

Department of the Air Force, DoD

§ 842.75

caused by local inhabitant employees, not part of the civilian component, under a respondeat superior theory.

(e) *Receiving state.* The country where the force or civilian component of another party is located.

(f) *Sending state.* The country sending the force or civilian component to the receiving State.

(g) *Third parties.* Those other than members of the force and civilian component of the sending or receiving States. Dependents, tourists, and other noninhabitants of a foreign country are third parties unless the agreement specifically excludes them.

§ 842.71 Delegations of authority.

(a) *Reimbursement authority.* The following individuals have delegated authority to reimburse or pay a pro rata share of a claim or object to a claim in any amount:

- (1) The Secretary of the Air Force.
- (2) The Judge Advocate General.
- (3) The Deputy Judge Advocate General.
- (4) The Chief of Civil Law.
- (5) Chief, Deputy Chief, and Branch Chiefs, Claims and Tort Litigation Staff.
- (6) The SJAs and Deputy SJAs of PACAF, USAFE, 5th Air Force, Lajes Field, and 9th Air Force (for CENTCOM).

(b) *Redelegation of authority.* A settlement authority may redelegate his or her authority to a subordinate judge advocate or civilian attorney in writing.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority may reduce, withdraw, or restore delegated authority.

§ 842.72 Filing a claim.

(a) *Claims arising in a foreign country.*
(1) If a third party claimant tries to file an international agreement claim with Air Force, direct that person to the appropriate receiving State office.

(2) If the Air Force receives a claim, send it to the US sending State office for delivery to the receiving State.

(b) *Claims arising in the United States.* The claimant files tort claims arising from the act or omission of military or civilian personnel of another con-

tracting party at any US military installation. The installation receiving the claim either:

(1) Investigates it if the foreign personnel are assigned there.

(2) Sends it to the installation where the foreign personnel are assigned.

Subpart I—Use of Government Property Claims (10 U.S.C. 2737)

§ 842.73 Scope of this subpart.

This subpart explains how to settle and pay claims against the United States, for property damage, personal injury, or death incident to the use of a government vehicle or any other government property by Air Force military and civilian personnel which are not payable under any other statute.

§ 842.74 Definitions.

(a) *Government installation.* A United States Government facility having fixed boundaries and owned or controlled by the government.

(b) *Vehicle.* Every mechanical device used as a means of transportation on land.

§ 842.75 Delegations of authority.

(a) *Settlement authority.* The following individuals have delegated authority to settle claims for \$1,000 or less and deny them in any amount.

- (1) The Judge Advocate General.
- (2) The Deputy Judge Advocate General.
- (3) Director of Civil Law.
- (4) Chief, Deputy Chief and Branch Chiefs, Claims and Tort Litigation staff.
- (5) SJA of HQ 9AF for CENTCOM, and SJAs of PACAF and USAFE.
- (6) SJAs of single base GCMs and GCMs in PACAF and USAFE.
- (7) The SJA of each Air Force base, station and fixed installation.
- (8) Any other judge advocate designated by The Judge Advocate General.

(b) *Redelegation of authority.* A settlement authority may redelegate it to a subordinate judge advocate or civilian attorney in writing.

(c) *Authority to reduce, withdraw, and restore settlement authority.* Any superior settlement authority may reduce,