

U P District Headquarters Pre-Proposal Meeting

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Afghanistan Engineer District



Security Requirements – Section 01040

4 February 2010



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Agenda

- Contractor Status in Afghanistan
- Authorized Weapons Possession
- Rules for the Use of Force
- Right to Self-Defense
- Steps for Escalation of Force
- Interaction with Populace and U.S./Coalition Forces
- Contract Security Plan
- Claims for Security Delays
- On/Off Base and Road Construction Security
- Communication and Reporting
- Screening/Vetting



Contractors/DoD Civilians

- Non-Combatant Status
 - ▶ Cannot engage in active hostilities
 - ▶ Armed for personal self-defense
 - ▶ IF specifically contracted to, armed to secure certain facilities, personnel, or equipment as determined by the contract
- Use of force exposes both DoD Contractor/Civilian and employer to either criminal or civil liability



Weapons Possession and Use

- Possession and use of weapons must be authorized by USFOR-A and specified in your contract
- Carry proof of the authorization to carry a weapon
- Maintain a current training record
- You may possess and use only those weapons and ammunition for which you are qualified and approved
- You may not join Coalition Forces in combat operations
- You must follow Coalition weapon rules for loading and clearing



Purpose of the Rules for the Use of Force (RUF)

- Govern the use of force by armed contractors and DoD Civilians during operations
- Tailored to fit the mission
- Typical provisions include:
 - ▶ Self-defense never restricted
 - ▶ Use of deadly force & non-deadly force
 - ▶ Use only the force necessary for your protection



Individual Self-Defense

You have the right to use necessary and proportional force, including deadly force, to defend yourself against a hostile act or hostile intent



Self-Defense

NECESSARY AND PROPORTIONAL FORCE

- Necessary: Use the required force to defend against attack or imminent attack (hostile acts or expressions of hostile intent)
- Proportional: Must be reasonable in nature, duration, and scope when compared to the threat. Use only the amount of force necessary and authorized to neutralize the threat. Self-defense is for protection, not punishment. The necessary amount of force may be deadly force.



Treatment of Civilians

- Treat civilians with dignity and respect
- Make every effort to avoid civilian casualties
- Civilians will be treated humanely
- If required for purposes of self-defense, you may stop, detain, search and disarm civilian persons who commit a hostile act or are demonstrating hostile intent
- Detained individuals will be treated humanely and turned over to Afghan authorities or Coalition Forces
- DOD civilian personnel and DOD contractor employees armed for contract security/PSC work do not have the authority to question detained individuals



Joseph Barrak / AFP



Interaction with Coalition and Host Nation Forces

- Cooperate with Coalition and Host Nation forces
- Do not aim weapons at Coalition or Afghan Forces
- Do not run or avoid Coalition or Host Nation checkpoints



Odd Andersen / AFP



David Wood, PoliticsDaily.com



Role of Armed Contractors on Construction Projects

Purpose: to protect personnel, supplies, equipment, and fixed facilities purely for defensive reasons.

- Escort Convoys of Supplies and Materials
- Perform Static Site Security
- Personal Protection Details
- Operate Entry Control Points
- Perform Mobile Area Security
- Traffic/Crowd Control



Security Plan Process

1. Government advertises a project with a designated risk rating (low, moderate, high, extremely high)
2. Contractor submits proposal describing general security measures contemplated for the work
3. After award, Government and meet to discuss more security analysis of area
4. Contractor submits contract security plan in accordance with Section 01335 – Submittal Procedures for Projects
5. Government approves/disapproves plan
6. Contractor receives NTP after Government approval



Security Plan Must Have

1. MOI license number of PSC
2. AISA licensed (Yes/No)
3. Armed contractor & subcontractor names
4. Contract number/title/type of work
5. Training Plan for Security Force
6. Contracting agency (USACE-AED)
7. Number/type of weapons authorized
8. POC for company with contact details
9. Government Contracting Officer and COR with contact detail
10. Number of security personnel by type (U.S., Afghan, Other)
11. Company's country of registration/origin
12. Names, photos, and Tazkira numbers of security personnel



Security Plan Coordination

- U.S. Army Corps of Engineers
- Other U.S. and Coalition Forces in the immediate area
- Afghanistan National Security Forces (ANSF)
- Provincial and District Political Leaders
- Local Elders from surrounding towns and villages
- Local Businesses and the General Populace



Claims for Security Delays

- Following a threat or an attack on a USACE contractor or a contractor claims for security delays
- Security Officer will validate the incident and assess the incident's impact to the contract period of performance
- Within 30 days of the incident, if the contractor submits a request for an extension of time, the Government ACO will assess the incident's impact to the construction schedule and as necessary issue a contract modification for additional non-compensable time.



Security for On-Base Projects

- Contractor must provide:
 - ▶ General Perimeter Force Protection and Security
 - ▶ Temporary Fences to Prevent Unauthorized Access
 - ▶ Entry Control Point Security
 - ▶ 24/7 Protection from Vandalism and Theft
 - ▶ Security Escort for all Supplies and Material Entering Base



Security for Off-Base Projects

- Contractor must provide:
 - ▶ General Perimeter Force Protection and Security
 - ▶ Temporary Fences/Walls/Barriers to prevent unauthorized access
 - ▶ Entry Control Point Security
 - ▶ 24/7 Protection from Vandalism & Theft
 - ▶ Security Escort for all Supplies & Material
 - ▶ Roving Patrols of the Project Site and General Area
 - ▶ Guard Towers or Outposts on Over-watching Key Terrain
- Contractors will not:
 - ▶ Pay Anti-Afghanistan Forces not to Attack
 - ▶ Pay ANSF for Protection



Security for Road Projects

- Contractor must provide:
 - ▶ General Perimeter Force Protection & Security
 - ▶ Temporary Fences around Base Camp
 - ▶ Traffic Control Points (TCPs) 300 meters in each direction from the work site with vehicle search teams
 - ▶ 24/7 Protection from Vandalism & Theft
 - ▶ Security Escort for all Supplies & Material
 - ▶ Roving Patrols of the Project Site and General Area
 - ▶ Mobile Guards on Over-watching Key Terrain
 - ▶ IED/UXO Visual Sweeps (Call ANSF or Coalition Forces to Clear IED/UXO threats – Do not attempt to clear yourself!)
- Contractors will not:
 - ▶ Pay Anti-Afghanistan Forces not to Attack
 - ▶ Pay ANSF for Protection



Communication & Reporting

- Communication:

- ▶ 24/7 Communication with Guard Force
- ▶ 24/7 Communication with U.S./Coalition Forces or ANSF
- ▶ Use cell/satellite phones, radios, text messages, email
- ▶ Provide Government with all contact numbers/frequencies/email addresses



- Reports:

- ▶ Accident or attack that results in the death or injury of an Afghan citizen, coalition, or U.S. service member, other government official, or contractor
- ▶ AC/PSC escort which have lost contact with their companies
- ▶ activities that result in significant damage to Afghan or USG vehicles, materials or facilities.
- ▶ Contractor accidental or negligent discharge of a weapon.



Contractor Screening/Vetting

- Submit the names of all employees who will be working in security positions prior to their performance of any such work on this contract.
- The Contractor shall maintain a local hire vetting program for all local hires to include background checks.
- All security personnel will be subject to Biometrics (retinal scan/finger print).
- Biometrics testing results will be vetted with:
 - ▶ Government of the Islamic Republic of Afghanistan (GIROA)
 - ▶ International Security Assistance Forces (ISAF)
 - ▶ U.S. Forces-Afghanistan (USFOR-A)
- Repeated incidents of hiring security personnel on any of the lists of enemy combatants will be grounds for terminating the contract for default.



Questions



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