR 17137, Nov. 19, 1968; 34 FR 12561, Aug. 1, 1969]

§251.5 Exemptions for private vessels and aircraft.

The provisions of this part relating to submission of arrival and departure manifests and lists shall not apply to a private vessel or a private aircraft not engaged directly or indirectly in the carriage of persons or cargo for hire.

[32 FR 9632, July 4, 1967]

PART 252—LANDING OF ALIEN CREWMEN

Sec.

- 252.1 Examination of crewmen.
- 252.2 Revocation of conditional landing permits; deportation.
- 252.3 Great Lakes vessels and tugboats arriving in the United States from Canada; special procedures.
- 252.4 Permanent landing permit and identification card.
- 252.5 Special procedures for deserters from Spanish or Greek ships of war.

AUTHORITY: 8 U.S.C. 1103, 1184, 1258, 1281, 1282.

§252.1 Examination of crewmen.

(a) *Detention prior to examination.* All persons employed in any capacity on board any vessel or aircraft arriving in the United States shall be detained on board the vessel or at the airport of arrival by the master or agent of such vessel or aircraft until admitted or