



**DEPARTMENT OF THE ARMY**  
104TH AREA SUPPORT GROUP  
UNIT 20193, BOX 0001  
APO AE 09165-0001

AETV-HUG-GR

27 August 2004

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Command Policy (CP) 0-7, Facility Use by Parties That Do Not Belong To the U.S. Forces

1. REFERENCES:

- a. The NATO Status of Forces Supplementary Agreement, 18 March 1993
- b. USAREUR Regulation 1-3, International Agreements and Third-Party Agreements, 21 May 1985.
- c. USAREUR Regulation 12-16, Mutual Logistic Support between the United States (U.S.) Army and Governments of Eligible Countries, NATO Subsidiary Bodies, and United Nations Organizations, 15 April 1997.

2. PURPOSE: This policy regulates use of U.S controlled facilities by non-U.S. parties (e.g., Host Nation (HN) clubs, associations, municipalities, and police forces).

3. BACKGROUND: The HN owns the facilities that are used and controlled by the U.S. Forces in Germany. The HN provides the facilities to us for defense purposes and for the welfare of our personnel (reference 1a). Unregulated use by parties that do not belong to the U.S. Forces denies us the full and unobstructed use of the facilities, causes financial loss (since payments which might accrue to the HN or the U.S Forces from regulated use may not be collected), reduces the likelihood that the HN will provide other facilities for our use and, above all, presents us with a liability risk.

4. APPLICABILITY: This policy applies to all 104th Area Support Group (ASG) agencies, Base Support Battalions, tenant organizations and all personnel within the 104<sup>th</sup> ASG area of responsibility (AOR).

5. POLICY: Use of facilities within the 104<sup>th</sup> ASG AOR by parties that do not belong to the U.S. Forces will only be permitted by a formal written agreement between HQ USAREUR/7A (the signature authority for Army in Europe international agreements), the appropriate HN authorities and the co-user.

6. PROCEDURES: Commanders who receive requests to use facilities in the 104<sup>th</sup> ASG AOR should contact the ASG Government Relations Office for assistance in processing them.

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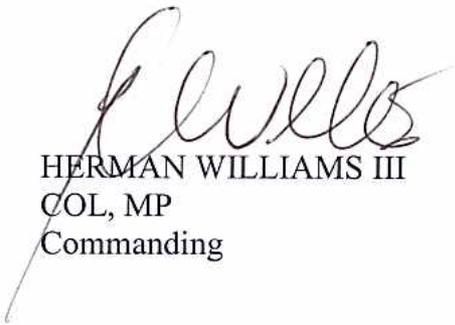
7. EXCEPTIONS: This policy does not apply to:

a. Activities or actions that are governed by their own respective regulations (for example, German-American fests, U.S.-sponsored events, contracts, and easement rights).

b. Facility use by the Bundeswehr and other NATO or United Nations organizations, which is covered by USAREUR Regulation 12-16 (reference 1c).

8. Questions concerning specific situations pertaining to the facility use by parties that do not belong to the U.S. Forces should be directed to the 104<sup>th</sup> ASG Agreement Manager at DSN 323-3880.

9. This policy memo supersedes 104<sup>th</sup> ASG Command Policy 0-7, "Joint Use of Facilities," dated 7 January 2002.



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Commanding