



DEPARTMENT OF THE NAVY  
OFFICE OF THE JUDGE ADVOCATE GENERAL  
1322 PATTERSON AVENUE SE SUITE 3000  
WASHINGTON NAVY YARD DC 20374-5066

IN REPLY REFER TO

JAGINST 3300.1A CH-3  
JAG 10.3  
17 February 2004

JAG INSTRUCTION 3300.1A CHANGE TRANSMITTAL 3

From: Judge Advocate General

Subj: JAG BILLETS REQUIRING SPECIAL OR DETAILED KNOWLEDGE OF THE  
LAW OF ARMED CONFLICT AND TRAINING OBJECTIVES FOR NAVY JUDGE  
ADVOCATES IN SUCH BILLETS

Ref: (a) JAG INSTRUCTION 3300.1A

Encl: (1) Revised Detailed Knowledge Billets  
(2) Revised Special Knowledge Billets

1. Purpose. To publish a revised listing of Judge Advocate General billets which have been identified as requiring the incumbent to have detailed or special knowledge of the law of armed conflict.
2. Change. Replace enclosures (1) and (2) of current instruction with revised enclosures (1) and (2) provided herein.
3. Cancellation. This change should be retained until incorporated in a forthcoming revision of reference (a).

  
MICHAEL F. LOHR

Distribution:  
JAG Special List 40

Copy to:  
Director, JA Division HQMC  
TJAGSA Charlottesville, VA



DEPARTMENT OF THE NAVY  
OFFICE OF THE JUDGE ADVOCATE GENERAL  
200 STOVALL STREET  
ALEXANDRIA, VA 22302

CH-3 INCORPORATED

IN REPLY REFER TO

JAGINST 3300.1A  
JAG:103  
22 August 1983

JAG INSTRUCTION 3300.1A

From: Judge Advocate General

Subj: JAG Billets Requiring Special or Detailed Knowledge of the Law of Armed Conflict and Training Objectives for Navy Judge Advocates in such Billets

Ref: (a) SECNAVINST 3300.1A  
(b) CNO Memo 00/500402 of 19 Aug 1980 (NOTAL)  
(c) OPNAVINST 3300.52

Encl: (1) Detailed Knowledge Billets  
(2) Special Knowledge Billets  
(3) Special Knowledge Training Objectives  
(4) Detailed Knowledge Training Objectives

1. Purpose. To publish a revised listing of JAG billets which have been identified as requiring the incumbent to have detailed or special knowledge of the law of armed conflict, and to repromulgate training objectives for Navy judge advocates assigned to such billets.

2. Cancellation. JAG Instruction 3300.1.

3. Information

a. Reference (a) requires the Judge Advocate General to formulate broad objectives for training programs, and to ensure training in the law of armed conflict of Navy judge advocates assigned to billets requiring detailed knowledge of the law of armed conflict. This instruction lists those billets requiring judge advocates with detailed or special knowledge of the law of armed conflict. It is anticipated that the incumbents of the detailed knowledge billets listed in enclosure (1) will be required to devote considerable time and expertise to aspects of the Law of Armed Conflict Program, while the incumbents of the special knowledge billets listed in enclosure (2) will spend only part time on this subject.

b. In reference (b), the Chief of Naval Operations emphasized to certain officers in command the importance of involving their staff judge advocates in the formulation and review of rules of engagement, operations, plans, and other aspects of combat operations to ensure their consistency with U.S. law and policy and the international law of armed

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conflict. In reference (c) the CNO required officers in command, commensurate with their levels of responsibility, to ensure that their judge advocates have been granted appropriate clearances and access to classified information to carry out their responsibilities under reference (a) and this instruction.

c. The JAG will take steps to ensure that personnel assigned to the billets listed in both enclosures (1) and (2) are adequately trained in accordance with the training objectives set forth in enclosures (3) and (4) so as to be able to advise their commanders independently and expeditiously on all matters involving questions of U.S. law and policy and the international law of armed conflict.

#### 4. Action

a. All Navy judge advocates assigned to the billets listed in enclosures (1) and (2) shall receive sufficient training in the law of armed conflict to meet the appropriate objectives listed in enclosures (3) and (4).

b. Addressees are requested to review enclosures (1) and (2) for completeness. Recommendations for additions or deletions to either list should be submitted to JAG (Codes 10 and 61).

c. Addressees with billets listed in enclosures (1) and (2) are requested to advise JAG (Code 61) of requirements for training in the law of armed conflict of present and prospective incumbents.



JAMES J. McHUGH

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**JUDGE ADVOCATE  
DETAILED KNOWLEDGE BILLETS**

| <u>Billet</u>   | <u>Grade</u> |
|---|--------------|
| Head, Operational Law<br>Branch, International Law<br>Division, OJAG (10.3)   | O-5          |
| Head, Law of Armed Conflict<br>Branch, International Law<br>Division, OJAG (103) <sup>1</sup>   | O-5/0-4      |
| Legal Advisor, Deputy Chief of<br>Naval Operations (Plans, Policy<br>and Operations) (N3/N5)  | O-6          |
| Director of Legal Affairs, SACLANT  | O-6          |
| Staff Judge Advocate<br>Naval Special Warfare Command   | O-6          |
| Staff Judge Advocate<br>Naval Special Warfare Dev Group<br>(2 billets)  | O-4/0-3      |
| <b>Staff Judge Advocate/Legal Advisor,<br/>Combined or Combatant Command<sup>2</sup></b><br>CDRUSPACOM<br>CDRUSCENTCOM<br>CDRUSSOUTHCOM<br>CDRUSSOCOM<br>CDRUSEUCOM<br>CDRUSSRATCOM<br>CDRUSTRANSCOM<br>CDRUSNORTHCOM<br>CDRUSJFCOM | O-6          |

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<sup>1</sup> Normally filled by USMC

<sup>2</sup> Nominative Billets

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**Assistant SJA/Legal Advisor  
Combined or Combatant Command**

0-5/0-4

CDRUSPACOM  
CDRUSCENTCOM  
CDRUSSOUTHCOM  
CDRUSSOCOM  
CDRUSEUCOM  
CDRUSSTRATCOM  
CDRUSNORTHCOM  
CDRUSTRANSCOM  
CDRUSJFCOM  
JWFC

Deputy Judge Advocate UNC/USFK/EUSA  
ADDU SJA CNFK Deputy JA US/ROK CFC

0-5

Fleet Judge Advocate  
COMPACFLT

0-6

Fleet Judge Advocate  
COMLANTFLT

0-6

Deputy Fleet Judge Advocate  
COMPACFLT

0-5

Assistant Fleet Judge Advocate  
COMPACFLT

0-4

Deputy Fleet Judge Advocate  
COMLANTFLT

0-5

Fleet Judge Advocate  
COMUSNAVCENT

0-6

Deputy Fleet Judge Advocate  
COMNAVCENT

0-5

Assistant Fleet Judge Advocate  
COMUSNAVCENT

0-4

Fleet Judge Advocate  
COMUSNAVEUR

0-6

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Deputy Fleet Judge Advocate  
COMUSNAVEUR

0-5

Staff Judge Advocate  
COMSECONDFLT

0-5

Staff Judge Advocate  
COMTHIRDFLT

0-5

Staff Judge Advocate  
COMFIFTHFLT

0-5

Staff Judge Advocate  
COMSIXTHFLT

0-5

Staff Judge Advocate  
COMSEVENTHFLT

0-5

Office of Legal Counsel, CJCS  
(2 billets)

0-5/0-6

International Law Department,  
Center for Naval Warfare Studies  
Naval War College

0-5

Instructor  
TJAG School, U.S. Army

0-4

**JUDGE ADVOCATE  
SPECIAL KNOWLEDGE BILLETS**

| <u>Billet</u>   | <u>Grade</u> |
|---|--------------|
| Deputy Assistant JAG<br>International Law and Operational Law               | O-6          |
| Head, Law of the Sea<br>Branch, International Law<br>Division, OJAG (10.2)  | O-5          |
| Special Counsel to CNO (N00J)   | O-6          |
| Spec Asst for Legal and<br>Legislative Matters (N09BL) (VCNO)               | O-6          |
| Legal Counsel, CJCS <sup>3</sup>  | O-6          |
| Staff Judge Advocate<br>NETWARCOM   | O-6          |
| Legal Advisor<br>Fleet Information Warfare Center                           | O-5/0-4      |
| Legal Advisor<br>George C. Marshall European Center<br>for Security Studies | O-6          |
| Staff Judge Advocate<br>COMICEDEFOR/COMFAIRKEF                              | O-5          |
| Staff Judge Advocate<br>COMNAVMARIANAS                                      | O-5          |
| <b>Force Judge Advocates, TYCOMS:</b>                                       |              |
| COMSUBLANT  | O-5          |
| COMSUBPAC   | O-5          |
| <b>Staff Judge Advocates, GROUP COMMANDERS:</b>                             |              |
| COMCARGRU ONE   | O-4          |
| COMCARGRU TWO   | O-4          |
| COMCARGRU THREE   | O-4          |
| COMCARGRU FOUR  | O-4          |

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<sup>3</sup> Nominative Billet



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|   |         |
|---|---------|
| COMCARGRU FIVE                          | O-4     |
| COMCARGRU SIX                           | O-4     |
| COMCARGRU SEVEN                         | O-4     |
| COMCARGRU EIGHT                         | O-4     |
| COMCRUDESGRU ONE                        | O-4     |
| COMCRUDESGRU TWO                        | O-4     |
| COMCRUDESGRU THREE                      | O-4     |
| COMCRUDESGRU FIVE                       | O-4     |
| COMCRUDESGRU EIGHT                      | O-4     |
| COMCRUDESGRU TWELVE                     | O-4     |
| COMPHIBGRU ONE                          | O-4/0-3 |
| COMPHIBGRU TWO                          | O-4/0-3 |
| COMPHIBGRU THREE                        | O-4/0-3 |
| COMNAVSPECWARGRU ONE                    | O-4/0-3 |
| COMNAVSPECWARGRU TWO                    | O-4/0-3 |
| COMNAVSPECWARGRU THREE                  | O-4/0-3 |
| COMSUBGRU TWO                           | O-4/0-3 |
| COMSUBGRU EIGHT                         | O-4/0-3 |
| COMSUBGRU SEVEN                         | O-4/0-3 |
| COMSUBGRU NINE                          | O-4/0-3 |
| COMSUBGRU TEN                           | O-4/0-3 |
| COMNAVSURFGRU MIDPAC                    | O-4/0-3 |
| COMNAVSURFGRU TWO                       | O-4/0-3 |
| COMNAVSURFGRUPACIFIC NORTHWEST          | O-4/0-3 |
| Staff Judge Advocate                    |         |
| COMFAIRMED                              | O-5     |
| Staff Judge Advocate                    |         |
| Submarine Squadron Support Unit Norfolk | O-4/0-3 |
| <b>Legal Officers, Carriers:</b>        |         |
| KITTY HAWK CV63                         | O-4     |
| ENTERPRISE CVN65                        | O-4     |
| J F KENNEDY CV67                        | O-4     |
| NIMITZ CVN68                            | O-4     |
| EISENHOWER CVN69                        | O-4     |
| VINSON CVN70                            | O-4     |

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|                  |     |
|------------------|-----|
| ROOSEVELT CVN71  | O-4 |
| LINCOLN CVN72    | O-4 |
| WASHINGTON CVN73 | O-4 |
| STENNIS CVN74    | O-4 |
| TRUMAN CVN75     | O-4 |
| REAGAN CVN76     | O-4 |

**Staff Judge Advocates, Training Commands:**

|                                    |     |
|------------------------------------|-----|
| Naval Education & Training Command | O-6 |
| Naval Service Training Command     | O-6 |

Assistant Professors  
Department of Leadership & Law  
U.S. Naval Academy O-4/0-3

Legal Advisor  
Naval Air Warfare Center,  
Weapons Division, Pt. Mugu O-4

Station Judge Advocate  
Naval Station Rota O-4

International Law Attorney DoS O-5

Maritime Law Spec JCS (J5) O-5

Office of General Counsel, DoD O-5

Special Boat Squadron ONE O-3  
Special Boat Squadron TWO O-3

Naval Warfare Development Command,  
Newport, RI O-5

U.S. MILREP NATO<sup>4</sup> O-4

Office of Naval Intelligence,  
Washington, DC O-4

CDRUSPACOM, JIATFW O-3

Legal Advisor, Naval Security Group O-4

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<sup>4</sup> Rotates with the U.S. Air Force

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**JUDGE ADVOCATE  
SPECIAL KNOWLEDGE TRAINING OBJECTIVES**

1. Purpose. To enable the judge advocate assigned to a billet requiring special knowledge of the law of armed conflict to advise his or her commander and members of his staff independently and expeditiously on issues which may be expected to arise.

2. Objectives

a. Know the responsibilities, established by the DOD, DON and relevant unified commander's Law of Armed Conflict (Law of War) Programs of the commander and his subordinates to ensure instruction in the law of armed conflict and its observance by them.

b. Know the historical developments resulting in the present law of armed conflict and the manner by which nations attempt to regulate the means, methods and effects of hostilities.

c. Know the bases and application of the principles of the law of armed conflict and their relation to and compatibility with the principles of war, operational concepts and good leadership.

d. Be familiar with the treaties, customary international law and U.S. policy regarding the determination of lawful targets, regulation of lawful weapons and employment of lawful military tactics and ruses.

e. Understand the purposes of the four Geneva Conventions of 1949 for the Protection of War Victims, their history and development, and the common articles and recent developments affecting those articles.

f. Know and understand the application of the rules of the 1949 Geneva Conventions relating to the wounded and sick in the field and at sea; be familiar with recent developments concerning protection of the sick and wounded.

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g. Know and understand the application of the rules of the 1949 Geneva Convention relating to Prisoners of War and the relation of these rules to the Code of Conduct; be familiar with recent developments concerning prisoners of war.

h. Know and understand the application of the rules of the 1949 Geneva Convention relating to the treatment of civilians; be familiar with the recent developments regarding these rules.

i. Know the extent of the application of the law of armed conflict to non-international armed conflicts, and the basis for application of that law in such conflicts.

j. Know the general legal principles governing the use of force in peacetime and in armed conflicts, including the distinctions between self-defense and reprisal.

k. Understand the sanctions that may be imposed for violation of international law, from the use of force between states, to prosecution of civilians for war crimes.

l. Understand the law of armed conflict training programs in order to give appropriate guidance in the development of other specialized training.

m. Understand the reporting requirements for breaches of the law of armed conflict.

Enclosure (3)

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JUDGE ADVOCATE  
DETAILED KNOWLEDGE TRAINING OBJECTIVES

1. Purpose. To enable judge advocates assigned to billets requiring detailed knowledge of the law of armed conflict to review operations and contingency plans, targeting lists and rules of engagement; to serve as legal adviser on issues regarding the threat or use of force in peace or war; and to provide detailed advice with regard to law of armed conflict training independently and expeditiously.
  
2. Objectives. In addition to meeting the special knowledge objectives:
  - a. Use of force. Understand, recall and explain the distinction between self-defense (including forcible self-help and anticipatory self-defense) and reprisal; the limitations on and distinctions between naval quarantine, embargo, blockade, and mining; the collateral issues surrounding deployment of military forces in peacetime, e.g., staging, landing, ports of visit, and overflight rights; limitations in treaties, status of forces agreements, and other defense agreements regarding the use of overseas facilities, equipment, and forces for military action not directly related to the defense of the host country; U.S. domestic law restrictions on the employment of U.S. forces; the practical limitations of the War Powers Resolution; and peacetime rules of engagement.
  
  - b. Operations and contingency plans, rules of engagement and their legal review. Understand, recall and explain the background and purpose for each, the promulgation and review process, and the mechanics of their review.
  
  - c. Protected persons. Understand, recall and explain the implications and effect of U.S. policy with regard to temporary refuge, political asylum, and refugees; the status of U.S. civilians overseas, including civilian employees of the military services, and their possible effect on operational planning; and policy regarding detained and retained persons, civilians and prisoners of war taken by U.S. forces, including current initiatives for host-nation agreements.

Enclosure (4)

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d. Weapons. Understand, recall and explain the legal and political restrictions on the employment of certain munitions in the U.S. inventory (e.g., RCAs, CBW, and incendiaries), and the authority to employ those weapons.

e. Targeting. Understand and explain the juxtaposition between the requirements of the law of armed conflict and service doctrine regarding fire support coordination, targeting, and weapons selection.

f. The role and function of the judge advocate in operational planning. Understand and explain the structure for operational planning and decision-making; operations center procedures; and the role and function of the judge advocate in each.

g. The DOD Law of War Program. Understand, recall and explain the relevant directives regarding law of armed conflict training, and the reporting of violations of the law of armed conflict.