Criminal Jurisdiction Gap

Declared War

Other Than Declared War



Supreme Court Limited Jurisdiction



Potential Remedies:

- Host Nation Jurisdiction.
- US Military Retirees May Be Subject to UCMJ.
- Military Extraterritorial Jurisdiction Act of 2000.
- War Crimes Act of 1996.

WARNING

In November 2006, Congress expanded UCMJ authority over contractor personnel authorized to accompany the force. However, as of February 2007, DOD has provided no implementation guidance for this change in law. Consult your local Staff Judge Advocate if you have any questions about your legal authority over contractor personnel!