

INTEGRATED CROSS-BORDER MARITIME LAW ENFORCEMENT OPERATIONS

I. Purpose

This Directive establishes the roles and responsibilities of the Department of Homeland Security (DHS) components that are essential to the operational implementation of the Framework Agreement on Integrated Cross-border Maritime Law Enforcement Operations between the Government of the United States of America and the Government of Canada (Framework Agreement), signed May 26, 2009. The Framework Agreement's purpose is to provide additional means in shared waterways between the United States of America and Canada to prevent, detect, suppress, investigate, and prosecute criminal offenses or violations of law.

This Directive is not intended to, and it does not create any rights, privileges, or benefits, substantive or procedural, enforceable by any party against the United States, its departments, agencies, or other entities, its officers or employees, or any other persons.

II. Scope

This Directive applies to the U.S. Coast Guard (USCG) as Central Authority for the United States of America, as well as to U.S. Customs and Border Protection (CBP), and U.S. Immigration and Customs Enforcement (ICE) (collectively DHS Components) while executing component responsibilities pursuant to the Framework Agreement. It does not contravene the statutory authorities of individual components in executing component missions, operations, or command and control. Moreover, nothing in this Directive should be interpreted to contravene the statutory authorities of individual components in executing component missions, operations, or exerting command and control over field units.

III. Authorities

- A. Homeland Security Act of 2002 (codified as amended at 6 U.S.C. §§ 111-112).
- B. Title IV, Section 401 of the Tariff Act of 1930 (codified as amended at 19 U.S.C. 1401).

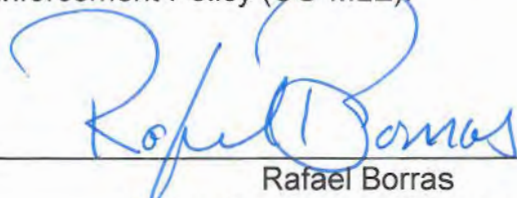
- C. Delegation to the Commandant of the USCG, DHS Delegation Number 0170.1.
- D. Delegation of Authority to the Commissioner of CBP, DHS Delegation Number 7010.3.
- E. Delegation of Authority to the Assistant Secretary for U.S. Immigration and Customs Enforcement, DHS Delegation Number 7030.2.
- F. Framework Agreement on Integrated Cross-border Maritime Law Enforcement Operations between the Government of the United States of America and the Government of Canada, signed May 26, 2009. (Enclosure 1).

IV. Responsibilities

- A. Commandant, USCG, or his or her designate, is the Central Authority for the United States, as agreed to between the United States and Canada in the Framework Agreement. As the Central Authority for the United States, the Commandant executes and coordinates the implementation of the Framework Agreement, with the full cooperation of the Commissioner, CBP, and of the Director, ICE.
- B. Commissioner, CBP in cooperation with the Central Authority, facilitates the integration of DHS operations conducted pursuant to the Framework Agreement, by providing training, personnel, equipment, material, and support, as appropriate.
- C. Assistant Secretary, ICE in cooperation with the Central Authority, facilitates the integration of DHS operations conducted pursuant to the Framework Agreement, by providing training, personnel, equipment, material, and support, as appropriate.

V. Questions

Address questions regarding this directive to the USCG Commandant, Attn: Office of Law Enforcement Policy (CG-MLE).



Rafael Borrás

Under Secretary for Management



Date