

Implementing Guidance on Detainee Screening and Processing
For Transfers of Detainees in Afghanistan,
to Guantanamo Bay Naval Station (GTMO)

- A. ~~(S)~~ Consistent with advice resulting from the Principals' Committee meeting of December 20, 2001, US personnel will screen, photograph, fingerprint, and obtain DNA samples from all detainees held by allied Afghan Forces (b)(1), Sec. 1.4(b), Sec. 1.4(c), Sec. 1.4(d)

- B. ~~(S)~~ Definitions applicable to this guidance

(b)(1), Sec. 1.4(b)

- (5) Enemy Combatant (EC): For purposes of this guidance, any person that US or allied forces could properly detain under the laws and customs of war. For purposes of this conflict, an EC includes, but is not necessarily limited to, a member or agent of al Qaeda, the Taliban, or another international terrorist organization against which the United States is engaged in armed conflict.

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- (6) Under DoD Control: When an individual is either in the physical control of DoD or, if in the physical control of another agency, has been designated by the President or his designee for transfer to DoD control.

C. ~~(S)~~ CENTCOM should, as necessary, obtain control over the following enemy combatants:

(b)(1), Sec. 1.4(a)

D. ~~(S)~~ (b)(1), Sec. 1.4(a)

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(b)(1), Sec. The Secretary of the Army has assumed the responsibility for activating a National Detainee Reporting Center (NDRC) to collect, store and process information in regard to Operation Enduring Freedom detainees. This function includes providing Internment Serial Numbers (ISN) for detainees at an appropriate time after being taken into US control. In coordination with the Secretary of the Army and to the extent possible, CENTCOM shall obtain the following identifying information for use, *inter alia*, by any authority subsequently reviewing a detainee's status:

- (1) complete name, including all aliases,
- (2) identifying physical characteristics,
- (3) membership and rank or position in al Qaeda, Taliban, or other organization or group,
- (4) date of birth,
- (5) city and country of birth,
- (6) nationality/citizenship,
- (7) religion,
- (8) name and address of next of kin,

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- (9) date and place of capture,
- (10) capturing unit,
- (11) circumstances of capture,
- (12) general statement of health,
- (13) location of confiscated personal property,
- (14) name and address of person to be notified of the individual's capture,

(b)(1), Sec. 1.4(a), Sec. 1.4(c)

E. ~~(S)~~ CENTCOM will establish a Detainee Review and Screening Team (DRST) for Afghanistan, that will validate the information compiled on each individual for completeness and accuracy to the extent possible. To the extent possible and appropriate, the team will include representatives of DoD (including CITF), DOJ, (b)(1), Sec. and the State Department to assist in evaluating and completing the information. In addition to ensuring all available information has been compiled, for each detainee the team will determine the following:

- (1) that all information from paragraph D, above, that can be practically gathered in Afghanistan has been gathered and made a matter of record; or that the information from paragraph D cannot be obtained because the detainee refuses to provide information; and

(b)(1), Sec. 1.4(a), Sec. 1.4(b)

F. ~~(S)~~ CENTCOM is authorized to transfer to GTMO any detainee that the DRST determines meets the criteria in paragraph C and the requirements in paragraph E, above. In addition:

- (1) Detainees of countries that have officially indicated to the USG that they desire the repatriation of their nationals may be sent to GTMO pending USG development of criteria, consistent with US policy and interests in regard to the

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global war on terrorism, for deciding whether to make such transfers and the establishment of appropriate repatriation mechanisms.

- (2) CENTCOM should notify SecDef and CJCS immediately upon identifying and obtaining control of any citizen of the United States, citizen/national of a coalition-partner nation, or a person whose transfer to GTMO could raise significant policy concerns for the United States. Transfer to GTMO of these individuals will proceed only upon a determination by SecDef or his designee.
 - (3) CENTCOM should notify SecDef and CJCS immediately upon identifying and obtaining control of any detainee age 15 or younger. Transfer to GTMO of these individuals will proceed only upon a determination by SecDef or his designee.
 - (4) CENTCOM should, on a daily basis, keep SecDef and CJCS informed about the movement of detainees to GTMO, using an appropriate mechanism such as the daily SITREP.
 - (5) CENTCOM is authorized to release from detention any individual who does not meet the SecDef guidance for continued detention.
- G. ~~(S)~~ The Principal Deputy Assistant Secretary of Defense (Special Operations and Low Intensity Conflict), and the Deputy General Counsel (International Affairs) will co-chair a Detainee Assessment Team comprising representatives of the Assistant Secretary of Defense for International Security Affairs, CJCS, CITF, and other appropriate DoD officials. This team will help coordinate issues with other agencies as appropriate.
- H. ~~(S)~~ This implementation guidance will be updated and supplemented, as necessary (e.g., to accommodate possible future arrangements with other nations for repatriation of their nationals directly from Afghanistan, etc.).

