

UNCLASSIFIED



Operation Unified Response

International and Military Law Issues in Foreign Disaster Relief

LTC Jack Ohlweiler
Chair, Administrative and Civil Law Department
The Judge Advocate General's Legal Center and School
(434) 971-3352

UNCLASSIFIED



12 January 2010 1643(L)



According to the U.S. Geological Survey, the most powerful earthquake (7.0 magnitude) to hit Haiti in a century struck 12 January 2010 shortly before 1700 and was centered about 10 miles southwest of Port-au-Prince. It was felt strongly in eastern Cuba, more than 200 miles away.



Major damage to the Port-au-Prince seaport, loss of air control tower & perimeter roads at the airport and major building collapses severely complicated initial search & rescue and relief delivery efforts. Thousands of injured Haitians and missing AMCITs required 24/7 medical & long term recovery team efforts.

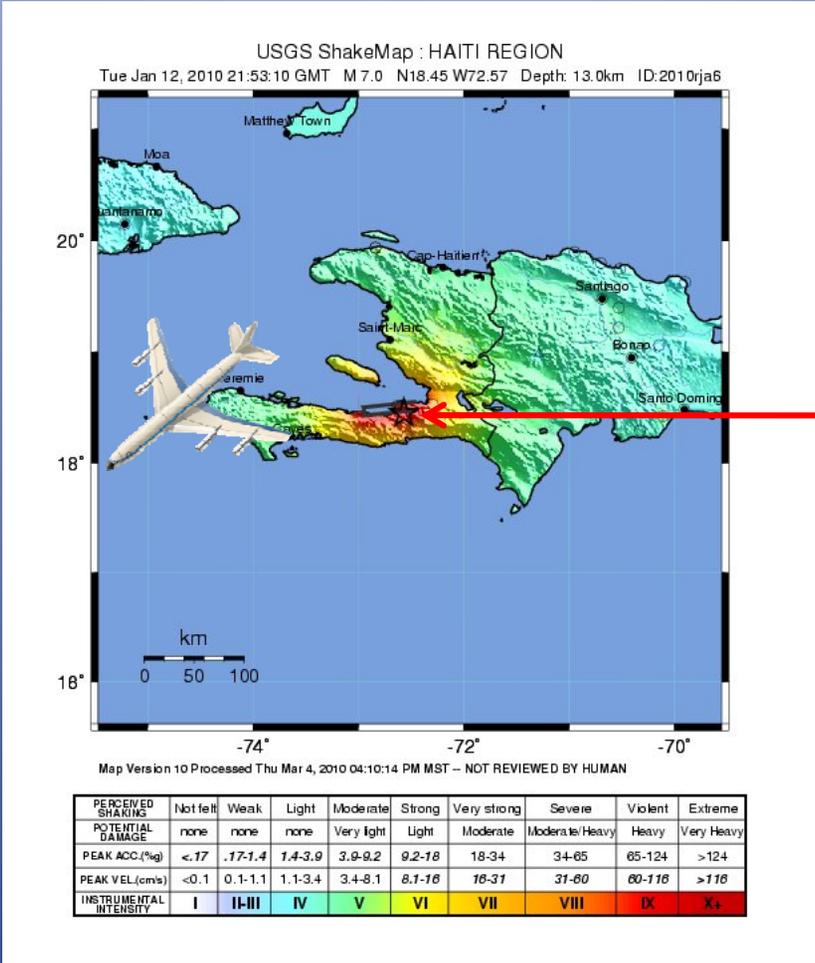


12 January 2010 1643(L)



Dwellings

- ~100,000 Destroyed
- ~190,000 Damaged
- ~1,300,000 IDPs



Causalities

- ~220,000 killed
- ~300,000 injured



= JTF-H

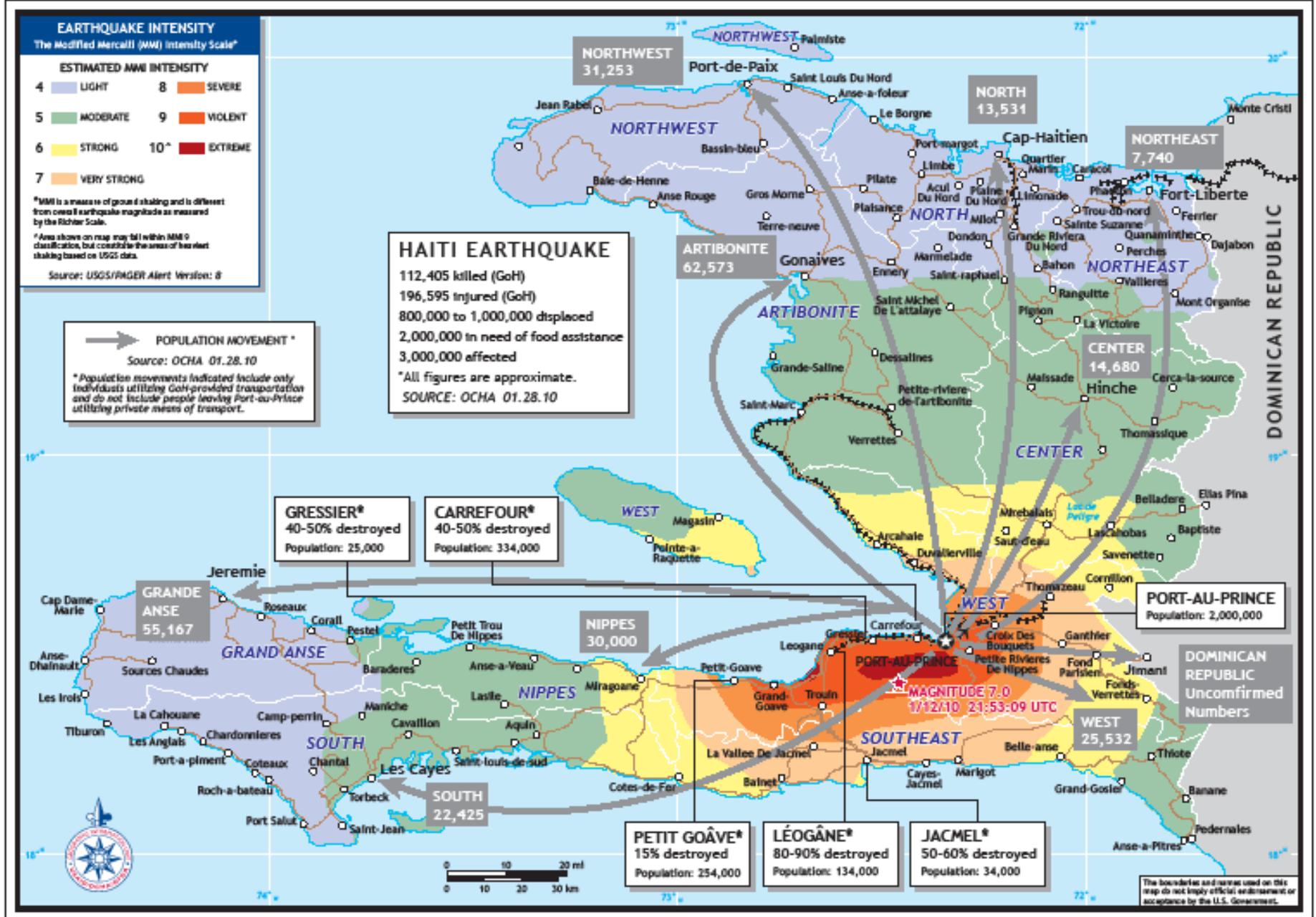


Haiti Background

- Approximately the size of Maryland
- Population of 9 million prior to Earthquake
 - 5 percent of the population killed or injured
 - Localized percentages much higher
- Brief History of Haiti
 - History of US involvement
 - 80% of population under the poverty line
 - Recent history of political unrest
 - UN Peacekeepers Deployed since 2004



EARTHQUAKE-AFFECTED AREAS AND POPULATION MOVEMENT IN HAITI



UNCLASSIFIED

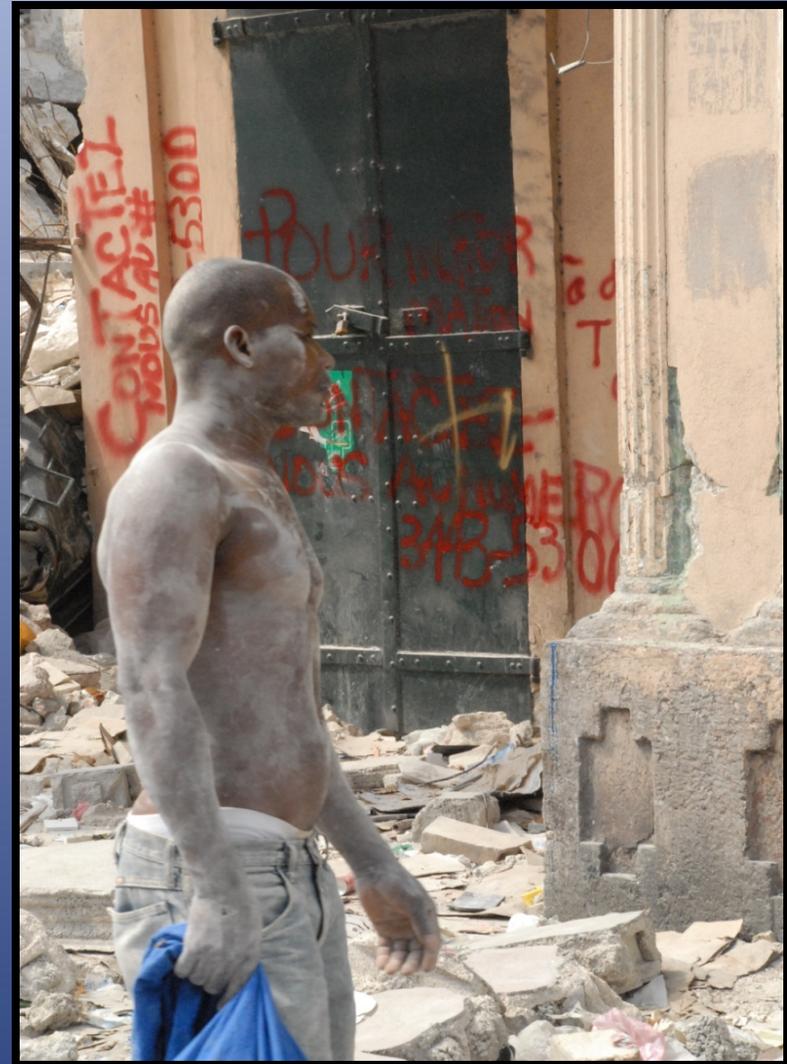


Wide-Spread Destruction





Wide-Spread Destruction



UNCLASSIFIED



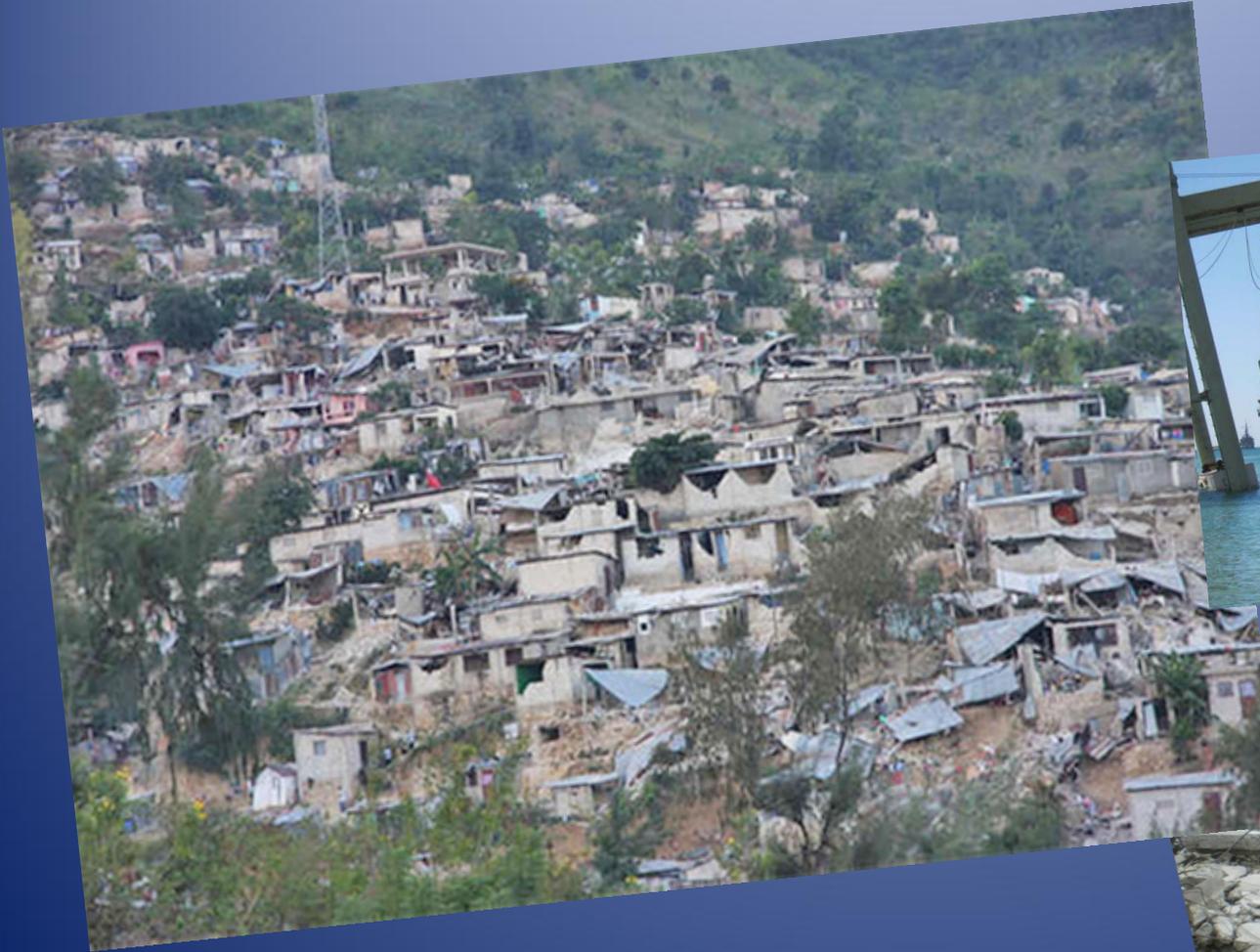
Wide-Spread Destruction



UNCLASSIFIED



Wide-Spread Destruction





Wide-Spread Destruction



UNCLASSIFIED



Wide-Spread Destruction



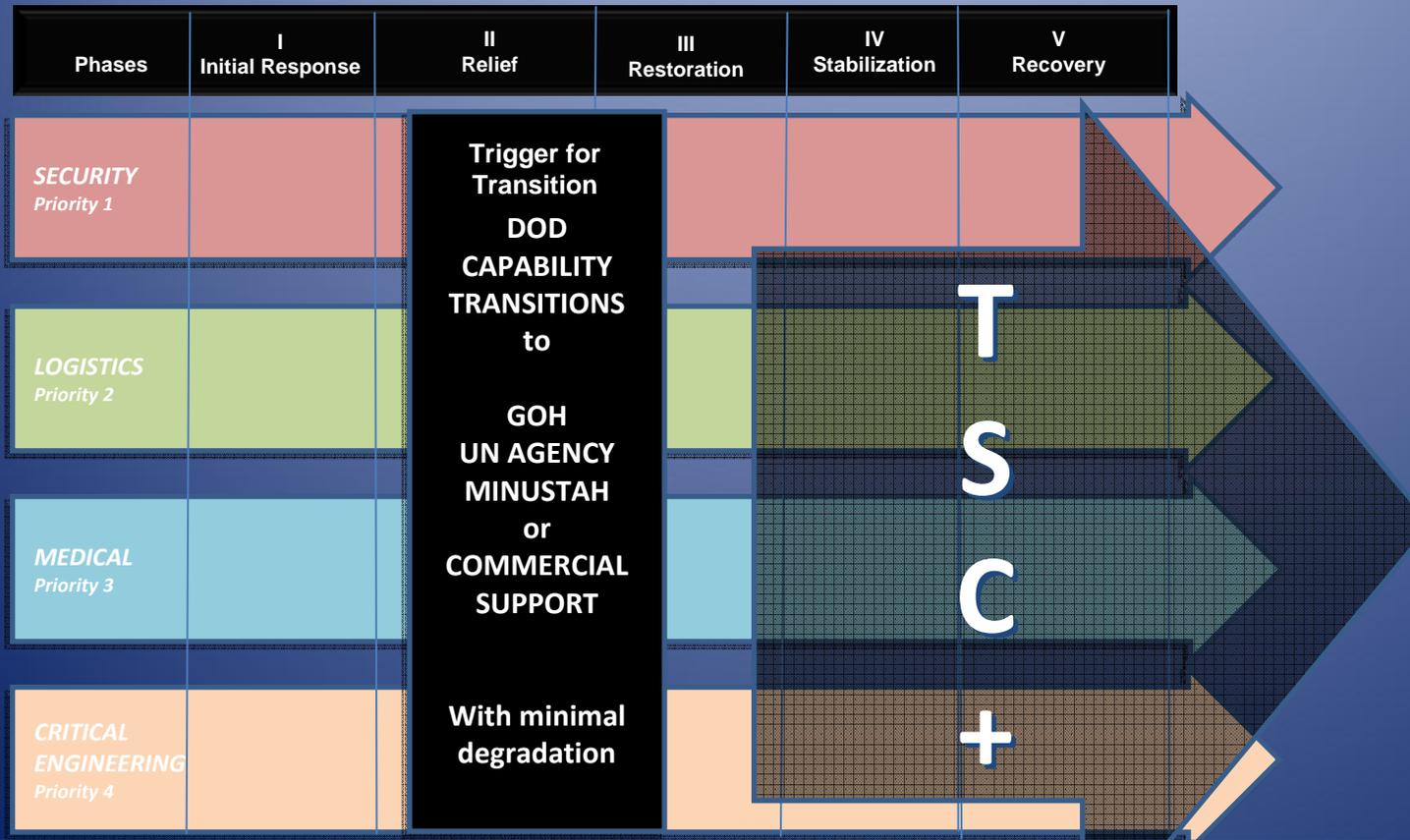


Strategic Framework

Joint Task Force – Haiti conducts Foreign Disaster Relief in support of the US Agency for International Development (USAID) to support the GoH (Government of Haiti) and MINUSTAH (United Nations Stabilization Mission in Haiti) by providing localized security, facilitating the distribution and restoration of basic human services, providing medical support, and conducting critical engineering operations in order to alleviate human suffering and provide the foundation for the long term recovery of Haiti



Each Line of Operation is Phase Independent



National
Endstate: GOH with support of UN/MINUSTAH capable of maintaining restored basic human services and local population security, providing governance and reconstruction oversight.

Military Endstate:
 Lives safeguarded, human suffering alleviated, and GOH, UN/MINUSTAH no longer require significant U.S. military support.

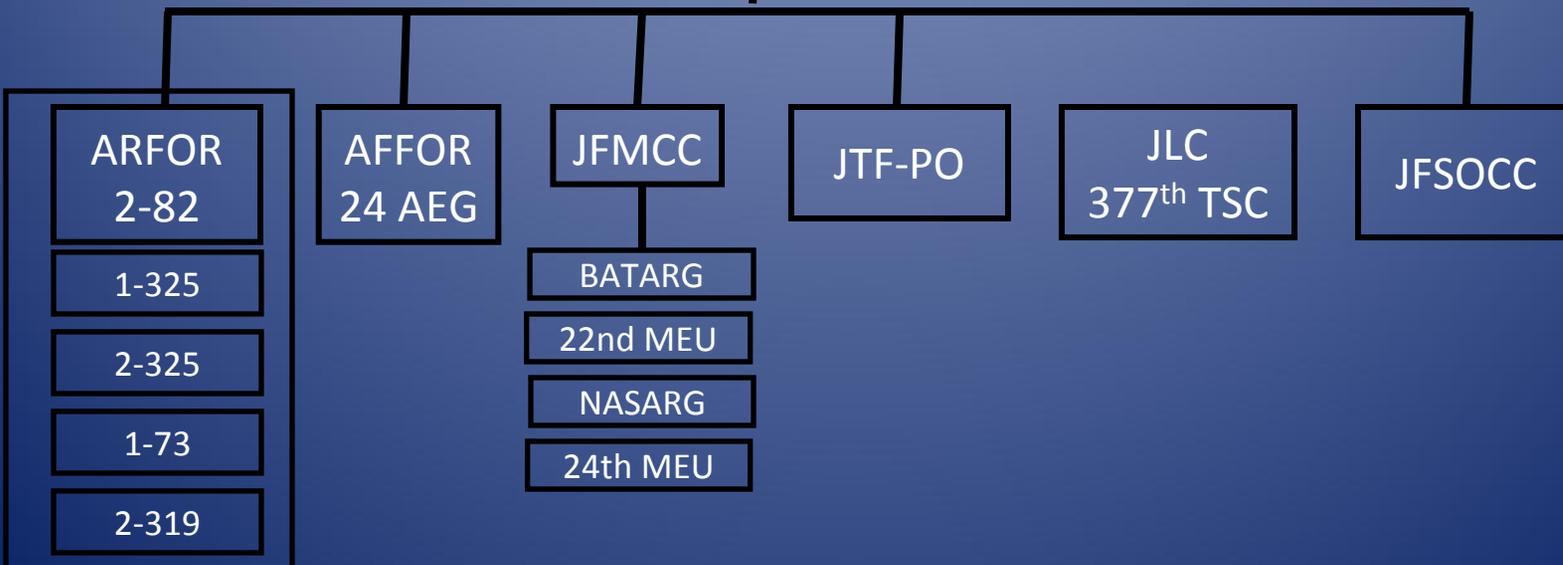
CONTINUOUS SHAPING OF CONDITIONS FOR TRANSITION



Task Organization

In support of the Government of Haiti ICW the United Nations

Total Assets
22,000 personnel
33 ships
3300 sorties





Legal Basis for Military FDR



- DOD Directive 5400.46
- Oslo Guidelines
- Joint Publication 3-29:
 - DOS/USAID/OFDA is the lead Agency
 - “military assets should be [used] only where there is no comparable civilian alternative and only when the use of military assets can meet a critical humanitarian need”
 - Military assets used in FDR “must be unique in capability and availability”



HA/DR Legal Issues



1. Rules of Engagement / Escalation of Force (ROE / EOF)
2. Fiscal Law – Overseas Humanitarian Disaster Assistance Civic Aid (OHDACA)

UNCLASSIFIED



ROE = Security





ROE / EOF



1. Re-training EOF

- Threat Assessment v. Threat Deterrence
- De-escalation v. Disengagement

2. Detention





ROE/EOF

3. Deadly Force

- Protecting self/force/others
- Warning Shots
- Designated Property





Fiscal

- Overseas Humanitarian Disaster and Civic Aid
 - Legislative History
 - Other Recent FDR
 - Runway/Port/Road Repair
 - Food, Water, Medical Aid, Shelter
 - Debris Removal

UNCLASSIFIED



Fiscal



- Food, Water, Medical Aid, Shelter



UNCLASSIFIED



Fiscal



- Runway/Port/Road Repair





Fiscal



- Debris Removal

20 million cubic meters of disaster generated debris





Other Legal Issues



- Claims
- Immigration/Adoption
- Personnel/AmCitz Recovery
- UNESCO World Heritage Sites





Accomplishments



Airport

- Repaired and opened airfield
- 4,000 sorties into Haiti
- 18,000 short tons of supplies
- 27,000 Passengers
- 16,000 AmCitz evacuated
- 400 adoptees evacuated
- 122 AmCitz remains recovered

Shelter

- Supported distribution of emergency shelter for 811,000 people
- Engineering assessments of 2000+ structures and 283 acres
- 87 blocks of rubble removed

Secure Environment for HA/DR

- Sustainable support system confirmed across population
- Service Members provided:
 - 2.3 million meals
 - 17 million pounds of bulk food
 - 2.6 million bottles of water

Seaport

- Reopened Damaged Port
- Doubled port capacity
- 9000 TEU offloaded; 10.3K Standard tons
- Enabled APN to assume security, cargo and scheduling of port

Medical Support

- 19,000 patients treated
 - 1025 surgeries
 - 1500 admissions
- 250+ MEDEVACs
- 75 tons of medical supplies distributed



What People Really Want to Know . . .

- ✓ Living Conditions
- ✓ Working Conditions
- ✓ What I Wish I Brought . . .

UNCLASSIFIED



Living Conditions



UNCLASSIFIED



Airborne Inn South



UNCLASSIFIED



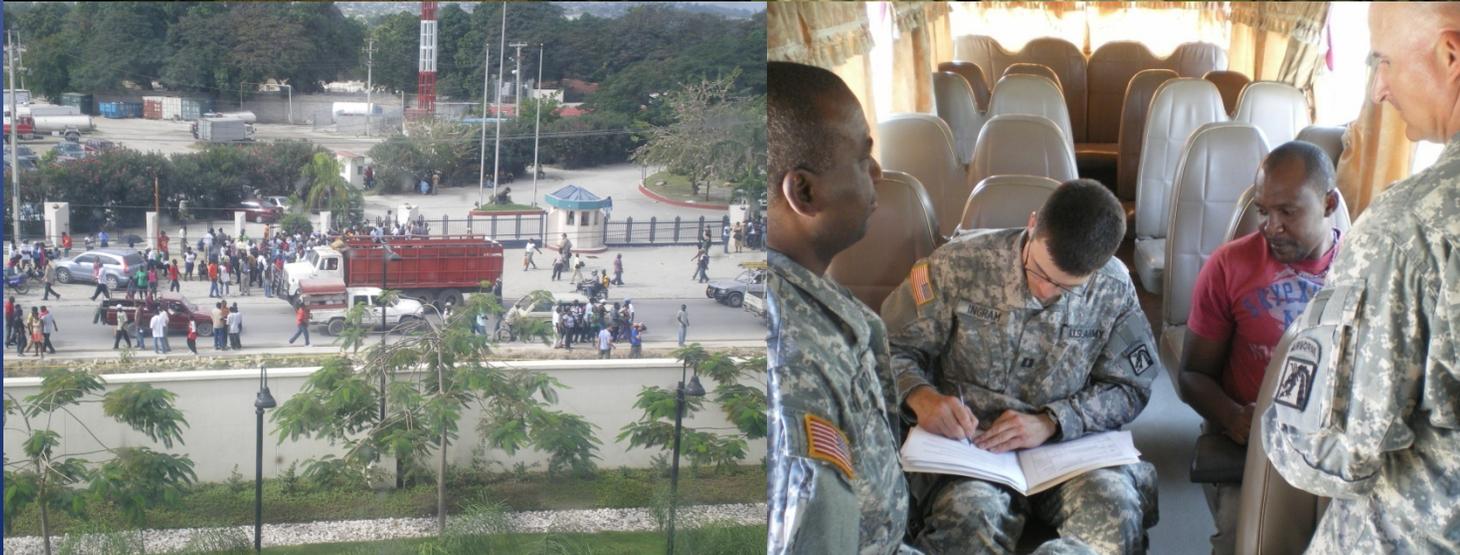
One Stop Shop



UNCLASSIFIED



Working Conditions



UNCLASSIFIED



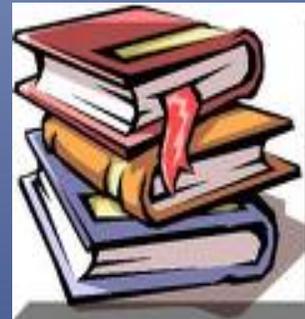
Working Conditions





What I Wish I Brought . . .

- ✓ Wet Wipes
- ✓ Socks, socks, and more socks
- ✓ Entertainment/Comfort Items
 - ✓ IPOD Movies
 - ✓ Books
 - ✓ Cigars
 - ✓ Snacks



UNCLASSIFIED



Conclusion

