MEMORANDUM FOR CHAIRMAN OF THE JOINT CHIEFS OF STAFF
UNDER SECRETARY OF DEFENSE FOR POLICY
UNDER SECRETARY OF DEFENSE FOR INTELLIGENCE
COMMANDERS OF THE COMBATANT COMMANDS
GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE

DEC 12 2013

SUBJECT: (TS//NF) Department of Defense Implementation of the Presidential Policy Guidance on “Procedures for Approving Direct Action Against Terrorist Targets Located Outside the United States and Areas of Active Hostilities”

(TS//NF) The President issued policy and procedural guidance for reviewing and approving direct action against terrorist targets located outside the United States and areas of active hostilities on May 22, 2013. I approve the attached memorandum that establishes DoD procedures to implement this Presidential Policy Guidance (PPG).

Attachment:
As stated
7. (TS//NF) Congressional Notification Requirements. The PPG requires prompt notification to appropriate Members of Congress when an operational plan is approved, when authority is expanded for directing lethal force against targets other than identified HVTs, and after a direct action operation subject to the PPG is conducted.

a. (TS//NF) The Under Secretary of Defense for Policy is responsible for drafting, coordinating, approving, and delivering appropriate written and oral notifications to the Chairman and the ranking minority member of the Armed Services committees and the Defense Appropriations subcommittees within 48 hours after a counterterrorism direct action operation. Written notifications, in addition to PPG requirements, will contain, as applicable:

b. (S) The Under Secretary of Defense for Intelligence will provide appropriate notifications to the Intelligence committees following written notifications to the Armed Service committees and Defense Appropriations subcommittees.

c. (TS//NF) Notifications for new operational plans, or expansion of authorities under existing operational plans, will be submitted to Congress within 7 days after receipt of notification of approval from the NSS.
d. (TS//NF) The PPG also provides that appropriate Members of Congress will be provided, no less than every three months, updates on the Under Secretaries for Policy and Intelligence will collaborate on these updates to ensure uniform presentation to the Defense and Intelligence oversight committees.

8. (TS//NF) Post-Operation Report to the NSS. The PPG requires providing to the NSS within 48 hours after taking direct action a report that includes the following preliminary information: a description of the operation, a summary of the basis for determining that the operation met the applicable criteria contained in the operational plan; an initial assessment of whether the operation achieved its objective; an assessment of the number of combatants killed or wounded; a description of any collateral damage; a description of all munitions and assets used as part of the operation;