

(U) MNF-I FRAGO 06-188 [TRAFFICKING IN PERSONS]

(U) SUBJECT: PREVENTION OF TRAFFICKING IN PERSONS IN MNF-I

(U) REFERENCES:

A. (U) MNF-I Framework OPORD, 01 Nov 05

B. (U) Secretary of Defense Memorandum, Subject: Combating Trafficking in Persons, dated 16 Sep 04

C. (U) Under Secretary of Defense Memorandum, Subject: Awareness Training for Combating Trafficking in Persons, 17 Nov 04

D. (U) CENTCOM Memo, Subject: Combating Trafficking in Persons, dated 25 Jul 05

E. (U) Coalition Provisional Authority Order Number 16 (Revised) (Amended), Temporary Control of Iraq Borders, Ports and Airports, 04 Nov 04

F. (U) Title 18, U.S. Code, Sections 1589, 1590, and 1592.

G. (U) Title 22, U.S. Code, Section 7104

(U) TIME ZONE USED THROUGHOUT THIS ORDER: Delta

1. (U) **SITUATION. Change.** An inspection of contracting activities supporting DoD in Iraq revealed evidence of illegal confiscation of worker (Third Country National) passports by contractors/ subcontractors; deceptive hiring practices and excessive recruiting fees, standard worker living conditions at some sites, circumvention of Iraqi immigration procedures by contractor/subcontractors, and lack of mandatory trafficking in persons awareness training. This FRAGO establishes responsibilities within MNF-I for combating trafficking in persons.

2. (U) **MISSION.** No Change.

3. (U) **EXECUTION.** Change.

3.A. (U) **COMMANDER'S INTENT.** No Change.

3.B. (U) **CONCEPT OF OPERATIONS. Change.** MNF-I employs a 3-pronged approach to deter and combat human trafficking by DoD personnel or contractors in Iraq – education and awareness; policy and enforcement; and inspection.

3.B.1. (U) **EDUCATION AND AWARENESS.** All DoD military and civilian personnel, and DoD contractors must receive the mandatory Trafficking in Persons (TIP) awareness training prior to deployment or after arrival in the Command, IAW References C and D.

3.B.2. (U) **POLICY AND ENFORCEMENT.** Contracts must incorporate appropriate language to compel the protection of individual rights (at both contract and subcontract levels); to promote rule of law in Iraq and in the labor recruiting process, and to provide a mechanism to enforce contract compliance.

3.B.3. (U) **INSPECTION.** Leaders must understand the dynamics and indicators of trafficking and be vigilant in correcting or reporting suspected violations or activities. The MNF-I Inspector General will re-inspect trafficking within the Command.

3.C. (U) **TASKS TO SUBORDINATE UNITS AND STAFF. Change.**

- 3.C.1. (U) **MNF-I.**
- 3.C.1.A. (U) **STRATOPS.** (U) Request that Service force providers reiterate the standing requirement to ensure inbound military and civilian personnel receive mandatory TIF training prior to arrival in Iraq required by References C and D.
- 3.C.1.B. (U) **STRATEFF.** Coordinate with MNF-I IG to review inspection findings and coordinate with Dos for an effective media strategy emphasizing the Command's proactive response to the problem.
- 3.C.1.B.1. (U) Coordinate with Dos Chief of Mission on media strategy.
- 3.C.1.C. (U) **R&S.** Serve as staff lead for coordination on TIF prevention in all MNF-I contracting initiatives.
- 3.C.1.D. (U) **IG.**
- 3.C.1.D.1. (U) Conduct follow-up inspection to ensure taskings have been implemented.
- 3.C.1.D.2. (U) Re-inspect worker living conditions and employment practices within 90 days of publication of this order.
- 3.C.2. (U) **MNC-I.** Local contracting offices under MNC-I cognizance will notify contractors and subcontractors at all tiers that worker passports must be returned IAW Title 18 USC NLT 01 May 2006. Base Commanders shall take the necessary steps to bar non-compliant contractors / subcontractors from the installation.
- 3.C.3. (U) **JCC-I/A and GRD/PCO.** JCC/I/A (lead) and GRD/PCO (Support) will accomplish the following:
 - 3.C.3.A. (U) Direct contractors and subcontractors at all tiers to return worker passports in compliance with Title 18, U.S.C., Sections 1589 and 1592, and/or other laws as may be appropriate NLT 01 May 2006, and incorporate specific contract language to restrict the duration of time that travel documents may be controlled by employers for administrative processing, to preserve the intent of Title 18 USC.
 - 3.C.3.B. (U) In accordance with Title 22 USC, Section 7104.g, ensure that all contracts include a "termination without penalty" provision as a TIF prevention measure.
 - 3.C.3.C. (U) Incorporate contract language that requires contractors and sub-contractors at all tiers to provide workers with a signed copy of their employment contract that defines the terms of their employment / compensation (e.g., salary, currency, work hours, overtime, vacation, etc.).
 - 3.C.3.D. (U) Incorporate contract language that prohibits contractors and subcontractors at all tiers from utilizing unlicensed recruiting firms, or firms that charge illegal recruiting fees, and includes appropriate penalties for non-compliance.
 - 3.C.3.E. (U) Require contracts to have measurable, enforceable standards for living conditions (e.g., sanitation, health, safety, etc.), and establish 50 feet as the minimum acceptable square footage of personal living space per worker. Language should include a provision to allow contracting officers to grant a waiver in cases where the existing square footage is within 20% of the minimum and the overall conditions are determined to be acceptable.
 - 3.C.3.F. (U) Require contractors and subcontractors at all tiers to comply with international laws regarding transit/entry procedures, and the requirements for work visas, and incorporate contractual provisions for addressing non-compliance. Contractors will follow all Host Country entry and exit requirements.
 - 3.C.3.G. (U) Advise Contracting Officer's Representative/Quality Assurance personnel to conduct random checks of the areas outlined in Paragraphs 3.C.1.A thru 3.C.1.D to ensure contractors and subcontractors at all tiers are adhering to the legal and ethical standards expected across MNF-I, and aggressively address areas of non-compliance.

MG BARGWELL
DCS STRATOPS

OFFICIAL:

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GEN

ACKNOWLEDGE:

5. (U) **COMMAND AND SIGNAL**. No Change.

4. (U) **SERVICE SUPPORT**. No Change.

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3.D.3. (U) POC is LtCol Brian A. Mace, SIPR: Brian.Mace@s-irag.centcom.smil.mil, CENTRIXS: Brian.Mace@centcom.mti.mil, DSN: (318) 822-2597. This FRAGO was written by LtCol Brian A.

3.D.2. (U) All MNF-I military, civilian, and DoD contract personnel will receive trafficking in persons training IAW DoD and CENTCOM directives, if not already in compliance. The TIP Awareness Training package is available at: <http://www.kkddcjmo.org/portal.html>.

3.D.1. (U) This FRAGO contains enduring guidance and will be included in future drafts of the OPORD/Command Policies and Procedures.

3.D. (U) **COORDINATING INSTRUCTIONS**. Change.

3.C.3.1. (U) Coordinate contract language with AMC FWD, DLA/DCST, and DCMA.

3.C.3.H (U) JCC-I/A will inform Army Materiel Command - Forward (AMC FWD), Defense Logistics Agency (DLA) – DLA Contingency Support Team (DCST), and other theater contracting agencies of the new requirements so they can align with this initiative, and enforce the policies in their contracts.

MEMORANDUM

TO: KBR Project Managers, Deputy Project Managers and Operations Managers ME / CA

FROM: Paul Wilkinson – Training Center Manager, Theater Training Center

RE: Trafficking in Persons Awareness Training

DATE: 13 April 2006

ALCON

As a consequence of *MNF-I FRAGO 06-188 Trafficking in Persons*, there is a requirement for **all KBR theater personnel** to undergo "Trafficking in Persons Awareness Training." The deadline for this training to occur is 1 May 2006 to be in compliance.

To facilitate this task, a power point brief has been prepared and is located on the public drive. Also attached for reference is the FRAGO 06-188 which requires the training, and a student sign in sheet to confirm staff attendance at the training. How you disseminate this information to your personnel is at your discretion so long as the sign in sheet is signed and returned as follows:

The sign in sheet needs to be scanned and returned to mail box **FDXBKR - LOGCAP III HQ ME/CA** by COB 5 May 2006.

Please note that **the training is for awareness purposes only**, it is not mastery type training where assessments would be involved. However, for those staff interested in further information about this phenomenon, there is information on the last briefing slide referring people to an on-line course which is available.

I will act as POC for any queries on this training requirement.

Thank You

Paul Wilkinson