

9 FAM 42.82 Notes

(TL:VISA-3 8-30-87)

9 FAM 42.82 N1 Revocation of Immigrant Visa Must Take Place Prior to Recipient's Entry Into the United States

An immigrant visa may not be revoked subsequent to the recipient's admission into the United States. However, the consular officer must submit a prompt report to the Department if it appears that an alien who was issued an immigrant visa and has since entered the United States was, at the time of visa issuance, or has subsequently become ineligible to receive a visa. The report should include the information required by 9 FAM 42.82 PN2.

9 FAM 42.82 N2 Certificate of Revocation

9 FAM 42.82 N2.1 Certificate of Revocation By Consular Officer (9 FAM 42.82 Exhibit II) To Be Locally Reproduced

9 FAM 42.82 Exhibit II to this section is an example of the certificate to be used by consular officers in revoking immigrant visas and in complying with the various reporting and recording requirements. Posts should reproduce copies of the form as needed.

9 FAM 42.82 N2.2 Notification to Carrier

9 FAM 42.82 Exhibit I to this section is an example of the notice of revocation which is to be sent to the carrier on which it is believed the alien plans to travel, in accordance with 22 CFR 42.82(d).

9 FAM 42.82 N2.3 Completion of Certificate of Revocation

When a visa is revoked the certificate reproduced in 9 FAM 42.82 Exhibit II is to be completed by the consular officer in duplicate. One copy is for the post files; the other is to be submitted to the Department if a report is required by 22 CFR 42.82(e). The certificate must be signed by the consular officer who authorizes the revocation of the visa. The date of signature establishes the official date of revocation. Each action taken subsequent to the revocation is to be initialed by the consular officer completing that action.

9 FAM 42.82 N2.4 Importance of Physically Canceling Visa Prior to Alien's Departure

If the revoking office finds that the alien will be stopping en route to the United States at a city in which an American consular office is located, the revoking office should request that consular office to make every effort to contact the alien and physically cancel the visa. If cancellation is effected in this way in a case in which the Department has been notified of revocation, both the Department and the revoking office should be so informed.