



Contractor Shura

The overall Classification
of this brief is:

UNCLASSIFIED

May 2015



Agenda

- Opening Remarks
- Business Licenses
- Visas
- Arming
- Post 1 June 2015
- UA-NTV
- Key Contacts
- Open Discussion

NOTICE – This Presentation is for informational purposes only. Contractors and contractor employees are urged to seek independent advice from appropriate professionals (attorneys, accountants, business experts, etc.) on all subjects relevant to the topics discussed in this document. This document does not constitute legal advice or opinion of any kind. No lawyer-client, advisory, fiduciary or other relationship is created. The U.S. government will not be liable for any damages, losses or causes of action of any nature arising from any use of this document or of the answers contained herein.



Opening Remarks

- **BSA/SOFA entered into force 1 January 2015**
- MOU 5030, signed 19 Sep 14
- Presidential Decree (Farman) 38, dated 31 Dec 14
- **US/NATO personnel are expected to be in compliance with Afghan law, as provided in the BSA/SOFA and Farman 38, NLT 1 Jun 15**
 - AISA business licenses and visas are required 1 Jun 15.
 - Applications for AISA Licenses and Visas should be submitted **NOW**.
 - Arms License Applications should be submitted **NOW**.



AISA Business Licenses

- The BSA/SOFA requires U.S./NATO contractors to obtain a valid Afghan business license from Afghanistan Investment Support Agency (AISA). Licenses are valid for 3 years under the BSA and SOFA. Non-BSA/SOFA licenses are valid for 1 year. The new AISA procedures for US/NATO contractors is at the following link:
<http://www.aisa.org.af/Content/Media/Documents/SpecialProceduresforUnitedStatesandNATOContractors2242015143434474553325325.pdf>
- **A valid AISA business license is a prerequisite to applying for a one-year BSA multi-entry visa.**
 - Currently held licenses are valid until expiration and can be converted to 3 year licenses upon renewal. Contractors may also apply for a one-year license.
- **Afghanistan Investment Support Agency (AISA) Contact:**
 - Website: <http://www.aisa.org.af/> (in English, includes a chat room for questions and application procedures)
 - Telephone: 0093(0) 20-210-3404
 - Email: invest@aisa.org.af



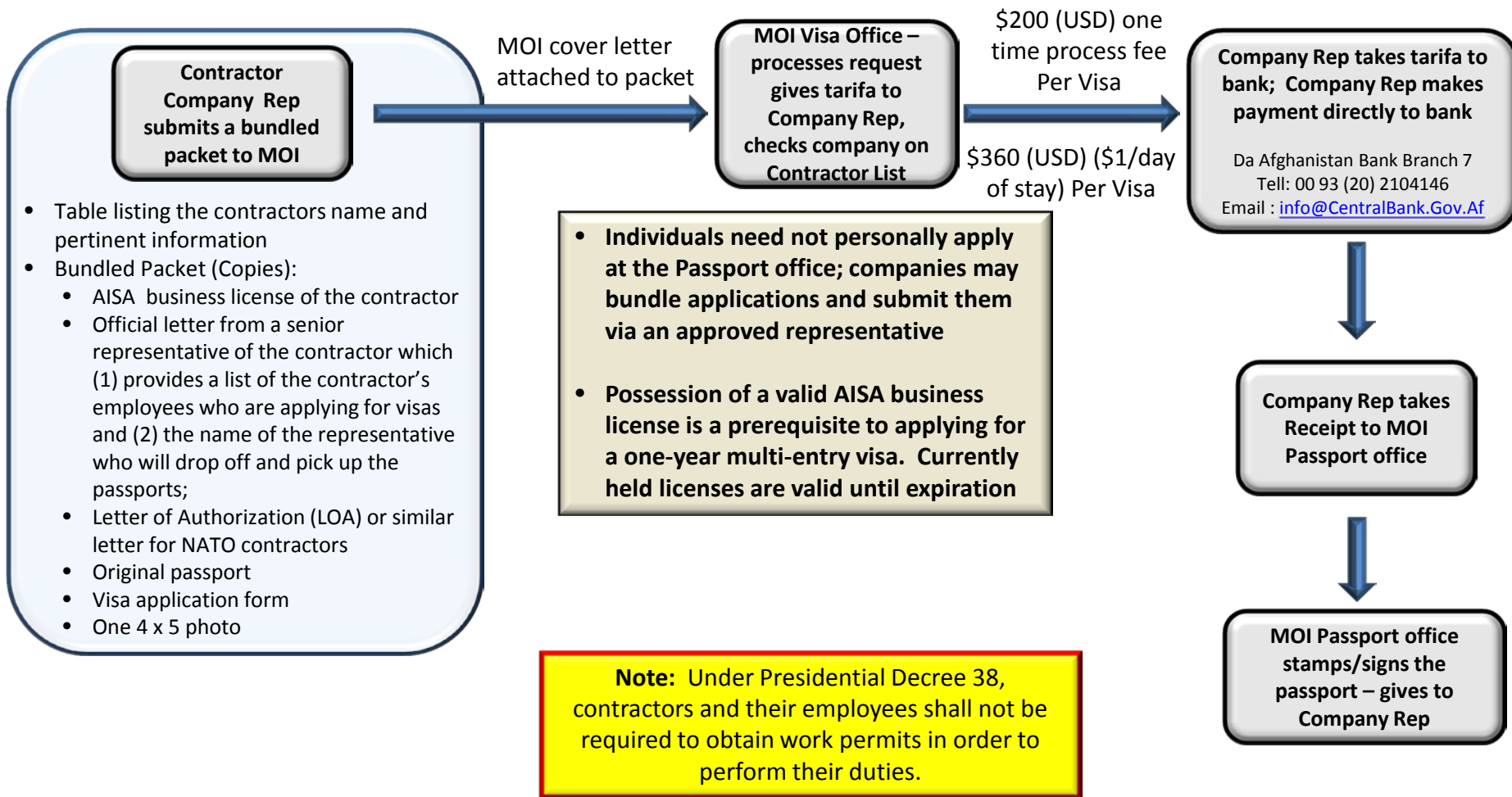
1-Year Multiple Entry/Exit Visas (MEV)

- Apply for a visa **NOW**
 - In-country: MOI Passport Offices (Kabul (primary), Herat, Mazar-i-Sharif, and Kandahar)
 - Outside of AFG: Ministry of Foreign Affairs Embassies and Consulates (DC, NY, LA)
- **Possession of a valid AISA business license is a prerequisite to applying for a 1-year MEV visa.**
 - Contractors and their employees inside of Afghanistan should get their Visa packets together and submit them **NOW** to obtain the one-year multiple-entry visas.
 - New contractors should obtain the visas prior to departing their country.
- Groups of visa applications are authorized and encouraged
- Processing fee (\$200.00) per first-time visa applicant, plus the visa costs (\$360 for one year MEV from the MOI)
- **For specific MEV instructions refer to the current RS LEGAD/USFOR-A SJA FAQs**

Get your required visa NOW, procedures are in place

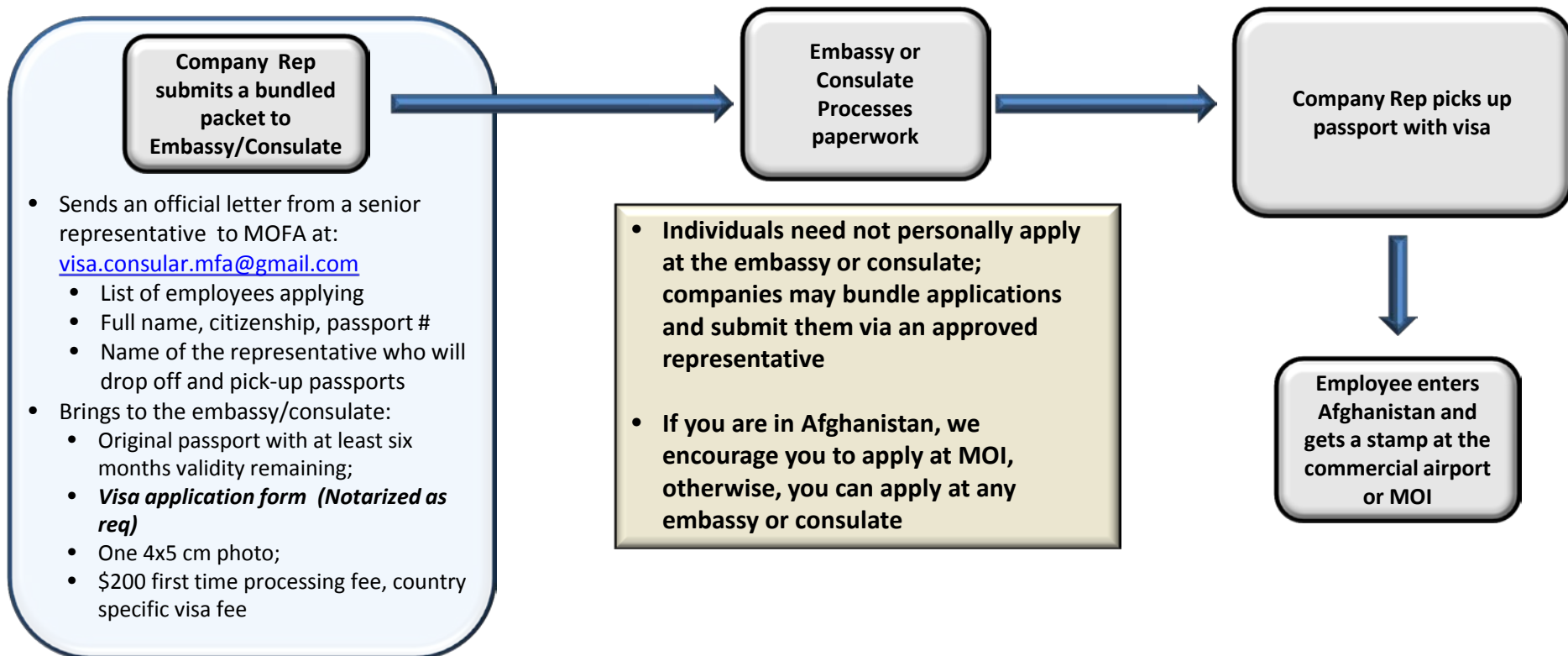


GIRoA's Multiple Entry/Exit Visa Process for Contractors Inside Afghanistan





GIRoA's Multiple Entry/Exit Visa Process for Contractors Outside of Afghanistan





Airport Facilitators



- Contractor facilitators (Afghan nationals) will support and facilitate entry/exit into and out of Afghanistan at four commercial airports of debarkation/embarkation (APOD/E) for military and civilian component personnel and contractor employees.
- The facilitator will serve as a “go-between,” facilitator and liaison between military and civilian component personnel and contractor employees and GIRoA officials concerning entry/exit procedures and documents such as passports, visas, US/NATO contractor certificates.

Kabul Airport: Ajmal Khan, +93 070-029-3341

Kandahar Airport: Toryalai Ayubi, +93 070-628-1229

Herat Airport (16 hrs per day): Mohammad Nasir, +93 079-333-8490

Mazar-e-Sharif Airport: Emamuldin Niazi, +93 079-015-5010

24hrs per day 7 days a week unless noted

Team: 1 Site
Manager and ~6
Entry/Exit Facilitators
and at each location

- Facilitator will provide English-Dari-Pashto interpretation/translation services to assist military and civilian component personnel and contractor employees during their transit through approved entry/exit control points.
- Signs will be posted in the arrival sections of the airports



Contractor Arms Licenses

- USCENTCOM policy states that arming of contractors and contractor employees is **prohibited**; however Exceptions to Policy (ETP) can be granted in certain situations
- Arming authorizations are considered an **exception** to policy. Two narrow ETP categories exist:
 - **Armed Security**: (5030 MOU) DOD contractors and contractor employees providing armed security services inside NATO/U.S. Agreed Facilities and Areas; and
 - **Self-Defense / Personal Protection Arming**: (BSA/Farman 38) DOD contractors and contractor employees who regularly (i.e., at least weekly) perform their contractual duties outside of Agreed Facilities in support of NATO/U.S. missions, including the provision of training, advice, and assistance to Afghan National Defense Security Forces.
 - Farman #38, signed 31 Dec 14 allows for bulk application for G1R0A weapons permits
- Applications to be submitted to MOI

Companies must send an email to usfora.bsajc@afghan.swa.army.mil once you submit your Weapons License Application to G1R0A



Post - 1 Jun 2015

- AISA:
 - AISA Licenses are required to operate a business in Afghanistan
- MEV:
 - Those departing without a visa in airports with Afghan immigration may have their passports sent to MFA to get an exit visa. From 1 June 2015, penalties could accrue: \$10/day for the first month, \$15/day for the second and \$20/day and deportation the third month
 - Only Passport and LOA required for arrival on DFS contracted flights, but . . .
 - Must request visa w/in 15 days of arrival – use receipt as proof of application
 - **Visa exemptions no longer valid**
- Weapons:
 - Qualifying contract employees should have submitted their arms license applications

Companies performing new contracts should have their documents (AISA, Weapons) in place prior to performance



UA-NTV Leasing Change

- GIRoA changed its policy regarding approved UA-NTV Leasing companies – **This policy is now in effect per Afghan guidance.**
- What happens if caught using a non approved company - **If the law enforcement catches any vehicle not leased by authorized companies, the company would be prosecuted.**
- Can a company be added to the list – **yes, a request must be made to Mr. Mohammad Qasim, Case Officer for armored vehicles in the MOI**

No	Armored Vehicles Lease and Services Companies (Names)	Contacts
1.	Basheer Mashhood Armored Vehicles Lease and Services	07977772777
2.	Shah Armored Vehicles Lease and Services	0777868686
3.	Diamond Geeks International Armored Vehicles Lease and Services	0780215135
4.	LEGO Afghan Armored Vehicles Lease and Services	0798363636
5.	East Horizon Armored Vehicles Lease and Services	0729600006
6.	Naseer Edris Armored Vehicles Lease and Services	0700349475
7.	Afghan Armored Vehicles Lease and Services	0787000000
8.	Nejrabian Armored Vehicles Lease and Services	0795555255
9.	Saifi Armored Vehicles Lease and Services	x
10.	Ferasat Armored Vehicles Lease and Services	0766400002
11.	Hamid Shoaib Safi Armored Vehicles Lease and Services	x



Important Contacts

- **SOFA/BSA Inquires:**
 - Web Site: <http://www.rs.nato.int/>
 - Email: usfora.bsajc@afghan.swa.army.mil
- **BSA Policy**
 - Mr. Mark Illg, USFOR-A Senior Commander Advisor
 - Email: mark.r.illg@afghan.swa.army.mil
- **SOFA Policy**
 - Mr. Eric Follstad, International Agreements Branch
 - Email: eric.a.follstad@afghan.swa.army.mil
- **Office of the Legal Advisor, Resolute Support/ USFOR-A SJA**
 - Email: matthew.ramage@afghan.swa.army.mil
- **Embassy Support**
 - Web Site: <http://kabul.usembassy.gov/pol-mil.html>
 - Inquiry Email: KabulBSAInquiries@state.gov (to close 1 June)
- **Armed Civilian Oversight**
 - CAPT Kevin Sheil, Armed Civilian/Contractor Oversight
 - Email: usfora.acod.org@afghan.swa.army.mil
 - CAAMS Website: <https://www.jccs.gov>
- **CENTCOM-Joint Theater Support Contracting Command (C-JTSCC)**
 - Dennis M. McGowan, Senior Contracting Official-Afghanistan (SCO-A)
 - Email: C3_Ombudsman-SCO-A@afghan.swa.army.mil

Kabul Overseas Security Advisory Council (OSAC)

To promote an open dialogue between the U.S. Government and the American private sector on security issues abroad.

KabulOSAC@state.gov



BSA/SOFA Compliance (Feedback)



- We need your help to get an assessment of where we are at regarding AISA and MEV.
- Request all Companies with Contracts under the authority of the BSA provide feedback reference your applications for AISA Business License and employee Multiple Entry Visa (MEV) compliance immediately to:
 - usfora.bsajc@afghan.swa.army.mil.
- I ask for your assistance in providing the below information immediately and weekly until you are complete
- By Company:
 1. Have you applied for an AISA Business License?
 2. Provide the number of contractors requiring a MEV?
 3. Provide the number of contractors who have obtained an MEV?
 4. Provide the number of MEV application submitted?
 5. Provide the number of contractors who have NOT obtained an MEV?
 6. Are your contracts support USG (BSA) or NATO (SOFA)
 7. Please include any issues you are having with the process.