



DEPUTY SECRETARY OF DEFENSE  
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WASHINGTON, DC 20301-1010

MAY 19 2008

MEMORANDUM FOR SECRETARIES OF THE MILITARY DEPARTMENTS  
CHAIRMAN OF THE JOINT CHIEFS OF STAFF  
UNDER SECRETARIES OF DEFENSE  
COMMANDERS OF THE COMBATANT COMMANDS  
ASSISTANT SECRETARIES OF DEFENSE  
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE  
DIRECTOR, OPERATIONAL TEST AND EVALUATION  
INSPECTOR GENERAL OF THE DEPARTMENT OF DEFENSE  
ASSISTANTS TO THE SECRETARY OF DEFENSE  
DIRECTOR, ADMINISTRATION AND MANAGEMENT  
DIRECTOR, PROGRAM ANALYSIS AND EVALUATION  
DIRECTOR, NET ASSESSMENT  
DIRECTORS OF THE DEFENSE AGENCIES  
DIRECTORS OF THE DOD FIELD ACTIVITIES

SUBJECT: Assignment of Responsibilities for the Office for the Administrative Review  
of the Detention of Enemy Combatants (OARDEC)

- References:
- (a) Secretary of Defense memorandum, Review Authority for Combatant Status Review Tribunals, April 16, 2007
  - (b) Deputy Secretary of Defense memorandum, Revised Implementation of Administrative Review Procedures for Enemy Combatants Detained at U.S. Naval Base Guantanamo Bay, Cuba, July 14, 2006
  - (c) Deputy Secretary of Defense memorandum, Implementation of Combatant Status Review Tribunal Procedures for Enemy Combatants Detained at U.S. Naval Base Guantanamo Bay, Cuba, July 14, 2006
  - (d) DoD Directive 5015.2, DoD Records Management Program, March 6, 2000
  - (e) Joint Task Force-Guantanamo Bay (JTF-GTMO) 05-06 EXORD

Purpose. Proper combatant status classification of detainees in the custody of the Department of Defense and an annual assessment of whether those designated enemy combatants should be released, transferred, or continued in detention remain high priorities of the Department. Effective immediately, this memo assigns responsibilities for the functional oversight of OARDEC and the Combatant Status Review Tribunal (CSRT) and Administrative Review Board (ARB) processes to the Assistant Secretary of Defense for Global Security Affairs.



OSD 06061-08



Applicability. This memo applies to OSD, the Military Departments, the Office of the Chairman of the Joint Chiefs of Staff, the Combatant Commands, the Office of the Inspector General of the Department of Defense, the Defense Agencies, the DoD Field Activities, and all other organizational entities within the Department of Defense (hereafter referred to collectively as the “DoD Components”).

Responsibilities.

The Deputy Secretary of Defense continues to serve as the Designated Civilian Official (DCO) for ARB decisions and as the final review authority for CSRT decisions pursuant to Reference (a).

The Secretary of the Navy shall continue to provide the level of administrative and logistics support currently provided to OARDEC. In this role the Secretary of the Navy shall program and budget for the administrative and logistics support of OARDEC in the execution of the CSRT and ARB processes. Such support shall include fiscal support for civilian personnel, travel and transportation, vehicles, information technology, facilities and security, supplies and equipment, and contracts.

The Assistant Secretary of Defense for Global Security Affairs (ASD(GSA)) under the USD(P) shall provide functional oversight for OARDEC and its primary missions, the CSRT and ARB processes. This includes:

- Providing oversight, direction, and support, as well as set organizational priorities for OARDEC.
- Ensuring the CSRT and ARB processes operate in accordance with References (b) and (c).
- Establishing, maintaining and preserving appropriate records on the CSRT and ARB processes to document organization, functions, policies, procedures, decisions and activities pursuant to Reference (d).

The Director, OARDEC shall exercise the day-to-day leadership of OARDEC personnel and processes.

- The Director of OARDEC will also function as the Convening Authority for the CSRT process.

The General Counsel of the Department of Defense shall provide legal oversight for the CSRT and ARB processes.

The Under Secretary of Defense (Comptroller) shall ensure that the Department of the Navy and the ASD(GSA) provide the funding necessary to properly resource their responsibilities addressed herein and in References (b) and (c) for the CSRT and ARB processes.

The Chairman of the Joint Chiefs of Staff shall:

- Provide staffing support for OARDEC in accordance with an approved Joint Manning Document.
- Coordinate on all requests from the Secretary of the Navy or the ASD(GSA) for support from the Heads of the DoD Components.
- Modify reference (e) as necessary to ensure compliance with this memorandum.

The Heads of the DoD Components shall provide support as requested by the ASD(GSA) to ensure the CSRT and ARB processes are carried out effectively.

A handwritten signature in black ink, appearing to read "Arthur England", with a long horizontal flourish extending to the right.