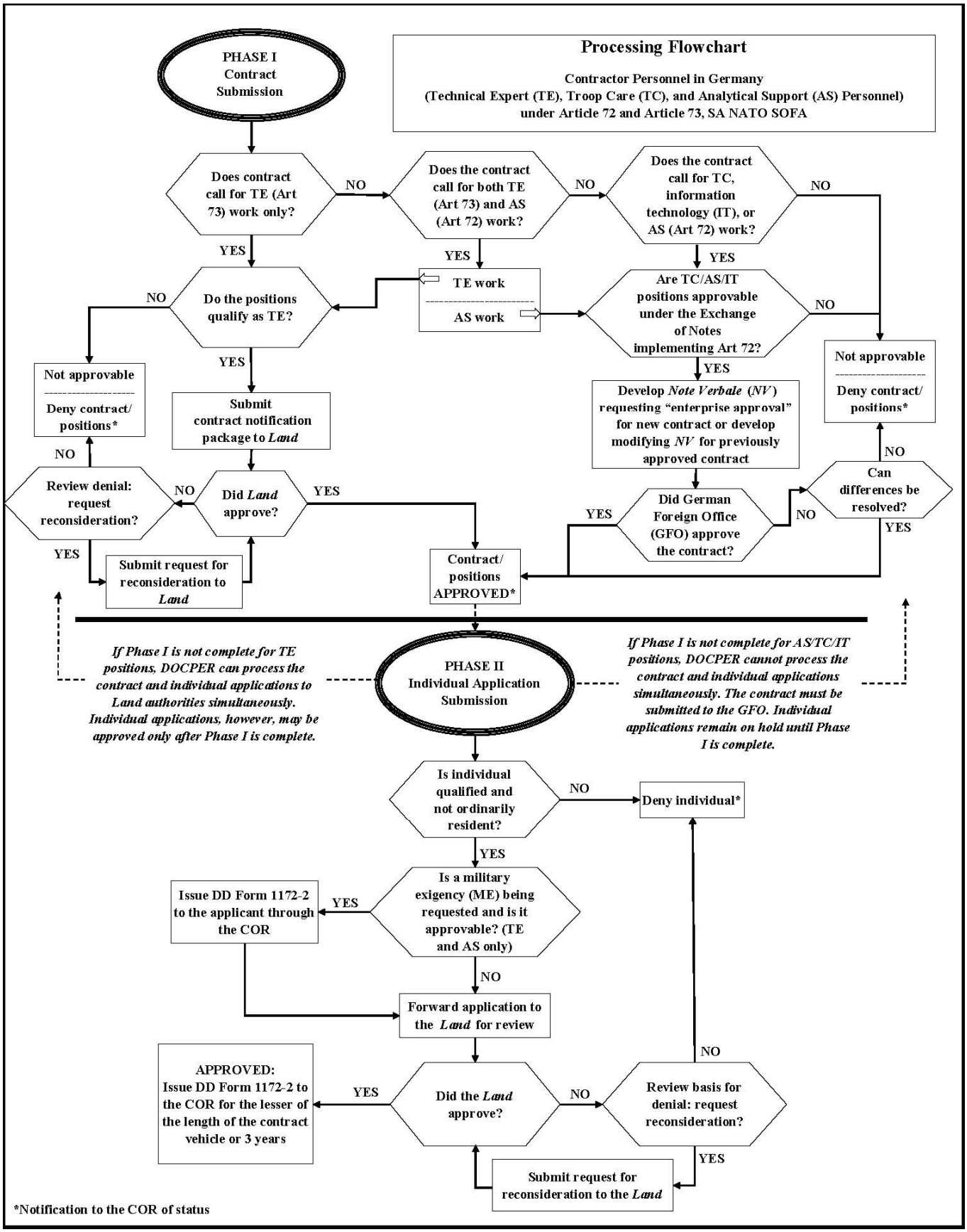
Processing Flowchart
Contractor Personnel in Germany
(Technical Expert (TE), Troop Care (TC), and Analytical Support (AS) Personnel)
under Article 72 and Article 73, SA NATO SOFA
PHASE I
Contract
Submission
Does contract call for TE (Art 73) work only?
NO
Does the contract call for both TE (Art 73) and AS (Art 72) work?
NO
Does the contract call for TC, information technology (IT), or AS (Art 72) work?
NO
YES
YES
YES
Do the positions qualify as TE?
NO
TE work
AS work
Are TC/AS/IT positions approvable under the Exchange of Notes implementing Art 72?
NO
YES
YES
Not approvable
Deny contract/ positions*
Submit contract notification package to Land
Develop Note Verbale (NV) requesting "enterprise approval" for new contract or develop modifying NV for previously approved contract
Not approvable
Deny contract/ positions*
NO
NO
Review denial: request reconsideration?
NO
Did Land approve?
YES
Did German Foreign Office (GFO) approve the contract?
YES
NO
Can differences be resolved?
YES
YES
Submit request for reconsideration to Land
Contract/ positions APPROVED*
If Phase I is not complete for TE positions, DOCPER can process the contract and individual applications to Land authorities simultaneously. Individual applications, however, may be approved only after Phase I is complete.
PHASE II
Individual Application
Submission
If Phase I is not complete for AS/TC/IT positions, DOCPER cannot process the contract and individual applications simultaneously. The contract must be submitted to the GFO. Individual applications remain on hold until Phase I is complete.
Is individual qualified and not ordinarily resident?
NO
Deny individual*
YES
Is a military exigency (ME) being requested and is it approvable? (TE and AS only)
YES
Issue DD Form 1172-2 to the applicant through the COR
NO
Forward application to the Land for review
APPROVED:
Issue DD Form 1172-2 to the COR for the lesser of the length of the contract vehicle or 3 years
YES
Did the Land approve?
NO
Review basis for denial: request reconsideration?
NO
YES
Submit request for reconsideration to the Land
*Notification to the COR of status