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FROM: MAIN HQ 1(UK) Armd Div, BASRAH International Airport, IRAQ
TO: G3 PLANS Standard Distribution List, ICRC (via G2), CJTF 7, MPS (TIF)
INTERNAL: COS, G3 Ops, G3 Plans
PRECEDENCE: ROUTINE
DTG: 261200DJUN03

FRAGO 29 TO OPO 005/03 - INTERNMENT PROCEDURES

Ref:

- A. Annex M to OpO 005/03
- B. GC IV
- C. UN Declaration of Human Rights

Time Zone Used Throughout the Order: DELTA (note ZULU remains extant for aviation Ops).

Scope of Order: This FRAGO announces the intention for G2 Branch to assume overall control of the Internment Process in MND(SE). Further it confirms the procedures, outlined at Ref A, to be used in all cases where internment may or does result. The DTG G2 assumes this function from SO2 Detention will be published in a subsequent sweep up FRAGO.

TASKORG: See OpO 005/03

1. SITUATION. Civilians may be interned if they represent a threat to Coalition Forces. Additionally individuals may voluntarily request to be interned¹. Internment is the period spent in an internment facility without trial up to the point of release. This term is not to be confused with pre-internment custody by battlegroup personnel, which is in accordance with the ROE. It is distinct from detention which is used to incarcerate those guilty of criminal activity. Internees are assessed to be a threat to CF and their processing is now a G2 led G3 Ops responsibility.
2. MISSION. 1 (UK) Armd Div conducts security and stabilisation operations within bdrys, in order to set the conditions for IRAQ becoming a stable, self governing state.
3. EXECUTION.
 - a. Intent. No change. Legally compliant internment procedures are to be implemented across MND(SE) in accordance with Refs A and B. There is to be continuous scrutiny at all levels to ensure that appropriate persons only are interned.
 - b. Scheme of Manoeuvre. Internment may take place either as the result of a pre-planned lift operation in response to intelligence or as a reaction to a threat to Coalition

¹ Voluntary Internees are those persons who seek protection from the Occupying Power and who are interned for their own protection. They are not to be interrogated.

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(MPS), regardless of the nationality of the capturing BG². The MPS will allocate a UK Identity Serial Number (ISN) to the internee as they are booked in as well as a US ISN. It is vital that both these numbers are accurately noted on the Internment Record to assist in subsequent tracking of internees and ensure the efficient administration of their case paperwork. Examples of ISNs are as fol:

UK: UKDFO123456DM
US: UK9IZ109725EPW

v. The Internment Record should be photocopied at this stage with a copy retained with by the MPS for use by the JFIT to inform any subsequent interrogation. Annex B will be completed and be issued to the internee. Annex C is also to be completed. These three documents together are the internee paperwork and are all to be processed together. The original Internment Record is to be brought to Div G2 by the Battle Group as soon as the MPS have booked the internee in. A second copy should be delivered to Bde where appropriate with a third copy to be retained by the Battle Group.

(2) Reactive Internment. Where a direct threat to Coalition Forces is identified by troops on the ground an initial arrest should be conducted. The Battle Group Internment Review Officer should then conduct an initial assessment. Should he decide that internment is justified the process highlighted above should then be implemented. The circumstances of the internment, including a assessment of why the individual constitutes a threat, must be detailed in the Internment Record.

(3) Subsequent Procedures. Within 48 hrs Div G2 will review the case, informed by the Internment Record and initial JFIT interrogation, to confirm that the internee should remain interned and what further G2 enquiries might be required. Further reviews may be conducted if required as a result of any subsequent interrogation. A formal review of each case will be conducted by LEGAD HQ MND(SE) 21 days after internment to ensure that the circumstances and evidence justify continued internment. This review will then be followed at the 28 day point by a formal GOCs review to endorse the continued internment. Thereafter reviews will be conducted on an ad hoc basis as any new evidence comes to light. Each review is to be formally recorded on and Internment Review record a copy of which is at Enclosure 3. There are to be at least two reviews a year.

c. Other Tasks.

(1) BG. BGs are to appoint a BG Internee Review Officer (BGIRO) who is responsible to the CO for making the initial decision as to whether an individual is to be interned on the information provided by the patrol. This is likely to be the Bn Ops Offr or IO. It may not be a Service Police Officer, as a conflict of interests is likely to arise. However advice may be sought from the Service Police if a suspect's

² MOUs are being prepared which will provide final direction on the processing of other nation's internees. In the meantime they are to be processed as UK internees with their paperwork annotated with the nationality of the capturing BG.

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activities have been border lining on the criminal. The BGIRO is responsible for maintaining an audit trail which will start following the point of capture through to sustained internment or release of individuals.

(2) JFIT. In addition to other tasks, JFIT is required to liaise with RMP when internees are of no further intelligence value but have admitted to criminal offences.

(3) ICRC. The ICRC is permitted access to internees. ICRC visits are to be included in the Internment Record as necessary. LEGAD is to be informed of any ICRC visit. NGOs – *Amnesty International* etc – seeking access are to be referred to LEGAD, via Div G2

d. Co-ordinating Instructions.

(1) Timings.

- i. Internees are to be delivered to the TIF within 14hrs of capture.
- ii. Reviews are to be conducted at the following intervals:
 - (a) Within 48 hrs of registering at TIH
 - (b) On Day 21 of internment
 - (c) On Day 28 of internment
 - (d) At the 6 mnth point
 - (e) Every 6 mnths after that date.

(2) R2. BGs are responsible for ensuring 1x copy of Annexes B – D are delivered to G2 HQ MND(SE), Bde HQ (less Maysan BG) and BG HQ. Thereafter all R2 is the responsibility of MND(SE) G2.

4. SERVICE SUPPORT. No change.

5. COMMAND AND SIGNAL. No change.

Ack:

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