

Bada, Tina -JLT

From: Smith, Shannon -FTAG
Sent: November 19, 2007 5:24 PM
To: Termorshuizen, Cindy -DFA -FTAG; DesRoches, Christian -DFB -FTAG; Borlé, Cyril -DFA -FTAG; Gibbins, Christopher -DFA -FTAG; Noike, Sabine -JLH; Amegan, Karim -JLHA
Cc: Rushworth, Melanie -FTAG; Christoff, James -DFC -FTAG; 'MCCOSHAM.DL@forces.gc.ca'; 'BOS.M@forces.gc.ca'; 'smith.sl2@forces.gc.ca'
Subject: RE: Lines requested by PCO: Transferring Juvenile Detainees

Not sure if they saw the original lines (non-blue); copying them in now. Further to discussion with Cyril, I've made a slight modification to the second to last bullet, for clarity.

Sabine, Karim - grateful for any comments tonight or first thing tomorrow for QP. (please ensure you copy Christian, Cyril and Christopher, as I'll be back at DND)

For Christopher/Christian/Cyril (and DPARL A/Debbie): PCO/Manchak requires these lines by 1000 tomorrow (Tuesday). Note that she will provide the actual question they are seeking an answer for at that time, which of course may result in a requirement for some modifications/other information.

What is the Canadian Forces policy with respect to transferring juveniles to Afghan authorities?

While age is sometimes difficult to determine, Canadian Forces in Afghanistan have clear instructions to treat juvenile detainees with particular care. For example, any juveniles detained by the Canadian Forces are held separately from any detained adults that may be on-site.

Under Afghan law, juvenile prisoners are the responsibility of the Ministry of Justice and in Kandahar they are held in a designated wing of the MOJ prison. Juveniles detained and transferred by the Canadian Forces would be held there.

Our policy is in line with NATO standard operating procedures.

From: Termorshuizen, Cindy -DFA -FTAG
Sent: November 19, 2007 5:04 PM
To: Smith, Shannon -FTAG; DesRoches, Christian -DFB -FTAG; Borlé, Cyril -DFA -FTAG; Gibbins, Christopher -DFA -FTAG
Cc: Rushworth, Melanie -FTAG; Christoff, James -DFC -FTAG
Subject: RE: Lines requested by PCO: Transferring Juvenile Detainees

This looks good to me. Apologies for being out of the loop, but has JLH been consulted?

From: Smith, Shannon -FTAG
Sent: November 19, 2007 4:55 PM
To: DesRoches, Christian -DFB -FTAG; Borlé, Cyril -DFA -FTAG; Gibbins, Christopher -DFA -FTAG
Cc: Termorshuizen, Cindy -DFA -FTAG; Rushworth, Melanie -FTAG; Christoff, James -DFC -FTAG
Subject: RE: Lines requested by PCO: Transferring Juvenile Detainees

Lines below not yet final for EQAMS; awaiting Christopher's/Cindy's review. I'm re-posting just below, incorporating Cyril's proposed additions (in blue); also in blue, see the line DND is providing to O/MND (at their

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request) in answer to a question about whether or not other countries transfer juvenile detainees. This could be added as well (based on NATO OPLAN)

What is the Canadian Forces policy with respect to transferring juveniles to Afghan authorities?

While age is sometimes difficult to determine, Canadian Forces in Afghanistan have clear instructions to treat juvenile detainees with particular care.

For example, any juveniles detained by the Canadian Forces are held separately from any detained adults that may be on-site.

Under Afghan law, juvenile prisoners are held in a designated wing of the Ministry of Justice prison in Kandahar, which is where any juveniles detained and transferred by the Canadian Forces would be held.

Our policy is in line with NATO standard operating procedures.

-----Original Message-----

From: DesRoches, Christian -DFB -FTAG
Sent: November 19, 2007 4:26 PM
To: Borlé, Cyril -DFA -FTAG; Smith, Shannon -FTAG
Cc: Termorshuizen, Cindy -DFA -FTAG; Rushworth, Melanie -FTAG; Christoff, James -DFC -FTAG
Subject: RE: Transferring Juvenile Detainees

PCO/Renata Manchak has just called me asking for our QP lines on detainees/juveniles. Grateful if you guys could either 1) send her the lines once they are finalized, or b) send them to me so that I can take care of it.

Thanks,

CD

-----Original Message-----

From: Borlé, Cyril -DFA -FTAG
Sent: November 19, 2007 4:23 PM
To: Smith, Shannon -FTAG
Cc: Termorshuizen, Cindy -DFA -FTAG; Rushworth, Melanie -FTAG; DesRoches, Christian -DFB -FTAG; Christoff, James -DFC -FTAG
Subject: RE: Transferring Juvenile Detainees

Shannon,

With regards to the third/last point, I would add "Under Afghan law" at the start, and "Ministry of Justice" in front of "prison in Kandahar....."

Cyril

-----Original Message-----

From: Smith, Shannon -FTAG
Sent: November 19, 2007 4:13 PM
To: Termorshuizen, Cindy -DFA -FTAG; Gibbins, Christopher -DFA -FTAG
Cc: Rushworth, Melanie -FTAG; DesRoches, Christian -DFB -FTAG; Christoff, James -DFC -FTAG; Borlé, Cyril -DFA -FTAG
Subject: FW: Transferring Juvenile Detainees

A couple of questions today made reference to the fact that the juveniles are/may be among those transferred to Afghan authorities. In the middle of QP, O/MND requested lines from D PARL A on this issue, and they provided the lines below, which - fortunately - they had already developed, and had approved the week prior to the documents being released.

14/01/2010

Christopher, you've seen this before in the context of the overall anticipatory Q&A note D PARL A circulated here a week and a half ago; but thought you should both have another look for any desired modifications before I enter these in EQAMS

Shannon

-----Original Message-----

From: MCCOSHAM.DL@forces.gc.ca [mailto:MCCOSHAM.DL@forces.gc.ca]

Sent: November 19, 2007 3:43 PM

To: Smith, Shannon -FTAG

Subject: Transferring Juvenile Detainees

Hi Shannon,

As discussed, here are our lines on the transfer of juvenile detainees:

What is the Canadian Forces policy with respect to transferring juveniles to Afghan authorities?

While age is sometimes difficult to determine, Canadian Forces in Afghanistan have clear instructions to treat juvenile detainees with particular care.

For example, any juveniles detained by the Canadian Forces are held separately from any detained adults that may be on-site.

Juvenile prisoners are held in a designated wing of the prison in Kandahar, which is where any juveniles detained and transferred by the Canadian Forces would be held.

Debbie McCosham
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