

2374

3.33

Sect 33(1)(a)(ii)

PP 300358Z AUG 02
FM COMAST
TO LCAUST
HQSO SYDNEY
HQJMOVGP
INFO CDF AUSTRALIA
ADHQ
ACAUST
HQAC AIROPS
LHQOPS
MCC AST
MCC AST OPS
COMASC-S
HQ ASNCE-S
SAS SQN TG
COMAST LNO CENTCOM MACDILL AFB FL
AUSTCOM LONDON
AUSTEMB WASHINGTON
AUSTEMB RIYADH
HQJLC
HQAST
BT

Sect 33(1)(a)(ii)

SIC I30
AUSTEMB WASHINGTON & AUSTCOM LONDON FOR HADS
AUSTEMB RIYADH FOR DA
SUBJ: OP SLIPPER - FRAGO 51 TO COMAST EXECUTO 018/01
A. CDF AUSTRALIA I30 OP SLIPPER - AMP 41 TO CDF EXECUTO 013/01 OF 072308Z JUL 02.
B. COMAST I30 OP SLIPPER - FRAGO 51 TO COMAST EXECUTO 018/01 OF 180639Z JUL 02.
C. CDF AUSTRALIA I30 OP SLIPPER - AMP 45 TO CDF EXECUTO 013/01 OF
D. HQAST ADMININST 002/01 - OP SLIPPER OF 15 NOV 01.
1. SITUATION
A. AT REF A CDF DIRECTED THAT COMAST ESTABLISH A CAPABILITY TO HOLD UP TO FIVE SUSPECTED TALIBAN/AL QAIDA PERSONNEL CAPTURED BY AS FORCES FOR UP TO THREE MONTHS.
B.

Sect 33(1)(a)(ii)

sect 33C(x)(ii)

5. HANDLING OF CAPTIVES - PROCEDURES

A. WHERE AS PERSONNEL ARE OPERATING IN SUPPORT OF US PERSONNEL AT THE TIME OF THE CAPTURE/SURRENDER OF SUSPECTED TALIBAN OR AL QAIDA MEMBERS, THOSE US PERSONNEL SHOULD TAKE CUSTODY OF THE CAPTIVES.

B. SUSPECTED TALIBAN/AL QAIDA PERSONNEL CAPTURED BY AS FORCES ARE TO QUESTIONED, DETAINED AND TREATED IN ACCORDANCE WITH GENEVA CONVENTION III OF 1949 (GC III) AND THE LAWS OF ARMED CONFLICT. LEGAL ADVICE IS TO BE SOUGHT IMMEDIATELY SHOULD THERE BE ANY UNCERTAINTY REGARDING THE TREATMENT OR HANDLING OF DETAINED PERSONS.

C. CAPTIVES ARE TO BE HELD IN THE CUSTODY OF AS FORCES IN AFGHANISTAN UNTIL FURTHER DIRECTION IS RECEIVED THROUGH THE CHAIN OF COMMAND. SUCH EVENTS WILL BE DEALT WITH ON A CASE-BY-CASE BASIS.

D. NOTICE OF CAPTURE IS TO BE ADVISED IMMEDIATELY VIA THE OPERATIONAL AND NATIONAL COMMAND CHAINS.

E. UPON CAPTURE DETAINEES ARE TO BE TRANSPORTED TO A SECURE COALITION LOCATION AND DETAINED IN A COALITION FACILITY DEEMED APPROPRIATE BY COMD TF 64.

F. COMD TF 64 IS TO ENSURE THAT METICULOUS RECORDS, INCLUDING MEDICAL CHECKS ARE MAINTAINED THROUGHOUT THE PERIOD OF DETENTION. DETAILED GUIDANCE ON THE REQUIREMENT FOR RECORD KEEPING IS TO BE CONTAINED IN THE SOCC DIRECTIVE TO COMD TF 64.

G. COMD TF 64 HAS THE AUTHORITY TO APPROVE TACTICAL QUESTIONING ONLY OF DETAINEES AND IS TO ADVISE COMD SF AND COMASC-9 OF ANY DECISION IN THIS REGARD. PRIMARY INTERROGATION OF DETAINEES IS ONLY TO BE UNDERTAKEN WITH GOAS APPROVAL WHICH WILL BE REPORTED THROUGH THE CHAIN OF COMMAND ON A CASE-BY-CASE BASIS.

H. COMD TF 64 IS TO ENSURE THAT TACTICAL QUESTIONING AND, WHERE APPROVED BY GOAS, PRIMARY INTERROGATION IS ONLY UNDERTAKEN FOR TACTICAL EXPLOITATION PURPOSES AND STATUS DETERMINATION OF CAPTIVES.
I. COMD TF 64 IS TO MAKE AVAILABLE, ON REQUEST, INFORMATION AND CAPTURED DOCUMENTS TO COALITION FORCES.
J. COMD TF 64 IS TO ALLOW COALITION INTERROGATORS, UPON FORMAL WRITTEN REQUEST, TO OBSERVE TACTICAL QUESTIONING/PRIMARY INTERROGATION, BUT ONLY IAW AS RULES, RESTRICTIONS IAW GC III AND LOAC. COMD SF AND COMASC-S ARE TO BE ADVISED OF ALL SUCH REQUESTS.
K. COMD TF 64 CAN, IF REQUIRED, USE COALITION INTERPRETERS TO ASSIST IN TACTICAL QUESTIONING/PRIMARY INTERROGATION. COALITION PERSONNEL ARE TO ACT AS INTERPRETERS ONLY AND THE TACTICAL QUESTIONING/PRIMARY INTERROGATION IS TO REMAIN UNDER AS CONTROL AT ALL TIMES.
L. COMD TF 64 IS TO BPT ASSIST IN THE CONDUCT OF TRIBUNALS TO ASSESS THE STATUS OF CAPTIVES AS PRISONERS OF WAR UNDER GC III.

6

Sect 33(a)(ii)

10. ACK. ACTION ADDRESSES ARE TO ACKNOWLEDGE (TO AST WATCHKEEPER).
BT

NNNN