



CHAIRMAN OF THE JOINT CHIEFS OF STAFF INSTRUCTION

J-5
DISTRIBUTION: C

CJCSI 5221.01C
10 September 2010

DELEGATION OF AUTHORITY TO COMMANDERS OF COMBATANT COMMANDS TO DISCLOSE CLASSIFIED MILITARY INFORMATION TO FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS

Reference(s):

- a. DOD Directive 5230.11, 16 June 1992, "Disclosure of Classified Military Information to Foreign Governments and International Organizations"
- b. NDP-1, 2 October 2000, "National Policy and Procedures for the Disclosure of Classified Military Information to Foreign Governments and International Organizations"
- c. DOD Directive C-5230.23, 18 November 1983, "Intelligence Disclosure Policy"
- d. CJCSI 5714.01 Series, "Policy for the Release of Joint Information"

1. Purpose. This instruction explains the authority delegated by the Chairman of the Joint Chiefs of Staff to the combatant commanders concerning disclosure of classified military information for which they are the originating component to foreign governments and international organizations.

2. Cancellation. 5221.01B, 1 December 2003, is hereby canceled.

3. Applicability. This instruction applies to the Joint Staff and the combatant commands.

4. Policy

a. In accordance with guidance contained in reference a, the Chairman of the Joint Chiefs of Staff delegates to the commanders of the combatant commands the authority to disclose to foreign governments and international organizations classified military information under the circumstances described in the Enclosure. Unless otherwise stated, you may disclose this information only to the foreign governments and international organizations within your geographic or functional area of responsibility. You may further

delegate this authority to your subordinate commanders whenever it is applicable and appropriate to do so. Accordingly, a designated disclosure authority shall be appointed in writing. A copy of the appointment memorandum will be provided to the Joint Staff National Disclosure Policy Committee member, Global Strategic Partnership Division, Directorate for Strategic Plans and Policy (J-5), Pentagon, Room 2D769, Washington, D.C. 20318-5154.

b. Disclosure authority delegated by this memorandum pertains only to classified military information that meets the disclosure limitations, authority levels, criteria, and conditions stipulated in the "National Policy and Procedures for the Disclosure of Classified Military Information to Foreign Governments and International Organizations" (NDP-1). NDP-1 constitutes the national policy and procedures for disclosing classified U.S. military information to representatives of foreign governments and international organizations; however, NDP-1 by itself does not authorize the actual disclosure of this information.

5. Definitions. None.

6. Responsibilities. To improve coordination in disclosure matters within combatant commands, commanders are encouraged to share this and other disclosure delegation information with their component commanders and appointed foreign disclosure and/or intelligence disclosure officers.

7. Summary of Changes. This updated instruction includes a complete list of references and office symbols.

8. Releasability. This instruction is approved for public release; distribution is unlimited. DOD components (to include the combatant commands), other federal agencies, and the public may obtain copies of this instruction from the CJCS Directives Home Page—http://www.dtic.mil/cjcs_directives—through the Internet.

8. Effective Date. This instruction is effective upon receipt.



WILLIAM E. GORTNEY
VADM USN
Director, Joint Staff

Enclosure(s):

A - Delegation of Authority to Commanders of Combatant Commands to Disclose Classified Military Information to Foreign Governments and International Organizations

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ENCLOSURE A

DELEGATION OF AUTHORITY TO COMMANDERS OF COMBATANT
COMMANDS TO DISCLOSE CLASSIFIED MILITARY INFORMATION TO
FOREIGN GOVERNMENTS AND INTERNATIONAL ORGANIZATIONS

1. The commander of a combatant command may disclose:

a. Classified U.S. military information for which the command is the originating component (see paragraphs 2 and 3 for exclusions and restrictions) to allied or other friendly foreign governments and international organizations within his geographic or functional area of responsibility.

b. Under conditions of actual or imminent hostilities, U.S. classified military information through TOP SECRET, to an actively participating allied force when support of combined combat operations requires the disclosure of that information.

c. Information that has originated wholly within the command and involves joint command operational matters required for combined operations and exercises with military forces of allied nations.

2. Exclusions

a. General. The commander may NOT disclose information that has originated within a component command and pertains to purely single-Service matters such as organization, training, doctrine, combat developments, and research, developments, and technical information on weapon systems.

b. Subparagraph 1c, Above. The commander may NOT disclose:

(1) Joint Staff military capability information or information from the Joint Strategic Planning System, Joint Operations Planning and Execution System, or Single Integrated Operational Plan. Distribution of this information will be in accordance with CJCSI 5714.01A, 1 March 1999.

(2) Operational information received by a component commander from a Service, unless this information also pertains to the mission of the combatant commands under the Unified Command Plan.

3. Restrictions. As noted earlier, all disclosures of classified military information must comply with requirements of references a and b. Additionally, disclosure of classified military intelligence information must also be in compliance with reference c.

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