

HEADQUARTERS
UNITED STATES EUROPEAN COMMAND
UNIT 30400
APO AE 09131

DIRECTIVE
NUMBER 45-4, Change 1

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LEGAL

Administration of Military Justice

1. USEUCOM Directive 45-4, 23 April 2001, is changed as follows:

a. Change current para. 7f to para. 7g.

b. Insert new para. 7f:

f. Director of Plans and Policy and Chief of Staff, George C. Marshall European Center for Security Studies (Marshall Center). Pursuant to 10 U.S.C. § 164, the Director of Plans and Policy (ECJ5) and the Chief of Staff for the Marshall Center are designated superior MSC and MSC, respectively, for the purposes of nonjudicial punishment, (NJP) administrative actions, and collateral administrative actions concerning Marshall Center military personnel.

2. Change the second sentence of para. 8b(3) to read:

(3) Directors and Office Chiefs are not commanding officers under Service regulations unless also designated as a Service Element Commander or Multi-Service Commander.

3. Insert a new para. 8k:

k. George C. Marshall European Center for Security Studies (Marshall Center) Personnel: Pursuant to reference e, the following policies are established:

(1) While such responsibility is shared with the Director of Plans and Policy (ECJ5), the Chief of Staff for the Marshall Center is primarily responsible for the day-to-day health, welfare and good order and discipline of military personnel assigned to the Marshall Center.

(2) The Chief of Staff for the Marshall Center shall publish rules and regulations establishing uniform policies applicable to the personnel of all Services within the Marshall Center, where appropriate.

(3) The Director of Plans and Policy and the Chief of Staff for the Marshall Center shall apply the regulations of the member's Service when conducting NJP proceedings for Marshall Center military personnel. Appeals and other actions involving review of NJP imposed by the Director of Plans and Policy or Chief of Staff for the Marshall Center will follow the appropriate regulations of the member's Service and this Directive. Collateral processing, such as personnel and finance actions and unfavorable notations in selection records and personnel files, will be accomplished within the member's Service channels.

(4) Discipline within the Marshall Center will normally be administered by the Chief of Staff for the Marshall Center; however, the Chief of Staff may refer cases, such as those involving officer misconduct, to the Director of Plans and Policy (ECJ5) for resolution. The Director of Plans and Policy, in the capacity of superior MSC, with regards to Marshall Center military personnel, reserves the right to remove any case from the consideration of the Chief of Staff and dispose of the case as the superior MSC and further, reserves the right to act if the Chief of Staff declines to take adverse administrative action or administer NJP.

4. Insert the following new para. 9g(3):

(3) Appeals of NJP imposed by the Chief of Staff for the Marshall Center will be acted upon by the appropriate Service Element Commander, unless limited by Service regulations. Appeals of NJP imposed on Marshall Center personnel by the Director of Plans and Policy will be acted upon by the Chief of Staff, HQ, USEUCOM (ECCS).

5. Add the following information to the Nonjudicial Punishment (NJP) Appellate Authority Matrix located in Appendix C:

If NJP is imposed by: Chief of Staff for the Marshall Center
Appeal goes to: Service Element Commander

If NJP is imposed by: Director of Plans and Policy
Appeal goes to: Chief of Staff, HQ, USEUCOM

FOR THE COMMANDER IN CHIEF:

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