



*Issue Title (Anticipated Criminal Population):
R-075 Ryder Item 3, pg 35*

(U) RECOMMENDATION / OBSERVATION:

We cannot overstate the importance of strategic planning in relation to anticipated criminal population trends and facility needs. The experience within the current CPA MOJ Prisons Department is clearly capable of accomplishing a prospectus of needs and a proposed strategic 10-30 year plan. The Iraqi Prison System leadership must be involved in the development process so that they may undertake the task independently upon the CPA's transition of authority to the new Iraqi government. The CPA MOJ Prisons Department should assist the Iraqi Prison System leadership to establish its own professional organization and relationships with other nations' corrections associations (e.g., The American Correctional Association, International Corrections and Prisons Association, etc.).

(U) CURRENT ASSESSMENT:

- National Justice Strategy.

~~(S)~~ FIX / ACTION / CHANGE:

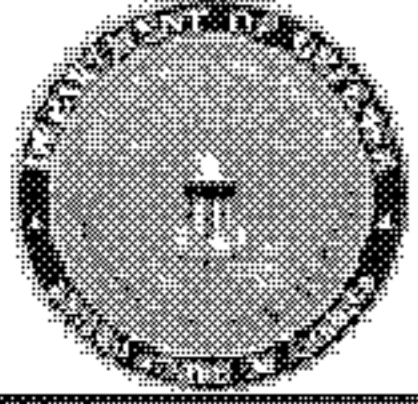
(b)(1)



OPR: OSD

OCR: OSD - Justice

~~SECRET//NOFORN~~
JS AMNESTY/CCR 1907



*Issue Title (Medical Advisor):
R-078 Ryder Near-term, Item 1c, pg 39*

(U) RECOMMENDATION / OBSERVATION:

Retain the services of the military advisor to the MOH charged with overseeing the corrections health care system.

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.

(U) CURRENT ASSESSMENT:

● Being reviewed by Army OTSG, ASD(HA), final report pending.

**OPR: OSD
OCR: OSD**



*Issue Title (MOH Health Care System):
R-079 Ryder Near-term, Item 1d, pg 39*

(U) RECOMMENDATION / OBSERVATION:

Conduct a hiring action retaining the services of a process action team (PAT) as discussed above. (MOH Health Care System)

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.

~~(S)~~ CURRENT ASSESSMENT:

● Being reviewed by Army OTSG, ASD(HA), final report pending.

OPR: OSD

OCR: OSD



*Issue Title (Health Care Consultant):
R-080 Ryder Near-term, Item 1e, pg 40*

(U) RECOMMENDATION / OBSERVATION:

Hire a full time corrections health care consultant to provide a correctional framework for the provision of health care, safety, and sanitation of the facilities. This individual would serve on the senior leadership team for the Department of Prisons.

(U) CURRENT ASSESSMENT:

Being reviewed by ASD(HA), Army OTSG, final report pending.

OPR: CENTCOM
OCR:

(U) FIX / ACTION / CHANGE:

Army Surgeon General and ASD(HA) are reviewing – final report pending.



*Issue Title (Policy to Replacement Units):
R-081 Ryder Near-term, Item 1f, pg 40*

(U) RECOMMENDATION / OBSERVATION:

Forward the health care policy to current and designated replacement units.

~~(S)~~ FIX / ACTION / CHANGE:

Fix: Forward health care policy to current and designated replacement units.

Action: Designated medical teams in MNF-I and CFC-A promulgate their policies and SOPs.

Change: Ensure that all incoming units are properly trained on medical policies and SOPs before working in the detention facilities.

(U) CURRENT ASSESSMENT:

Request Closure.

OPR: CENTCOM
OCR:



*Issue Title (Report/Review Program Progression):
R-092 Ryder Long-term, Item 3c, pg 41*

(U) RECOMMENDATION / OBSERVATION:

Annual review and report of program progression to the Ministry of Justice Department of Prisons and the Ministry of Health.

(U) CURRENT ASSESSMENT:

- Army and ASD(HA) reviewing, final report pending.

(U) FIX / ACTION / CHANGE:

None at this time.

**OPR: OSD
OCR: OSD - Justice**

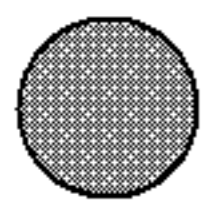


*Issue Title (Fire Safety):
R-100 Ryder Mid-term, Item 2a, pg 44*

(U) RECOMMENDATION / OBSERVATION:

Incorporate emergency operations planning onto the design of all prison renovations and new facility designs. Adequate fire suppression systems must be considered a high priority.

(U) CURRENT ASSESSMENT:



DoD PCO has addressed. Justice has developed policies and drills – even had a fire in which detainees were *bravely* evacuated by Justice personnel!

(S) FIX / ACTION / CHANGE:

Fix: Incorporate emergency operations planning onto the design of all prison renovations.

Action: Work with J4 and Safety to assess detention facility safety.

Change: Ensure the safety of U.S. personnel and detainees.

**OPR: OSD
OCR: OSD - Justice**



*Issue Title (Detainee Training Program):
R-108 Ryder Long-term, Item 3a, pg 45*

(U) RECOMMENDATION / OBSERVATION:

Vocational and educational training programs should be initiated to assist detainees gain marketable skills and their transition back into society.

(U) CURRENT ASSESSMENT:

● USD(P) disputes validity of finding and employing this program. Believe this is a nation building issue that must be addressed best addressed by the ITG.

OPR: USD(P)

OCR: USD(P)

(U) FIX / ACTION / CHANGE:

None at this time.



Issue Title:
R-110 – Mental Health

(U) RECOMMENDATION / OBSERVATION:

Mentally health services must be incorporated into the correctional health care model to appropriately manage mentally ill detainees.

(U) CURRENT ASSESSMENT:

● To the extent appropriate – being addressed by Justice/State with ITG.

OPR: OSD
OCR: OSD

~~(S)~~ FIX / ACTION / CHANGE:

Fix: Mental health services must be incorporated into the correctional health care model to appropriately manage mentally ill detainees.

Action: TF 115 has been put in place.

Change: Appropriate medical health services are available to mentally ill detainees, if needed.



Issue Title (Insufficient Resources to Improve the Iraqi Corrections and Court System): R-111 Ryder

(U) RECOMMENDATION / OBSERVATION:

(1) Near-term (a thru k). Recommendation Synopsis: Immediately hire trained staff in various disciplines to meet workload demand requirements. (2) Mid-term (a thru h). Recommendation Synopsis: Equip with the necessary assets and relax CPA policy positions in order to efficiently and effectively resolve performance issues. (3) Long-term (a thru c). Recommendation Synopsis: Implement the Position Model Plan, amend Iraqi Criminal Law and Procedures, where needed, and prepare to modify CPA orders, directives, policies, and procedures.

(U) CURRENT ASSESSMENT:

● Main focus of the national plan by Justice. Well along the way in rebuilding Iraqi civil/criminal justice system and “rule of law.”

(U) FIX / ACTION / CHANGE:

National Plan – Justice/State

**OPR: OSD
OCR: OSD – DoJ/State**

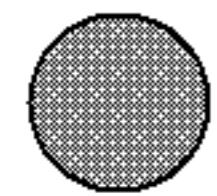


*Issue Title (Disconnect Between MOJ and MOF):
R-113 Ryder Near-term, Item a, pg 49*

(U) RECOMMENDATION / OBSERVATION:

Solve the disconnect between the Ministry of Justice and the Ministry of Finance by implementing an immediate change to the CPA orders/directives and operating procedure to require two signatures on any checks or two signatures on any directives for payment for physical improvements. One of the signatories should be the authorized representative of the Ministry of Finance of and the other signatory should be a representative of the Ministry of Justice. This would enable the Ministry of Justice to insure that the work had been done satisfactory before payment is made. As the process now exists, payment is made by an entity that has no direct interest in the outcome, quality or status of the work being performed.

(U) CURRENT ASSESSMENT:



OBE. No longer applicable. To the extent required – Justice is addressing through DC/PC level on broader finance/appropriations issues.

OPR: OSD

OCR: OSD - Justice

(U) FIX / ACTION / CHANGE:

OBE.



*Issue Title (Hire Juvenile Programs Expert):
R-116 Ryder Near-term, Item d, pg 50*

(U) RECOMMENDATION / OBSERVATION:

CPA should hire a Juvenile Probation/Programs consultant/expert to assist in the development of a model juvenile probation program, placement program, placement options, treatment options and other related services and training therein.

(U) CURRENT ASSESSMENT:

● Part of the National Strategy to rebuild the Iraqi criminal justice system includes a program for dealing with juvenile offenders.

(U) FIX / ACTION / CHANGE:

Justice is addressing in it's National Strategy for Iraq.

**OPR: OSD
OCR: OSD**



*Issue Title (Establish Anti-Corrupt Dept.):
R-120 Ryder Near-term, Item h, pg 50*

(U) RECOMMENDATION / OBSERVATION:

Identify and hire an individual to establish an Anti-Corruption/internal Affairs Department within the Ministry of Justice. While there will be trepidation on the part of the Minister of Justice, such action is necessary to restore and preserve the Iraqi people's confidence in the Justice system. It should be stressed to the Minister of Justice that such departments and procedures exist in all public agencies in the United States and is a critical factor in maintaining the integrity of the public offices and officers.

(U) CURRENT ASSESSMENT:

● Part of the anti-corruption group (Office of Public Integrity) efforts. Corruption endemic in Iraq – being addressed by MOJ, Justice, and Embassy Baghdad.

(U) FIX / ACTION / CHANGE:

Justice's National Strategy attacks corrupt aspects of the Iraqi MOJ and the civil and criminal court systems.

OPR: OSD

OCR: OSD-DoJ/State



*Issue Title (Contract of Judicial Experts) :
R-121 Ryder Near-term, Item i, pg 51*

(U) RECOMMENDATION / OBSERVATION:

Establish a dialogue/relationship with the National Judicial College, the National Council of Juvenile and Family Court Judges, the International Association of Juvenile and Family Court Judges, and other public organizations which specialize in Judicial Education, Judicial Administration and Operations with a goal toward contracting with experts/consultants on a 60 to 90 day presence in Iraq, if this increases the number of qualified persons willing to come to Iraq, to assist in court integration and docket control management issues, on a local and Iraqi wide level. Various Public Defender Agencies and Prosecuting Attorney entities and Court Administration Resource Centers should also be tapped for assistance.

(U) CURRENT ASSESSMENT:

● Justice is funding and following a similar finding as part of their national strategy.

(U) FIX / ACTION / CHANGE:

Justice addressing in it's national strategic attack plan to improve the Iraqi Justice System, and the civil courts of Iraq.

OPR: OSD
OCR: OSD - Justice

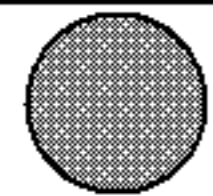


*Issue Title (Rebuild IZ Court Syst.):
R-122 Ryder Near-term, Item j, pg 51*

(U) RECOMMENDATION / OBSERVATION:

CPA should hire a Court Administrator to serve the Ministry of Justice in four primary areas: Court Administration, Technology Implementation, Docket Management, Courts and Courthouse Security. Court Administration would focus on Judicial and Court personnel support and administration assistance. Technology Implementation would concentrate primarily on the development and use of technology and bringing same into each courtroom, courthouse and the linking of courts and courthouses with other regions. Docket Management would be responsible for insuring that the courts are moving forward as quickly as possible with effective docket management systems as well as serve as the central collection point and identifier of best docket management being contemplated and/or used in various locations for broader implementation, and ultimately computerization. Courts and Courthouse Security would be responsible for coordinating and insuring adequate security in the Courts and Courthouses. Over the course of time, this function could be absorbed by one of the existing Iraqi departments of the Ministry of Justice or recognized as an independent department.

(U) CURRENT ASSESSMENT:



Justice is funding and following a similar finding as part of their national strategy.

(U) FIX / ACTION / CHANGE:

Justice addressing in it's national strategic plan to improve the overall functioning of the Iraqi Criminal and Civil Court systems.

OPR: OSD

OCR: OSD – DoJ/State



*Issue Title (Develop Court Admin Dept.):
R-124 Ryder Mid-term, Item a, pg 52*

(U) RECOMMENDATION / OBSERVATION:

Develop a Court Administration Department within the Ministry of Justice, with sufficient assets to serve as a liaison between the courts and the Ministry of Justice with respect to all court administration.

(U) CURRENT ASSESSMENT:

● Justice is working with USAID, State INL to develop a solution.

**OPR: OSD
OCR: OSD - Justice**

(U) FIX / ACTION / CHANGE:

Justice addressing in it's national strategic plan to improve the overall functioning of the Iraqi Criminal and Civil Court systems.



*Issue Title (Establish a Technology TF):
R-126 Ryder Mid-term, Item c, pg 52*

(U) RECOMMENDATION / OBSERVATION:

Establish a Technology Task Force composed of the Court Administrator or his representative, a representative or representatives from the Iraqi Judges, from among the Iraqi Prosecutors, from the Juvenile Division, from the Bureau of Prisons, and any other interested stakeholders to determine the short term and long term technology needs of the courts and their interface with the jails and prisons and to move the Iraqi Criminal Courts from typewriters and carbon copies to computers and docket management systems. The danger of delaying this process will result in different courts being at different stages with different resources and systems. There is no problem with development being at different stages, given a gatekeeper.

(U) CURRENT ASSESSMENT:

- Justice working with MOJ to address.

(U) FIX / ACTION / CHANGE:

Justice working closely on a daily basis with Iraqi MOJ to improve all aspects of court, MOJ (Judges, Prosecutors, etc), and prison operational functioning.

OPR: OSD

OCR: OSD – Justice/State



*Issue Title (Educational Requirements):
R-128 Ryder Mid-term, Item e, pg 52*

(U) RECOMMENDATION / OBSERVATION:

Establish educational requirements for all Juvenile Detention Facilities and secure appropriate educational services.

(U) CURRENT ASSESSMENT:

● The National Strategy to rebuild the Iraqi criminal justice system includes a program for dealing with juvenile offenders.

(U) FIX / ACTION / CHANGE:

Justice working with MOJ to address all aspects to improve the Iraqi Juvenile Justice System.

**OPR: OSD
OCR: OSD**



Issue Title (Amend Iraqi Juvenile Law)
R-129 Ryder Mid-term, Item f, pg 52

(U) RECOMMENDATION / OBSERVATION:

Consider amending Iraqi Juvenile law to allow for the transfer or waiver of juveniles accused of serious offenses into the adult criminal court. Once established this could serve as an alternative disposition to trying Iraqi juveniles for committing serious crimes against coalition forces in a Commission forum.

(U) CURRENT ASSESSMENT:

● Part of the National Strategy to rebuild the Iraqi criminal justice system includes a program for dealing with juvenile offenders.

(U) FIX / ACTION / CHANGE:

Justice discussing all aspects of the Iraqi Juvenile Justice System (i.e., improvements, changes, needs, etc.) with the Iraqi MOJ. National Strategy to address all aspects of Iraqi Juvenile Justice.

OPR: OSD
OCR: OSD - Justice



*Issue Title (Lack of Adult Probation Service):
R-130 Ryder Mid-term, Item g, pg 52*

(U) RECOMMENDATION / OBSERVATION:

Establish an Adult Probation Services Division within the Prison Department with a liaison with the Courts.

(U) FIX / ACTION / CHANGE:

Justice national strategy.

(U) CURRENT ASSESSMENT:

● National Strategy – Justice is addressing.

**OPR: OSD
OCR: OSD – DoJ/State**

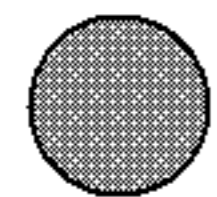


*Issue Title (Failure of Bond/Bail Process):
R-131 Ryder Mid-term, Item h, pg 52*

(U) RECOMMENDATION / OBSERVATION:

Consider revising the current "bond"/"bail" procedures in order to facilitate the release of Criminal Detainees awaiting appearance before the Investigative Courts or awaiting trial when their risk of flight is minimal and they pose no real threat to the community. This would decrease the detainee population.

(U) CURRENT ASSESSMENT:



To the extent Justice believes bail-bondsmen are appropriate, they will address in their development efforts.

(U) FIX / ACTION / CHANGE:

Justice working with the Iraqi MOJ to determine necessity of having bail bondsmen. National Strategy and Plan will address this recommendation if needed.

OPR: OSD

OCR: OSD – DoJ/State



*Issue Title (Review IZ Law):
R-133 Ryder Long-term, Item b, pg 53*

(U) RECOMMENDATION / OBSERVATION:

Review Iraqi Criminal Law and Procedure with Iraqi participation and amend where needed.

(U) CURRENT ASSESSMENT:

● Iraq has penal/corrections legislation – to the extent changes need to be made, Justice will assist in suggesting those revisions to the Iraqi MOJ.

(U) FIX / ACTION / CHANGE:

Iraq Penal Code (IPC) of 1969 and Iraq Criminal Procedure Code (ICPC) of 1972 exists, has been appropriately modified by CPA Orders (as needed), and is referenced in Iraq's Transitional Administrative Law (TAL). The IPC and ICPC are being used in criminal Courts in Iraq.

**OPR: OSD
OCR: OSD DoJ/State**



*Issue Title (Evaluate IZ Constitution):
R-134 Ryder Long-term, Item c, pg 53*

(U) RECOMMENDATION / OBSERVATION:

Evaluate the new Iraqi Constitution (once ratified) and be prepared to modify CPA orders, directives and policies and procedures.

Slide Not Required
Already Closed

(U) CURRENT ASSESSMENT:

- OBE. 2nd Iraqi Constitution to replace Interim will be drafted by the Constitutional convention. CPA/TAL directives and policies will be modified by the ITG process of governing Iraq. Not clear recommendation (relating to CPA) still is applicable – nor that Justice/State standing in for CPA.

(U) FIX / ACTION / CHANGE:

OBE.

OPR: OSD
OCR: OSD-Justice



Issue Title (Establish Military Commissions):
R-144 Ryder

(U) RECOMMENDATION / OBSERVATION:

Establishment of Military Commissions to try persons in Iraq accused of crimes against United States Forces. This includes staffing of sufficient personnel to prosecute and defend as well as the identification of Presiding Judges and other commission support personnel.

- Convene Military Commissions in Iraq and try Iraqi's accused of crimes against United States Forces.
- Consider reconfiguring the Review and Appeals Board to be composed of three other senior members of the command or three senior members of another command, or three members of the U.S. Army Trial Judiciary.
- Convene Military Commissions in Iraq and try Iraqi's accused of crimes against United States Forces.

(U) CURRENT ASSESSMENT:

● Policy is to use the CCCI to prosecute crimes against coalition forces. Any Iraqis charged with War Crimes during Saddam regime are tried in IST. CRRB now incorporates Iraqis (6 Iraqis – MOI, MOJ, MOHR; 3MNFI).

(U) FIX / ACTION / CHANGE:

Closed.

Slide Not Required
Already Closed

OPR: OSD

OCR: OSD - Justice

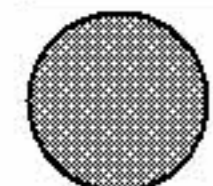


*Issue Title (Central Server):
R-158 Ryder Mid-term, Item b, pg 63*

(U) RECOMMENDATION / OBSERVATION:

CPA should commercialize the connectivity between the detainee facilities and the central server.

(U) CURRENT ASSESSMENT:



Request closure. No longer appropriate.

**OPR: OSD
OCR: OSD - Justice**

(S) Fix/Action/Change

(b)(1)