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# ADS Chapter 103

## Delegations of Authority

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 ADS 103 – Delegations of Authority  
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## ADS 103 – Delegations of Authority

### 103.1 OVERVIEW

Effective Date: 04/21/2017

This chapter is a record of delegations of certain authorities and provides general provisions governing the delegation of authorities or assignment of duties and responsibilities in the Automated Directives System (ADS) and other Agency rules, regulations, and required procedures. To the extent that there are any conflicts with existing delegations in the ADS that pre-date this chapter, this chapter controls. Existing delegations that provide greater detail and that do not conflict with delegations described in this chapter continue to be in effect unless otherwise revoked. Delegations in other ADS chapters that are not covered in this chapter and that do not conflict with *this chapter* continue to apply.

### 103.2 PRIMARY RESPONSIBILITIES

Effective Date: 07/31/2008

The **Office of the General Counsel (GC)** is responsible for maintaining this chapter.

### 103.3 POLICY DIRECTIVES AND REQUIRED PROCEDURES

Effective Date: 04/21/2017

The delegations of authority in this chapter deal primarily with delegations from the Administrator and Assistant Administrators (AAs) on program planning and implementation and the obligation of funds. Note: the acronym “AA” in this ADS chapter applies to either an Assistant Administrator or an Assistant to the Administrator. Other sources of delegations are

- [ADS 101, Agency Programs and Functions](#), which contains the general responsibilities of Bureaus/Independent Offices;
- Other sections of the ADS;
- Delegations within field posts and USAID/Washington (USAID/W) offices;
- Position descriptions;
- The [Federal Acquisition Regulation \(FAR\)](#);
- [Agency for International Development Acquisition Regulations \(AIDAR\)](#); and
- Other Agency regulations codified in the [Code of Federal Regulations \(CFR\)](#).

*Text highlighted in yellow indicates that the material is new or substantively revised.*

### 103.3.1 General Provisions

Effective Date: 04/21/2017

The following general provisions apply to all delegations or assignment of duties or responsibilities in the ADS and other Agency policy directives, regulations, and required procedures unless specifically provided otherwise:

- a. **Redelegation.** Subject to **103.3.1.1**, authorities may be redelegated and redelegated successively. Except for Presidentially Appointed, Senate-confirmed (PAS) positions, the authority to redelegate includes the authority to designate acting officers and to establish orders of succession of acting officials. (For PAS positions, see **103.3.1.2**.) The authority to redelegate includes the authority to give an alter ego delegation (discussed below). Authorities delegated in the [AIDAR](#) may not be further delegated unless specifically authorized in the **AIDAR**.
- b. **Acting Capacity.** Authorities may be exercised by persons serving for the designated officer in an acting capacity. An individual may serve in an acting capacity for another individual, even when the delegating official remains in USAID/Washington or in the host country or region, for example if the delegating official is present but temporarily acting in another capacity. Authorities that may not otherwise be redelegated may be exercised by employees in an acting capacity. For example, even though Mission Directors may not redelegate their authority to execute grants up to \$150,000, an employee acting as the Mission Director can exercise this authority. A U.S. Personal Service Contractor (USPSC) serving in an acting capacity for a U.S. direct-hire (USDH) employee cannot exercise those authorities that only can be performed by a direct hire under **103.3.1.1**.
- c. **Alter Ego Authority.** An official exercising the authorities of a position under an alter ego delegation, while authorized to exercise all of the delegable authorities and duties of the position, is not the acting officeholder of the position and, consequently, cannot exercise authorities that are not redelegable. For example, a Deputy Mission Director having alter ego authority does not have the Mission Director's non-redelegable authority to sign grants up to \$150,000. However, a Deputy Mission Director who is acting does have such authority. For example, a Deputy Assistant Administrator (DAA) taking action under an alter ego delegation from the Assistant Administrator (AA) signs as DAA, not as Acting AA.

In addition to the express delegations of alter ego authority set forth elsewhere in this chapter, all officials serving in a "Deputy" position have the alter ego authority of the principals. For example, a Deputy Office Director in a regional bureau serves as the alter ego of the Office Director. A Deputy either shares equally with the principal in the direction of all phases of the organization's program and work, or is assigned continuing responsibility for managing a major part of the

principal's program when the total authority and responsibility for the organization is equally divided between the principal and the Deputy.

- d. **Concurrent Authority.** The delegating official retains concurrent authority to exercise any of the delegated authorities, duties, or responsibilities.
- e. **Exercise in Accordance with Agency Directives.** Authorities must be exercised in accordance with other Agency directives and regulations.
- f. **Redelegations under Revoked Delegations.** Redelegations under revoked delegations are in effect according to their terms until modified, revoked, or superseded.
- g. **Ratification.** Actions taken by officials prior to the effective date of a delegation are ratified if they are in accordance with the terms and conditions of the delegation.
- h. **Reorganization.** Delegations continue in effect to the successor position or office performing the functions of its predecessor until modified, revoked, or superseded. For example, the Bureau for Management would continue to operate under the delegations to its predecessor, the Bureau for Finance and Administration.
- i. **References.** Any reference to a statute, Executive Order, regulation, determination, delegation of authority, or any other issuance is deemed to be a reference to such an issuance as amended from time to time or its successor.

### 103.3.1.1 **Delegation to U.S. Personal Service Contractors (USPSCs) and Non-U.S. Citizen Employees**

Effective Date: 04/21/2017

- a. **General Rule.** U.S. Personal Service Contractor (USPSC) and non-U.S. citizen employees (host country and Third Country PSCs and Foreign Service National (FSN) direct-hire employees) may be delegated any authority, duty, or responsibility, except as outlined below.
- b. **Limitations.**
  - (1) While U.S. PSCs and non-U.S. citizen employees (collectively, non-U.S. citizen direct hire or non-USDH employees) may supervise other non-USDHs, they may not supervise USDH employees of USAID as part of their regular duties and responsibilities. Non-USDH employees may supervise the daily work activities of USDH employees on a limited basis, not to exceed 60 days in any 180-day period, to cover a temporary USDH absence or when both non-USDH and USDH employees are participating



in emergency temporary duty assignments, such as Disaster Assistance Response Team (DART) deployments.

- (2) Non-USDH employees may participate in personnel selection matters, but they are not delegated authority to make a final decision on USDH personnel selections.
- (3) Non-USDH employees may represent the Agency and communicate planning and implementation decisions. Communications that reflect the Agency's final policy decision must be cleared by a USDH employee.
- (4) Non-USDH employees may be designated a Contracting Officer's Technical Representative (COTR). They may be authorized to sign other documents, for example, travel authorizations (TAs), miscellaneous obligation documents (MODs), and **SF-1190s (Foreign Allowances Application, Grant and Report)**. However, they are not authorized to sign any obligating or sub-obligated documents such as grants, contracts, and other obligations that require a warrant and grants to foreign governments and multilateral organizations composed of foreign governments (including public international organizations, as defined in [ADS 308, Grants and Cooperative Agreements With Public International Organizations](#)). USAID warrant policy is stated in [AIDAR 701.6](#) for contracting and in [ADS 303.2.d, Agreement Officer](#), for assistance.
- (5) A U.S. PSC serving as an Executive Officer may sign residential and functional leases, subject to approval of an exception by the Director, Office of Management Services (M/MS) or designee, and adherence to the procedures in [ADS 535, Real Property Management Overseas](#) and **15 FAM 730**.

**c. Exceptions.**

- (1) The Director, Office of Management Services (M/MS) is delegated the authority to approve an exception to **103.3.1.1.b.5**.
- (2) Other exceptions to the limitations in paragraph **b.** above must be approved by the Assistant Administrator for the Bureau for Management (AA/M).

**103.3.1.2 Acting Officials for Presidentially Appointed, Senate-Confirmed (PAS) Positions**

Effective Date: 07/31/2008

- a. The USAID PAS positions are the Administrator, Deputy Administrator (DA), Assistant Administrators (AAs), and the Inspector General (IG).
- b. The **Federal Vacancies Reform Act of 1998, 5 USC Sec. 3345-3349**, prohibits the use of general delegations of authority to fill PAS vacancies on an acting basis. [Section 621\(a\) of the FAA](#) was just such a general delegation authority and was the Agency's principal method for designating an acting official for a PAS position. Because the authority of **section 621(a)** is no longer available for that purpose, the Agency relies on the first assistant authority of the **Vacancies Reform Act** to fill PAS positions on an acting basis.

The first assistant to the Administrator is the DA. Except as the Administrator may provide otherwise, the first assistant for an AA is the senior deputy AA (see [Senior Deputy Assistant Administrators](#)). The Deputy Inspector General is the first assistant for the Inspector General.

- c. The **Vacancies Reform Act** also permits the use of other explicit statutory provisions, and [section 624\(b\) of the FAA](#) qualifies as such an authority. **Section 624(b)** authorizes the President to establish orders of succession among the other **section 624** PAS officers, which are the Administrator, Deputy Administrator, and Assistant Administrators. In accordance with the advice of the Office of Legal Counsel (OLC) of the Department of Justice (DOJ), orders of succession for these positions must be approved by the President. On July 10, 2002, President Bush established an order of succession for the Administrator. See **103.3.3**.
- d. An official other than the first assistant can be authorized to exercise all of a PAS's authorities under an alter ego delegation. However, the official is not the acting PAS, but acts in his or her own capacity. For example, a Deputy AA taking action under an alter ego delegation signs as Deputy AA, not acting AA.
- e. The **Vacancies Reform Act** applies only to a vacancy, for example, death, resignation, or extended illness. The **Vacancies Reform Act** does not apply to a temporary absence, such as vacation or temporary duty (TDY) of a PAS from the office. For a temporary absence, an acting official (PAS or non-PAS) may be designated for a PAS position under the general delegation **section 621(a) of the FAA**. Unless another is designated, the PAS's first assistant is the acting PAS during a temporary absence.

### 103.3.2      **Reserved**

### 103.3.3      **Order of Succession – Administrator** Effective Date: 07/31/2008

- a. On December 9, 2008, President Bush designated an order of succession for the Administrator in the event that both the Administrator and DA are unavailable. See [Memorandum for the Administrator of the United States Agency for International Development](#). While intended primarily for vacancies or unavailability in the event of a national security emergency, the order of succession is also available for temporary absences of the Administrator. The general delegation section of **section 621(a) of the FAA** also may be used to designate an AA. When **section 621(a)** is used for temporary absences, the AA does not have to be a PAS.
- b. [ADS 106, Delegations of Authority and Orders of Succession During a National Security Emergency](#) addresses the Order of Succession during a National Security Emergency.

#### **103.3.4 Office of the Administrator**

##### **103.3.4.1 Deputy Administrator**

Effective Date: 07/31/2008

The Deputy Administrator (DA) is delegated by the Administrator the authority to:

- a. Serve as full Deputy and alter ego to the Administrator;
- b. Be responsible, under the Administrator's general direction, for all aspects of the Agency's activities; and
- c. Represent and exercise the authority of the Administrator with respect to all functions now or hereafter conferred upon or held by the Administrator.

##### **103.3.4.2 Office of the Chief Operating Officer**

Effective Date: 06/28/2011

The Chief Operating Officer in the Office of the Administrator (A/AID/COO) is delegated by the Administrator, within A/AID/COO's area of responsibility as delineated in **ADS 101**:

- a. The authorities contained in sections **103.3.5.1.b.** (Budget), **103.3.5.1.c.** (Program Implementation), **103.3.5.1.d.** (Source and Nationality for Procurement), **103.3.5.1.e.** (Coordination), and **103.3.5.1.f** (Acceptance and Use of Gifts).
- b. As specifically directed by the Administrator in writing, the authority to provide overall guidance regarding and oversight of Agency operations. This authority includes, but is not limited to:

- (1) Ordering and implementing Mission Management Assessments in coordination with the USAID Counselor.
  - (2) Issuing policy directives and required procedures within A/AID/COO's area of responsibility as delineated in [ADS 101, Agency Programs and Functions](#).
- c. As specifically directed by the Administrator in writing, the authority to coordinate management functions across all Bureaus/Independent Offices (B/IOs) and other USAID Operating Units to ensure policy, program, strategic planning, and operational coherence and efficiency.
- d. The authority to approve conference attendance by Agency employees.

### **103.3.5 Assistant Administrators; Assistant to the Administrators; and Heads of Independent Offices**

#### **103.3.5.1 General Authority**

Effective Date: 04/21/2017

All Assistant Administrators (AAs) and Assistant to the Administrators (AAs) are delegated by the Administrator (the acronym "AA" in ADS 103 will apply to either an Assistant Administrator or an Assistant to the Administrator), within their respective areas of responsibility as delineated in **ADS 101**, all authorities now available and that may become available to the Administrator relating to all aspects of the following:

- a. **Strategic planning**, in accordance with [ADS 201, Planning](#) and other planning policies approved by the Administrator. The roles that USAID's Bureau of Foreign Assistance (FA) and that the Department of State's Director of Foreign Assistance play in USAID's strategic planning are subject to other Agency guidance. Officials having strategic planning authorities must comply with existing Agency strategic planning requirements, which are subject to change.
- b. **Budget, including program and operating expenditure accounts and staffing decisions** and the authority to sign **section FAA 632(a)** interagency agreements (non-obligating transfers/allocations of funds); and
- c. **Program implementation and evaluation authorities**, including the authority to sign **section 632(a)** interagency agreements (non-obligating transfers/allocations of funds).
  - (1) This general implementation authority includes, but is not limited to, authority to
    - (a) Negotiate, execute, amend, and implement grants, loans, memoranda of understanding, and other implementing and ancillary

- agreements and documents with foreign governments and multilateral organizations composed of foreign governments (including public international organizations as described in **ADS 308**) and issue or approve other implementation documents in connection with the above agreements;
- (b) Review and approve documents and other evidence submitted in satisfaction of conditions precedent;
  - (c) Receive and determine the adequacy of assurances of host country contributions under [section 110 of the FAA](#) and to waive such contributions on a case-by-case basis if the country qualifies as relatively least developed under **section 124(d) of the FAA**; and
  - (d) Receive and take into consideration certifications under **section 611(e) of the FAA**.
- (2) This general implementation authority does not include the following authorities:
- (a) Signing direct USAID contracts, except as set forth in the [AIDAR](#) now or in the future;
  - (b) Signing grants and cooperative agreements other than those to foreign governments and multilateral organizations composed of foreign governments, including public international organizations as described in **ADS 308** (see **103.3.8.5**);
  - (c) Signing **section 632(b)** and other interagency agreements, except as set forth in **103.3.8.4**; and
  - (d) Approving host country contracts and amendments, including waivers of competition and advertising requirements, except as specifically delegated to certain individuals in [ADS 305, Host Country Contracts](#).

**d. Source and Nationality for Procurement**

- (1) Goods and Services. For their respective areas of responsibility, the authority to waive source and nationality requirements for the procurement of goods and services, other than transportation services, in accordance with applicable criteria.

- (2) Transportation Services. The Administrator has delegated to the following officials the authority to waive transportation source requirements for ocean transportation services in accordance with applicable criteria:
- (a) AA/M and
  - (b) Assistant Administrator, Bureau for the Middle East (AA/ME) with respect to the Egypt Mission **only** and provided that a determination of non-availability has been made by the Transportation Division of the Office of Acquisition and Assistance (M/OAA/T).
- (3) Limitation on Redelegation by Principal Officers of USAID Field Posts.
- (a) The authorities in **103.3.5.1.d.(1)** (Goods and Services) may be redelegated to Mission Directors and other Principal Officers of USAID field posts, except for the Egypt Mission, and must not be further delegated.
  - (b) AA/ME may authorize the Mission Director in Egypt to redelegate the authorities in **103.3.5.1.d.(1)** (Goods and Services) and **103.3.5.1.d.(2)**, (Transportation) without regard to the limitation on redelegation in **103.3.5.1.d.(3)(a)**.
- e. General Delegation of Authority to Coordinate with Other U.S. Government (USG) Agencies on Economic Cooperation, Natural Resources Management, and Energy Activities.** For their respective areas of responsibility, the authority to coordinate with other U.S. Government (USG) agencies activities in developing countries include:
- (1) Approving or requesting the activities of the U.S. Forest Service under **section 602 of the International Forestry Cooperation Act of 1990**;
  - (2) Consulting with the Department of Energy under **sections 1211, 1332, and 1608 of the Energy Policy Act** (see **Pub. L. 102-486**) concerning global technology transfer programs; and
  - (3) Taking any other action in conjunction with, or coordination with, other Federal agencies necessary to effectively carry out programs of economic cooperation in developing countries.
- f. Acceptance and Use of Gifts to the Agency.** Within their respective areas of responsibility, the authority to accept and use gifts to the Agency. For acceptance of gifts by individuals, see the Standard of Conduct regulations at [5 CFR 2635](#).

**g. Reimbursable Programs under Section 607 of the FAA**

- (1) **USAID Section 607 Programs.** Within their areas of responsibility, the authority to make [section 607](#) determinations and to authorize and administer USAID 607 programs. The Assistant to the Administrator for the Bureau for Policy, Planning, and Learning PPL (AA/PPL) is delegated authority to make section 607 determinations for interregional or interbureau USAID section 607 programs.
- (2) **Section 607 Programs of Other Agencies.** The AA/PPL is delegated the authority to make section 607 determinations for other agencies, which involve a determination, that the furnishing of goods and services on a reimbursable basis is consistent with, and in furtherance of, the purposes of part I of the **FAA** and within the limitations of the **FAA**.

**103.3.5.2 Policy Directives**

Effective Date: 05/25/2011

Included in the general authorities in **103.3.5.1** is a delegation, within the respective areas or responsibility, the authority to issue implementing policy directives and required procedures.

**103.3.6 Deputy Assistant Administrators, Deputy Assistant to the Administrators, and Deputies of Heads of Independent Offices**

Effective Date: 05/25/2011

The Deputy Assistant Administrators, Deputy Assistant to the Administrators, and Deputies of Heads of Independent Offices are delegated by the Administrator the authority to act as the alter ego of their principals.

**103.3.7 Office of the Executive Secretariat (ES)**

Effective Date: 07/31/2008

In addition to those authorities in **ADS 101.3.1.3**, the Executive Secretary is delegated by the Administrator the authority to

- a. Classify, downgrade, and declassify Secret and Confidential information and
- b. Administer oaths of office.

**103.3.8 Delegations to Specific Assistant Administrators, Assistant to the Administrators, Mission Directors, and Other Principal Officers**

Effective Date: 04/21/2017

The following subpolicy directives are delegations to one or more specific AA, Mission Director, or other principal officer of USAID field posts.

**103.3.8.1 Excess Property**

Effective Date: 07/31/2008

The AA/M, Mission Directors, and other Principal Officers of USAID field posts are delegated by the Administrator the authority to make [section 607](#) determinations for excess property.

**103.3.8.2 Food Aid Authorities**

Effective Date: 04/21/2017

The Administrator delegates the following authorities:

- a. The Assistant Administrator, Bureau for Democracy, Conflict and Humanitarian Assistance (AA/DCHA) is delegated all food aid functions and authorities, including the authority to amend the delegation in **103.3.8.2.e**, except as provided in **103.3.8.2.b**, **103.3.8.2.c**, and **103.3.8.2.d**.
- b. Regional Assistant Administrators, with clearance by AA/DCHA, are delegated the authority for the following actions with respect to **Title III of the Agriculture Trade Development and Assistance Act of 1954, as amended (Pub. L. 480, 7 U.S.C. 1691 et. seq.)**:
  - (1) Authorization of the donation of agricultural commodities;
  - (2) Negotiation, execution, and implementation of donation agreements in accordance with the terms of the authorization;
  - (3) Amendment of any authorization and of any donation agreement; and
  - (4) Findings, determinations, and actions required under **Title IV of Pub. L. 480** that relate to donations and agreements for specific countries and their terms and conditions.
- c. The Assistant Administrator for Management (AA/M) is delegated the functions and authorities in **section 407 of Pub. L. 480**, with respect to procurement for programs under **Title II of Pub. L. 480**, including the purchase of ocean transportation services and authority to sign, on behalf of USAID, USG contracts under **section 407** and grants and cooperative agreements under **Title V of Pub. L. 480**.
- d. The Assistant to the Administrator for the Bureau for Food Security (AA/BFS) is delegated all functions and authorities with respect to **Title V of Pub. L. 480**, except that the AA/M is delegated authority to sign, on behalf of USAID, any grants and cooperative agreements under **Title V of Pub. L. 480**.



- e. Pub. L. 480 Claims.** Mission Directors, other Principal Officers of USAID field posts, and Principal Diplomatic Officers in countries where USAID is not represented are delegated the following authorities with respect to **Pub. L. 480** claims against private voluntary agencies arising under **USAID Regulation 11** (see [22 CFR 211](#)):
- (1) To administratively collect such claims,
  - (2) To suspend or terminate claims not exceeding \$10,000, and
  - (3) To compromise claims not exceeding \$20,000, where the amount to be relinquished does not exceed \$10,000.
- f. Redelegation.**
- (1) AA/DCHA may redelegate the food aid functions and authorities in **103.3.8.2.a** to the Director of the Office of Food for Peace, who may redelegate further such authorities and functions as the Director deems appropriate.
  - (2) The Assistant to the Administrator for the Bureau for Food Security (AA/BFS) and the AA/M may redelegate their respective functions and authorities in **103.3.7.2.d** related to **Title V of Pub. L. 480**.
  - (3) Regional Assistant Administrators may redelegate:
    - (a) The authority to negotiate, execute, and implement agreements, including amendments, to the USAID Principal Officer in the country where the donation is made. The authority to implement agreements may be redelegated in such manner as the USAID Principal Officer deems appropriate, but other authorities may not be redelegated further.
    - (b) The authority to execute agreements and amendments to the principal United States diplomatic officer in the country where the donation is made.
- g. Monitoring.** The USAID Principal Officer in the country will be responsible for monitoring all food aid activities in the country unless other arrangements for monitoring are approved by the AA/DCHA and the Regional Assistant Administrator.

**103.3.8.3 Development Credit Authority (DCA) and Other Credit Programs**  
Effective Date: 07/31/2008

The Administrator has delegated the following authorities:

- a. The Assistant Administrator, Bureau for Economic Growth, Education and Environment (AA/E3) is delegated the authority to authorize and implement the Housing Guaranty (HG), Micro and Small Enterprise Development (MSED), Development Credit Authority (DCA), and other loan, guarantee, and credit programs, including the authority to negotiate, execute, and implement agreements for these programs.

The AA/E3 must exercise the delegated authorities in consultation with, and subject to, the policy guidance of the appropriate Regional Assistant Administrators and field Missions. AA/E3 may redelegate her or his authorities to the regional bureaus.

- b. For their respective areas of responsibility, AAs are delegated the authority to authorize and implement HG, MSED, DCA and other loan, guarantee, and credit programs for which authority is delegated to the AA/E3 in **103.3.8.3.a**. This authority to implement these programs includes the authority to negotiate, execute, and implement agreements for HG, MSED, DCA and other loan, guarantee, and credit programs.
- c. In addition to the authorities conferred upon him or her as a Regional Assistant Administrator, the Assistant Administrator, Bureau for Latin America and the Caribbean (AA/LAC), is delegated full authority for the Agricultural and Productive Credit and Self-Help Community Development Programs in existence as of May 19, 1982, except for the authority to issue guarantees for such programs.
- d. AA/E3 is delegated the authority to manage the claims process and approve claims and other disbursements necessary to service credit activities under the DCA and other loan, guarantee, and credit programs.

#### **103.3.8.4 Interagency Agreements**

Effective Date: 12/12/2011

- a. Assistant Administrators, Assistant to the Administrators, the Chief Operating Officer in the Office of the Administrator (A/AID/COO), the Director, Office of Planning, Performance and Systems in the Bureau of Foreign Assistance (FA/COO), the Director of the Office of Development Partners, and the Heads of Independent Offices are delegated by the AA/M the authority to negotiate, execute, and amend interagency agreements under [section 632\(b\) of the FAA](#) and other authorities where USAID is the
  - (1) Requesting or funding agency and the agreement is for inherently governmental functions or technical assistance or

- (2) Furnishing agency.

NOTE: Mission Directors and Principal Officers that are delegated by an AA the authority to implement assistance objectives as stated in **103.3.5.1.c**, include the authorities set forth in this sub-section.

- b. Mission Directors are delegated by the AA/M the authority to negotiate, execute, and amend interagency agreements under the International Cooperative Administrative Support Services (ICASS) program ([ADS 520, International Cooperative Administrative Support Services \(ICASS\)](#)).
- c. The authorities in **103.3.8.4 a. and b.** do not include the authority to sign transfer and allocation agreements under **section 632(a) of the FAA**.
- d. Contracting authority delegated to individuals through warrants includes the authority to enter into [section 632\(b\)](#) interagency agreements, including Participating Agency Service Agreements (PASAs) and Participating Agency Program Agreements (PAPAs) (See [ADS 306, Interagency Agreements](#)).

#### **103.3.8.5 Grants and Cooperative Agreements**

Effective Date: 03/22/2011

- a. The AA/M delegates to Mission Directors and other Principal Officers of USAID field posts the authority to negotiate, execute, and amend grants and cooperative agreements, other than those to foreign governments, and multilateral organizations composed of foreign governments (including public international organizations as described in **ADS 308**), in an amount not exceeding \$150,000 (or local currency equivalent) in the aggregate.

NOTE: For grants to foreign governments and multilateral organizations composed of foreign governments (including public international organizations as described in **ADS 308**), see **103.3.5.1.c**.

- b. Limitation on Redlegation. The authority delegated in **103.3.8.5.a** may not be redelegated, but may be exercised by authorized persons acting as the Mission Director or other principal officer.
- c. Authority of Contracting Officers. This delegation does not detract in any way from the authority of Contracting Officers with assistance warrants to negotiate, execute, amend, and administer grants and cooperative agreements.

#### **103.3.8.6 Claims**

Effective Date: 01/11/2011

- a. Mission Directors and other Principal Officers of USAID field posts are delegated by the Chief Financial Officer (CFO) the authority to settle, compromise, suspend, write off, or terminate collection action on non-taxpayer identification number (non-TIN) debts or waive claims that do not exceed \$25,000 of the principal balance, exclusive of accrued interest, penalty, or administrative costs.
- b. Independent of the principal balance of the claim, Mission Directors and other Principal Officers of USAID field posts are delegated by the CFO the authority to waive collection of all or part of accrued interest, penalty, or administrative costs where it is determined that:
  - (1) The debt or the charges resulted from the Agency's error, action or inaction, and without fault by the debtor or
  - (2) Collection of these charges would be against equity and good conscience or not in the best interest of the United States.
- c. Exclusions: The authority in **103.3.8.6.a** does not apply to **Pub. L. 480** claims.
- d. Mission Directors and other Principal Officers of USAID field posts are delegated by GC the authority to settle tort claims in an amount not to exceed \$25,000.

#### **103.3.8.7 Performance-Based Actions**

Effective Date: 07/31/2008

- a. The AAs and Heads of Independent Offices are delegated by the Director of the Office of Human Capital and Talent Management (HCTM) the authority to take and decide performance-based actions, as specified in **5 USC 43** and related regulations. These include reassignments, demotions, and removals for unsatisfactory performance; subject to consultation and coordination with Director of HCTM or designees.
- b. Any redelegation of the authority in **103.3.8.7.a** is subject to approval by Director of HCTM or designees.

#### **103.3.8.8 Waiver of Transportation Source Requirements**

Effective Date: 07/31/2008

- a. Officials in the field with authority to waive source requirements for goods and services are delegated by AA/M the authority to waive, in accordance with applicable criteria (see [ADS 314.5.1b](#)), the flag registry requirements for ocean transportation services. This is to permit financing of transportation on ocean vessels under flag registry of any country included in [USAID Geographic Code 935](#) (Special Free World), provided that such authority may be exercised only for shipment of goods for which the official has approved a commodity source.

- b. The authority delegated in **103.3.8.8.a** may not be further redelegated.

**103.3.8.9 Details to Foreign Governments and International Organizations under Sections 627 and 628 of the FAA**

Effective Date: 10/18/2010

- a. **Other Agencies.** AA/PPL is delegated by the Administrator the authority to make section 627/628 determinations. This means making a determination that the delegation advances the purposes of the [FAA](#) in order to justify the detail of the employees of other agencies to foreign governments and international organizations under **sections 627 and 628 of the FAA**.
- b. **USAID.** Under its general personnel authorities in **103.3.9**, the AA/M is delegated by the Administrator the authority to make section 627/628 determinations for USAID employees.

**103.3.9 Principal Diplomatic Officers**

Effective Date: 07/31/2008

- a. In countries that do not have a USAID Mission or B/IO, the Principal Diplomatic Officer is delegated by the Administrator the authorities delegated to Mission Directors of USAID Missions.
- b. The exercise of the authorities in **103.3.9.a** is subject to the same limitations applicable to the exercise of such authorities by Mission Directors and such other limitations as the cognizant USAID Regional Assistant Administrator may specify.
- c. Where there is a USAID Mission Director or Office Director who exercises authority over a particular non-presence country as part of his or her regional director responsibilities (for example, West Africa Regional Program Director), such Director serves as USAID's primary official for the purpose of implementing USAID activities in the non-presence country and may delegate, as necessary, those authorities under Section **103.3.8** to another Principal Diplomatic Officer in the non-presence country. The Principal Diplomatic Officer only must exercise those authorities that the USAID official having regional responsibilities specifically delegates to the principal diplomatic officer.
- d. The authorities in **103.3.8.a** may be redelegated to the officers at the post principally responsible for USAID activities.

**103.3.10 Bureau for Management (M)**

Effective Date: 07/31/2008

The following subpolicies are the delegations for the Bureau for Management.

**103.3.10.1 Assistant Administrator for Management (AA/M)**  
 Effective Date: 09/18/2017

**a. General Authority.**

The AA/M is delegated by the Administrator all current and future authorities available to the Administrator relating to all aspects of:

- Administrative budget planning, including establishing program administrative Operational Year Budget levels;
- Administrative management, management policy, and management planning;
- Financial management;
- Program evaluation;
- Information resources management;
- Acquisition and assistance; and
- Other administrative management functions, except as noted below or specifically delegated to another official.

**b. Authorities Reserved to the Administrator.** The following authorities are reserved to the Administrator:

- (1) The authorities of [sections 624 and 631\(c\) of the FAA](#) regarding officers appointed by the President and confirmed by the Senate and Chairman of the Development Assistance Committee (DAC);
- (2) The appointment, assignment, and removal of Mission Directors, Deputy Mission Directors, and USAID Representatives; and
- (3) The Head of the Agency authorities, which the [Federal Acquisition Regulation \(FAR\)](#) states are not delegable. See [ADS 302](#).

**c. Acquisition and Assistance.** The authorities in **103.3.10.1.a** include, but are not limited to:

- (1) Acting as Head of the Agency, in accordance with the Federal Acquisition Regulation (see **FAR**), except as limited in **103.3.10.1.b**;
- (2) Negotiating, executing, amending, and administering

- (a) USG contracts;
  - (b) Interagency agreements obligating USAID funds, under section **632(b) of the FAA** and any other authority, including PASAs and PAPAs (see **ADS 306**); and
  - (c) Grants (other than those to foreign governments) and cooperative agreements.
- (3) Administering the Host Country Contract system, including approvals of contracts and waivers of competition and advertising requirements;
  - (4) Taking extraordinary contractual actions, in accordance with **Sections 3 and 4 of Executive Order 11223**;
  - (5) Administering the commodity and ocean transportation management functions;
  - (6) Determining the eligibility and responsibility under the **Drug Free Workplace Act** and similar statutes and regulations;
  - (7) Performing the functions of the Suspending Official and Debarring Official (SDO) related to procurement and nonprocurement debarment and suspension; granting an exception permitting an excluded person to participate in a particular covered transaction; or designating an individual to whom these functions are further delegated (see **103.3.10.4**); and
  - (8) Deciding a recipient appeal, or designating an individual to whom such authority is delegated.
- d. **Budget.** The authorities in **103.3.10.1.a** include, but are not limited to, the preparation, execution, transaction management, and tracking of USAID's administrative budget (including establishing program administrative Operational Year Budget levels).
- e. **Information Resources Management.** The authorities in **103.3.9.1.a** include, but are not limited to, serving as the Designated Senior Official (DSO) for Information Resources Management **and the Senior Accountable Official for Risk Management, Cybersecurity Component.** (See also **ADS 101** for the Office of the Chief Information Officer's functions).
- f. **Other Administrative Management Functions.** The authorities in **103.3.10.1.a** include, but are not limited to:

- (1) Administering all aspects of USAID's property management function, including real and personal, foreign and domestic, and surplus and excess;
  - (2) Authorizing expenditures under [section 636\(b\) of the FAA](#);
  - (3) Authorizing and approving official travel, transportation, and storage;
    - Accepting and using gifts; and
    - Managing Agency policy directives and required procedures for dealing with geographic codes.
- g. Regulations.** Included in this general delegation is the authority to issue, amend, or waive regulations.
- h.** This section, **103.3.10.1**, governs in the event of conflict with other provisions of the ADS.
- i. Ocean Freight Reimbursement.** The AA/M is delegated by the Administrator all current and future authorities available to the Administrator relating to all aspects of the Ocean Freight Reimbursement Program. The authority to make payments and provide reimbursements for transportation charges pursuant to [FAA Section 123\(b\)-\(d\)](#) also is delegated to the AA/M.
- j. Denton Program.** The AA/M is delegated by the Administrator all current and future authorities available to the Administrator relating to all aspects of the Denton program, operated by the Department of Defense (DoD) pursuant to **10 U.S.C. 402**, by which DoD may transport humanitarian assistance supplies donated by PVOs, NGOs, or other non-governmental sources on a space available basis.

### **103.3.10.2 Immediate Office of the Chief Financial Officer (M/ICFO)**

Effective Date: 07/31/2008

#### **a. Chief Financial Officer (M/CFO/ICFO)**

- (1) The Chief Financial Officer, Immediate Office of the Chief Financial Officer (M/CFO/ICFO) is delegated by the Administrator all current and future authorities available to the Administrator relating to all aspects of financial management, including, but not limited to:
  - (a) Serving as the Agency's Chief Financial Officer and exercising all of the authorities under the **Chief Financial Officers Act of 1990 (CFO Act) (Pub. L. 101-576)** and



- (b) Collecting, compromising, suspending, writing off, terminating collection activity, or waiving claims by or against the Agency, up to a valuation of \$100,000, exclusive of accrued interest, penalty (late payment charges) and administrative costs, except for tort claims against the Agency. (See **ADS 625, Accounts Receivable and Debt Collection.**)
- (2) Regulations. Included in **103.3.10.2.a.1** is the authority to issue, amend, or waive regulations to exercise any authority vested in the Administrator in such regulations and to revoke or amend any delegations from the Administrator to Bureau for Management officials as related to financial management.
- (3) The Chief Financial Officer (**CFO**) is delegated by the AA/M authority to:
    - (a) Negotiate, execute, amend, and administer interagency agreements in the area of financial management;
    - (b) Authorize expenditures under **section 636(b) of the FAA**;
    - (c) Approve exceptions under section 113 and other sections of the **Foreign Service Travel Regulations** (see **6 FAM 120**) and **Federal Travel Regulations**;
    - (d) Make any other determination, waiver, exception, or other action authorized by law or regulation; and
    - (e) Approve exceptions to the mandatory use of the Government-sponsored travel card (GSTC). This authority has been redelegated by the CFO to the GSTC Coordinator in M/CFO.

**b. Chief, Payroll Division (M/CFO/P)**

M/CFO/P is delegated by the CFO the authority to withhold taxes, file required returns, and pay taxes in accordance with agreements entered into between the Secretary of the Treasury and the States, the District of Columbia, and U.S. counties and cities.

**c. Chief, Bureau for Management, Office of Financial Management, Central Accounting and Reporting Division (M/CFO/CAR)**

The Chief, M/CFO/CAR is delegated by the CFO the following authorities:

- (1) To designate overseas cashiers, to request the Department of the Treasury designation of domestic cashiers, and to request the revocation of such designations;
- (2) To sign requests for relief concerning physical losses or deficiencies applying to cashiers of imprest funds. This includes authority to make findings, determinations, and recommendations relating to the relief of accountable officers, in accordance with **Title 31 of the U.S. Code**;
- (3) To request the Department of the Treasury to designate agents to distribute checks; and
- (4) To sign Foreign Currency Transfer Authorizations.

**d. Chief, Washington Financial Services Division (M/CFO/WFS)**

The Chief, M/CFO/WFS is delegated by the CFO claims authority in section **103.3.10.2.a.**

**e. Chief, Financial Policy and Support Division (M/CFO/FPS)**

The Chief, M/CFO/FPS is delegated by the CFO the authority to appoint and revoke appointments of certifying officers.

**103.3.10.3 Director, Office of the Chief Information Officer (M/CIO)**

Effective Date: 07/31/2008

The Director, M/CIO, is designated by the AA/M, as the Agency's Chief Information Officer (CIO), and is delegated by the AA/M the following responsibilities, including those delegated to the AA/M as USAID's Designated Senior Official for Information Resources Management (IRM):

- a. Coordination with other Agency components to develop and update annually the Agency-wide five-year IRM Strategic Plan;
- b. Management of the Agency's Knowledge Management system, including the library, information clearinghouse, reference and research service, etc.;
- c. Coordination with other Agency components to develop an annual Agency-wide IRM budget;
- d. Development and promulgation of IRM policy directives, procedures, and guidelines for the economical and effective management of information resources, TEMPEST, COMSEC, and Secure Telephone Units;

- e. Oversight responsibility of all IRM activities in the Agency, including conducting program reviews of information resources management activities and managing Agency records;
- f. Acquisition, review, and approval authority for all acquisitions containing Federal information processing resources;
- g. Management of the Agency's compliance with
  1. Sections 3506(c) (1), (2), (6), and (7) of the **Paperwork Reduction Act**, as amended;
  2. **OMB Circular A-130**;
  3. **The Freedom of Information Act**;
  4. **The Privacy Act**;
  5. Sections 5 and 6 of the **Computer Security Act**;
  6. TEMPEST Countermeasures for Facilities;
  7. COMSEC Guidance for Automated Data Processing (ADP) Systems; and
  8. Operational Security Doctrine for Secure Telephone Units.
- h. Development, coordination, implementation and maintenance, administration, and integration of Agency corporate automated information systems (both numerical and textual); and
- i. Negotiation, execution, amendment, and administration of interagency agreements in the area of information resources management.

**103.3.10.4 Deputy Assistant Administrator, Bureau for Management (DAA/M)**

Effective Date: 02/15/2017

- a. The SDAA/M is delegated by the AA/M the authorities contained in ADS **103.3.9.1(c)(7)** for all procurement and non-procurement suspension and debarment actions that were active on June 17, 2015 in accordance with [ADS 103mac](#). This delegation encompasses any actions involving individuals and organizations that were suspended, proposed for debarment, debarred, operating under an administrative agreement, or in receipt of a show cause letter on June 17, 2015.

**103.3.10.5 Director, Bureau for Management, Office of Acquisition and Assistance (M/OAA)**

Effective Date: 06/10/2015

- a. The AA/M has designated the Director, M/OAA, as the Senior Procurement Executive, Chief Acquisition Officer, and Assistance Executive and delegated the acquisition and assistance authorities delegated to the AA/M in **103.3.10.1** (other than the authorities contained in **103.3.10.1(c)(7)** and **103.3.10.1(c)(8)**).
- b. The authorities delegated in **103.3.10.5.a** include, but are not limited to:
  - (1) Acting as the Head of the Agency for all purposes described in the Federal Acquisition Regulation, including the authority to issue and terminate Certificates of Appointment (“warrants”) to Contracting Officers (per [FAR 1.6](#)); and
  - (2) Negotiating, executing, amending, and administering grants (other than those to foreign governments) and cooperative agreements, including the authority to issue and terminate Certificates of Appointment to Agreement Officers.
- c. A Contracting or Agreement Officer (CO/AO) issued a contracting or assistance warrant cannot further redelegate this authority, except that the CO/AO can delegate certain administrative duties and authorities to a Contracting Officer’s Representative (COR) by issuing a formal designation letter issued in accordance with **ADS 302** or **ADS 303**.
- d. The delegations to M/OAA do not include the delegations found in sections **103.3.10.6** and **103.3.10.7** regarding the acquisition of real property by purchase or lease. Domestic real property functions are delegated to the AA/M and redelegated to M/MS/OD and overseas real property functions are delegated to the AA/M and redelegated to M/MS/OMD. See [ADS 535 Real Property Management Overseas](#). The limits on delegations to M/OAA regarding leasing or acquisition of real property do not apply to the acquisition of hotel lodging or conference facilities and do not apply to the leasing or acquisition of program-funded property under acquisition and assistance instruments, which are governed by other delegations and regulations.
- e. The Director, M/OAA is delegated by the AA/M all authorities regarding the Ocean Freight Reimbursement and Denton Programs as set forth in **103.3.10.1.i** and **j**, including the following authorities:
  - (1) Strategic planning authorities, as set forth in **103.3.5.1.a**. This delegation does not include the authority to approve:

- (a) Strategic plans and substantive amendments thereto;
  - (b) Exceptions to the strategic planning procedures; and
  - (c) The substantive terms and conditions of management agreements and amendments thereto.
- (2) Budget and implementation authorities, as set forth in **103.3.5.1.b and c.**
  - (3) Source and nationality waiver authority, as set forth in **103.3.5.1.d.** (see **ADS 310.5.5.a**, which includes delegations of comparable source and nationality waiver authority to the Director, Office of U.S. Foreign Disaster Assistance (OFDA/OD)).
  - (4) Coordination authority, as set forth in **103.3.5.1.e.**
  - (5) Gift acceptance and use authority, as set forth in **103.3.5.1.f.**
  - (6) Authorities for interagency agreements, as set forth in **103.3.8.4.**
- f. The Director, M/OAA is delegated by the AA/M the authority to make payments and provide reimbursements for transportation charges pursuant to [FAA Section 123\(b\)-\(d\)](#);

**103.3.10.6 Director, Office of Management Services (M/MS)**

Effective Date: 05/17/2011

- a. The Director, M/MS, is delegated by the AA/M all authorities to serve as the Agency's Senior Real Property Officer to administer the functions required by **Executive Order 13327**.
- (1) For domestic real property:
    - a) Authority to negotiate, execute, and amend contracts, leases, and other documents for procurement of quarters, living quarters, offices, buildings, grounds, and necessary supporting facilities, including advance payments; maintenance, furnishings, necessary repairs; improvements and alterations to properties owned or rented by the Government; and costs of fuel, water, and utilities for such properties.
    - b) Authority to negotiate, execute, and amend contracts and other documents for disposition of USAID's interest in administratively-funded (for example, operating expense-funded) property, real or

personal, held or acquired in connection with the conduct of the foreign assistance program.

- (2) For overseas real property:
    - a) Authority to negotiate, execute, and amend contracts, leases, and other documents for procurement of quarters, living quarters, offices, buildings, grounds, and necessary supporting facilities, including advance payments; maintenance, furnishings, necessary repairs; improvements and alterations to properties owned or rented by the Government; and costs of fuel, water and utilities for such properties. This authority includes the authority to manage, lease, and purchase overseas properties on behalf of the Agency, as set forth in [ADS 535, Real Property Management Overseas](#) and also includes, but is not limited to, the authority to execute Miscellaneous Obligations in support of overseas building projects managed by the Department of State under Memoranda of Agreement with USAID.
    - b) Authority to negotiate, execute, and amend contracts and other documents for disposition of USAID's interest in administratively-funded (for example, operating expense-funded) property, real or personal, held or acquired in connection with the conduct of the foreign assistance program.
  - (3) Authorize and approve official travel, transportation and storage of effects (including automobiles), and related expenses for the travel of persons financed by USAID.
  - (4) Authorize and approve official travel on an all-inclusive or actual subsistence expense basis, including authority to prescribe conditions under which reimbursement may be authorized on an actual subsistence expense basis.
  - (5) Accept and use gifts.
  - (6) Settle and approve claims under the **Military Personnel and Civilian Employees Claims Act of 1964, as amended.**
  - (7) Declassify Office of Public Safety documents.
- b.** The Director, M/MS, is delegated by the Director, M/CIO the following authorities:
- (1) The Agency's record management functions and

- (2) The Agency's Freedom of Information program, including the authority to decide appeals.

**103.3.10.7 Chief, Overseas Management Support Division (M/MS/OMD)**

Effective Date: 05/17/2011

- a. The Chief, M/MS/OMD, is delegated by the Director, M/MS, the authorities contained in **ADS 103.3.10.6.a(2)**.

**103.3.10.8 Chief, Headquarters Management Division (M/MS/HMD)**

Effective Date: 05/17/2011

- a. The Chief, M/MS/HMD, is delegated by the Director, M/MS, the authorities contained in **ADS 103.3.10.6.a(1)**.

**103.3.10.9 Chief, Travel and Transportation Division (M/MS/TTD) [Reserved]**

**103.3.10.10 Chief, Information Records Division (M/MS/IRD) [Reserved]**

**103.3.10.11 Director, Office of Management Policy, Budget and Performance (M/MPBP) [Reserved]**

**103.3.11 The Office of Human Capital and Talent Management (HCTM)**

Effective Date: 09/27/2011

- a. The Director, Office of Human Capital and Talent Management (HCTM) is delegated by the Administrator primary responsibility for all aspects of human resources management. This includes all of the authorities for human resources management, specifically
- Employee training and career development;
  - Pay and allowance policy, including authorizing expenditures under [Section 636\(b\) of the FAA](#) as related to human resources matters;
  - The authority to sign interagency agreements for human resources management functions; and
  - The authority to redelegate the authority to sign such interagency agreements.
- b. As a matter of administrative practice, the following actions are forwarded to the Administrator for approval:

- (1) Appointment/Reassignment of Senior Executive Service (SES), Administratively Determined (AD), PAS, and Schedule C employees;
- (2) Foreign Service Commissioning List;
- (3) Designation of Senior Management Group (SMG) positions and assignment, including extensions, of employees to SMG positions;
- (4) Nonreimbursable details out of the Agency, including Intergovernmental Personnel Act (IPAs) details;
- (5) Reimbursable details and transfers to international organizations or other USG agencies (including State) for more than five years;
- (6) Foreign Service (FS) promotion numbers;
- (7) Senior Foreign Service (SFS) Limited Career Extensions;
- (8) Senior Foreign Service/Senior Executive Service (SFS/SES) Performance Pay;
- (9) SFS/SES Presidential Rank Award nominations;
- (10) AD employees' pay and performance bonus awards;
- (11) Appointment of Chair and members of USAID's Special Awards Committee (SAC);
- (12) All awards, monetary and non-monetary, recommended for approval by USAID's Special Awards Committee;
- (13) USAID Membership on the Board of the Foreign Service;
- (14) Civil Service/Foreign Service (CS/FS) Furloughs and Reductions in Force (RIFs); and
- (15) Sabbaticals for SES/SFS.

**103.3.12 Bureau for Africa (AFR)**  
Effective Date: 07/31/2008

The following policy directives are the delegations for the Bureau for Africa.

**103.3.12.1 Mission Directors and USAID Principal Officers**  
Effective Date: 02/15/2012



Mission Directors and USAID Principal Officers in the AFR region are delegated by the AA/AFR the following authorities:

- a. Strategic planning authority in accordance with [ADS 201](#), other planning policies approved by the Administrator, and **103.3.5.1.a**. The authority to implement development objectives (including, but not limited to, strategic, special, or support objectives) stated in **103.3.5.1.b and c**, except that:
  - (1) The authority to take into consideration [FAA section 611\(e\)](#) certifications and to sign **FAA 632(a)** agreements is not delegated and
  - (2) Before approving macroeconomic or sector assistance involving resource transfers in accordance with the Policy Paper "Program Assistance" (formerly referred to as "non-project assistance"), USAID Principal Officers must have the clearance of AA/AFR.
- b. The authority to waive source and nationality requirements for the procurement of goods and services (other than transportation services) set forth in Goods and Services (see **103.3.5.1.d**). This authority may not be further redelegated.
- c. The authority to coordinate with other USG agencies on economic development matters set forth in **103.3.5.1.e**.
- d. The authority to accept and use gifts as set forth in **103.3.5.1.f**.
- e. The authority stated in **103.3.8.2.b** to negotiate, execute, and implement food aid donation agreements in accordance with the terms of the authorization. The authority to implement such agreements may be redelegated further, but the authorities to negotiate and execute agreements may not.
- f. The authority to authorize and implement loan, guarantee, and other credit programs as set forth in **103.3.8.3.b**.
- g. AFR Mission Directors having regional responsibilities are delegated the authorities of a USAID Principal Officer with respect to those countries in their region that have no assigned Mission Director or Principal Officer.

**103.3.12.2 Directors of the Office of Sudan Programs (AFR/SP), Office of West African Affairs (AFR/WA), the Office of Sustainable Development (AFR/SD), the Office of Eastern Africa Affairs (AFR/EA), the Office of Southern Africa Affairs (AFR/SA) and the Office of Development Planning (AFR/DP) (Collectively, "AFR/W Office Directors")**

Effective Date: 07/31/2008

The AFR/W Office Directors are delegated by the AA/AFR the following authorities, effective January 19, 1996:

- a.** The authority to implement development objectives (including, but not limited to, strategic, special, or support objectives) stated in **103.3.5.1.b** and **c**, including but not limited to, authority to:
- (1) Negotiate, execute, amend, and implement development objective grants, loans, memoranda of understanding, and other implementing and ancillary agreements and documents with foreign governments and multilateral organizations composed of foreign governments (including public international organizations (PIOs) as described in **ADS 308**);
  - (2) Issue and issue or approve other implementation documents in connection with the agreements listed in **(a) (1)**;
  - (3) Amend existing project, program, and other agreements and take other actions necessary to comply with USAID's results management systems;
  - (4) Review and approve documents and other evidence submitted in satisfaction of conditions precedent;
  - (5) Approve host country contracts and amendments as set forth in [ADS 305](#), including waivers of competition and advertising requirements. This authority is subject to AA/M approval of host country contracts and amendments over \$10 million and the limitations on redelegation to the field, as contained in [ADS 305](#) and [Country Contracting](#); and
  - (6) Receive and determine the adequacy of assurances of host country contributions under [section 110 of the FAA](#) and to waive such contributions on a case-by-case basis if the country qualifies as relatively least developed under **section 124(d) of the FAA**.
- b.** The authority to waive source and nationality requirements for the procurement of goods and services (other than transportation services) set forth in Goods and Services (see **103.3.5.1.d**). This authority may not be further redelegated.
- c.** Procurement under the Development Fund for Africa (DFA). The authority to implement the procurement authorities stated in [Section 496 of the Foreign Assistance Act of 1961, as amended](#). This authority must be exercised in accordance with the Updated and Reissued Africa Bureau Instructions on Implementing DFA Procurement Authorities, dated February 1, 1993, as it may be amended from time to time, including the provision in the instructions calling for U.S. procurement to the maximum extent practicable.

- d. The authority to coordinate with other USG agencies on economic development matters as set forth in **103.3.5.1.e**.
- e. The authority to accept and use gifts as set forth in **103.3.5.1.f**.
- f. The authority in **103.3.5.1.g(1)** to authorize and administer reimbursable programs under **section 607 of the FAA**.
- g. The authority to register regional, foreign private, and voluntary organizations, for example, that conduct operations in more than one country within a USAID geographic region.
- h. Exceptions:
  - (1) The authority to sign **section 632(a)** interagency agreements (non-obligating transfers of funds) and **section 632(b)** interagency agreements (obligating transfers of funds) is not delegated by this Delegation of Authority.
  - (2) Before approving macroeconomic or sector assistance involving resource transfers (formerly referred to as "non-project assistance"), USAID Principal Officers must have the clearance of the AA/AFR.
- i. Country, Regional, and USAID/W Support. In carrying the authorities delegated above, each AFR/W Office Director and his or her staff must obtain:
  - (1) All required or otherwise appropriate clearances (legal, procurement, financial, technical) prior to approving actions and
  - (2) Such additional appropriate country, regional, and/or USAID/W support in planning and carrying out assistance activities.

**103.3.12.3 Special Self-Help (SSH) and Democracy and Human Rights Fund (DHRF) Programs**

Effective Date: 07/31/2008

Ambassadors and other Chiefs of Mission in African countries with or without a USAID Mission are delegated by the AA/M the authority to negotiate, execute, amend, implement, and otherwise administer SSH and DHRF agreements with foreign governments and non-governmental organizations in accordance with the guidelines established in the Department of State SSH and the DHRF Manuals.

**103.3.13 Bureau for the Middle East (ME)**

Effective Date: 07/31/2008

The following subpolicy directives are the delegations for the Bureau for the Middle East.

**103.3.13.1 Middle East Mission Directors and Principal Officers**

Effective Date: 07/31/2008

Mission Directors and USAID Principal Officers in countries or areas of the Middle Eastern region now or hereafter under the responsibility of the Assistant Administrator for the Middle East (AA/ME) are delegated by the AA/ME, each with respect to the country or countries for which he or she is responsible, the authorities contained in ADS sections **103.3.5.1.a** (Strategic Planning); **103.3.5.1.b** (Budget); **103.3.5.1.c** (Program Implementation); **103.3.5.1.d** (Source, Origin, and Nationality for Procurement); **103.3.5.1.e** (Coordination); **103.3.5.1.f** (Acceptance and Use of Gifts); **103.3.8.2.b** (Food Aid); and **103.3.8.3.b** (DCA and Other Credit Programs), except that:

- a. The authorities delegated in accordance with [ADS 201](#) and other planning policies approved by the Administrator do not include the authority to approve:
  - (1) Strategic plans and substantive amendments of those plans;
  - (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments to those management agreements.
- b. The authorities delegated in accordance with **103.3.5.1.b** and **c** do not include the authority to:
  - (1) Receive and take into consideration certifications under [section 611\(e\) of the FAA](#) or
  - (2) Sign **section 632(a)** interagency agreements (non-obligating transfers of funds).
- c. The authorities delegated in accordance with **103.3.5.1.d** may not be delegated further.
- d. In the case of the USAID/Mission to Egypt only, the authorities delegated in accordance with section **103.3.5.1.d**:
  - (1) Include the authority to waive transportation source requirements for ocean transportation services in accordance with applicable criteria, provided that a determination of non-availability has been made by the Bureau for Management, Office of Acquisition and Assistance (M/OAA); and

- (2) May be redelegated further.
- e. The authorities delegated in accordance with **103.3.8.2.b** are subject to clearance by the AA/DCHA and do not include:
  - (1) The authority to authorize or amend the authorization for the donation of agricultural commodities and
  - (2) The authority to make findings, determinations, and actions required under **Title IV of Pub. L. 480** that relate to donations and agreements for specific countries and their terms and conditions.
- f. The implementation authorities delegated in accordance with **103.3.8.2.b** may be redelegated in such a manner as the respective USAID Mission Director or Principal Officer deems appropriate, but other food aid authorities may not be delegated further.

### **103.3.13.2 Regional Contracting Officers (RCOs)**

Effective Date: 07/31/2008

The RCO in Egypt is delegated by the AA/M the authority to approve host country contracting awards in the amount of \$10 million or more, including contract amendments in that amount and related actions.

### **103.3.14 Bureau for Asia (Asia)**

Effective Date: 07/31/2008

The following subpolicy directives are the delegations for the Bureau for Asia.

### **103.3.14.1 Asia Mission Directors and Principal Officers**

Effective Date: 07/07/2011

Mission Directors and USAID Principal Officers in countries or areas of the Asia region now or hereafter under the responsibility of the Assistant Administrator for Asia (AA/Asia) are delegated by the AA/Asia, each with respect to the country or countries for which he or she is responsible, the authorities contained in ADS **103.3.5.1.a** (Strategic Planning); **103.3.5.1.b** (Budget); **103.3.5.1.c** (Program Implementation); **103.3.5.1.d** (Source, Origin, and Nationality for Procurement); **103.3.5.1.e** (Coordination); **103.3.5.1.f** (Acceptance and Use of Gifts); **103.3.8.2.b** (Food Aid); and **103.3.8.3.b** (DCA and Other Credit Programs), except that:

- a. The authorities delegated in accordance with [ADS 201](#) and other planning policies approved by the Administrator do not include the authority to approve:
  - (1) Strategic plans and substantive amendments of those plans;

- (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments to those management agreements.
- b.** The authorities delegated in accordance with **103.3.5.1.b.** and **c.** do not include the authority to:
- (1) Receive and take into consideration certifications under [section 611\(e\) of the FAA](#) or
  - (2) Sign section **632(a)** interagency agreements (non-obligating transfers of funds).
- c.** The authorities delegated in accordance with **103.3.5.1.d** may not be delegated further.
- d.** The authorities delegated in accordance with **103.3.8.2.b** are subject to clearance by the AA/DCHA and do not include:
- (1) The authority to authorize or amend the authorization for the donation of agricultural commodities and
  - (2) The authority to make findings, determinations, and actions required under **Title IV of Pub. L. 480** that relate to donations and agreements for specific countries and their terms and conditions.
- e.** The implementation authorities delegated in accordance with **103.3.8.2.b** may be redelegated in such a manner as the respective USAID Mission Director or Principal Officer deems appropriate, but other food aid authorities may not be delegated further.
- 103 The Director, USAID/Central Asia is delegated the authority of a USAID Principal Officer with respect to the countries of Kazakhstan, Tajikistan, Turkmenistan, and Uzbekistan.
- g.** The AA/Asia is delegated by the Administrator and has further redelegated to the Director, USAID/Philippines, the authority to approve and implement for the Federated States of Micronesia and the Republic of the Marshall Islands activities set forth in **Article X of the Federal Programs and Services Agreements** between the United States and each country, as approved in **P.L. 110-229**, utilizing funds made available by the Department of the Interior and by the Department of Homeland Security Federal Emergency Management Agency for such purposes. This delegation of authority is concurrent with the delegation

of authority to OFDA set forth in **103.3.17.4.c**. USAID/Philippines and OFDA must mutually coordinate approval and implementation of such activities with one another, in consultation with the Bureau for Asia.

**103.3.15 Bureau for Europe and Eurasia (E&E)**

Effective Date: 07/31/2008

The following subpolicy directives are the delegations for the Bureau for Europe and Eurasia.

**103.3.15.1 E&E Mission Directors, Principal Officers, and E&E Washington-Based Office Directors**

Effective Date: 12/05/2011

Mission Directors and Principal Officers in countries or areas of the E&E region and the E&E Washington-based Office Directors each with respect to their functional area responsibilities now or in future under the responsibility of the AA/E&E are delegated by the AA/E&E, the authorities contained in ADS **103.3.5.1.a** (Strategic Planning); **103.3.5.1.b** (Budget); **103.3.5.1.c** (Program Implementation); **103.3.5.1.d** (Source and Nationality for Procurement); **103.3.5.1.e** (Coordination); **103.3.5.1.f** (Acceptance and Use of Gifts); **103.3.8.2.b.2** (Food Aid); and **103.3.8.3.b** (DCA and Other Credit Programs), except that

- a. The authorities delegated in accordance with [ADS 201](#) and other planning policies approved by the Administrator do not include the authority to approve:
  - (1) Strategic plans and substantive amendments concerning them;
  - (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments concerning them.
- b. The authorities delegated in accordance with **103.3.5.1.b** and **c** do not include the authority to:
  - (1) Receive and take into consideration certifications under [section 611\(e\) of the FAA](#) or
  - (2) Sign section **FAA 632(a)** interagency agreements (non-obligating transfers/allocations of funds).
- c. The authorities delegated in accordance with **103.3.5.1.d** may not be delegated further.

- d. The authorities delegated in accordance with **103.3.8.2.b.2** are to negotiate, execute, and implement **P.L. 480 Title III** donation agreements in accordance with the terms of the authorization. The authority to implement agreements may be redelegated, but the other authorities may not be redelegated further.
- e. E&E Mission Directors having regional responsibilities are delegated the authorities of a USAID Principal Officer with respect to those countries in their region that have no assigned Mission Director or Principal Officer. For example, the Director, USAID/Ukraine is delegated the authority of a USAID Principal Officer with respect to the countries of Belarus, Moldova, and Ukraine.

### **103.3.15.2 Enterprise Funds**

Effective Date: 07/31/2008

- a. The AA/E&E is delegated by the M/OAA/OD authority for the award and administration of all E&E Enterprise Fund grants. This authority includes, but is not limited to:
  - (1) Negotiating and executing grant awards and grant modifications and
  - (2) Administering and terminating grants.
- b. The authority in **103.3.15.2.a** is delegated to the Director, Office of Economic Growth (E&E/EG).

### **103.3.16 Bureau for Latin America and the Caribbean (LAC)**

Effective Date: 07/31/2008

The following subpolicy directives are the delegations for the Bureau for Latin America and the Caribbean.

#### **103.3.16.1 Director, Strategy and Program Office (LAC/SPO) and Director, Office of Regional Sustainable Development (LAC/RSD)**

Effective Date: 07/31/2008

The LAC/SPO and LAC/RSD are delegated by the AA/LAC the following authorities:

- a. Strategic planning authority in accordance with [ADS 201](#), other planning policies approved by the Administrator, and **103.3.5.1.a**. The authority to implement development objectives (including, but not limited to, strategic, special, or support objectives) stated in **103.3.5.1.b** and **c**, except signing [FAA section 632\(a\)](#) agreements;
- b. The authority to waive source, origin, and nationality requirements for the procurement of goods and services (other than of transportation services) as stated in **103.3.5.1.d**;



- c. The authority to coordinate with other USG agencies on economic development matters, as stated in **103.3.5.1.e**;
- d. The authority to accept and use gifts, as stated in **103.3.5.1.f**;
- e. The authority to authorize and administer reimbursable USAID programs in accordance with **section 607 of the FAA**, as set forth in **103.3.5.1.g**; and
- f. The Development Credit Authority (DCA) and other credit program authorities, as stated in section **103.3.8.3.b** and **103.3.8.3.c**.

### **103.3.16.2 LAC Mission Directors and USAID Principal Officers**

Effective Date: 02/15/2012

Mission Directors and USAID Principal Officers in the LAC region are delegated by the AA/LAC the following authorities:

- a. Strategic planning authority, in accordance with [ADS 201](#), other planning policies approved by the Administrator, and **103.3.5.1.a**.
- b. The authority to implement development objectives (including, but not limited to, strategic, special, or support objectives), as stated in **103.3.5.1.b** and **c**, except signing **FAA 632(a)** agreements, and receiving and taking into consideration certifications under **Section 611(e)** of the FAA;
- c. The authority to waive source, origin, and nationality requirements for the procurement of goods and services (other than transportation services), as set forth in **103.3.5.1.d**;
- d. The authority to coordinate with other USG agencies on economic development matters, as set forth in **103.3.5.1.e**;
- e. The authority to accept and use gifts, as set forth in **103.3.5.1.f**;
- f. The authority to authorize and administer reimbursable USAID programs, in accordance with [FAA section 607](#), as stated in **103.3.5.1.g**;
- g. The food aid authorities, as stated in **103.3.8.2.b.2**, **103.3.8.2.b.3**, and **103.3.8.2.b.4**, to negotiate, execute, amend, and implement food aid donation agreements in accordance with the terms of the authorization. The authority to implement such agreements may be delegated further, but the authorities to negotiate, execute, and amend agreements may not;

- h.** The authorities to authorize and implement loan, guarantee, and other credit programs and the agricultural and productive credit and self-help community development programs, as set forth in **103.3.8.3.b** and **103.3.8.3.c**; and
- i.** LAC Mission Directors having regional responsibilities are delegated the authorities of a USAID Principal Officer with respect to their countries in their region that have no assigned Mission Director or Principal Officer.

**103.3.16.3 Latin America Development Act of 1960**

Effective Date: 07/31/2008

The AA/LAC is delegated by the Administrator the authority to act on behalf of the USG with regard to the **Latin America Development Act of 1960, 22 U.S.C. 1942 et seq.** This authority includes, but is not limited to, the authority to

- a.** Negotiate, execute, amend, and implement agreements with the Inter-American Development Bank and
- b.** Take any action in conjunction or coordination with other USG agencies related to the Social Progress Trust Fund.

**103.3.17 Bureau for Democracy, Conflict, and Humanitarian Assistance (DCHA)**

Effective Date: 07/31/2008

The following policies are the delegations for the Bureau for Democracy, Conflict, and Humanitarian Assistance (DCHA).

**103.3.17.1 Assistant Administrator for DCHA (AA/DCHA)**

Effective Date: 03/13/2013

- a.** The Assistant Administrator, DCHA is delegated by the Administrator, for purposes of immediately responding to disasters overseas, the authority to negotiate, execute, amend, and implement:
  - (1) Grants and cooperative agreements, in an amount up to \$3 million per transaction, with NGOs; and
  - (2) Contracts, including contracts for personal services, in an amount up to \$500,000 per transaction.
- b.** The authorities in paragraph **a** above may be redelegated by the Assistant Administrator for DCHA to the Director of the Office of U.S. Foreign Disaster Assistance (OFDA) and may be exercised by officials serving in an acting capacity as Director, OFDA. In exercising these authorities, the Assistant Administrator, acting Assistant Administrator, Director, OFDA, or acting Director,

OFDA, as the case may be, must rely on documentation prepared by another official in DCHA or the Office of Acquisition and Assistance who has a warrant to make such awards. This requirement will continue until such time as the Assistant Administrator, acting Assistant Administrator, Director, OFDA, or acting Director, OFDA, as the case may be, has received such training as may be agreed upon by the Assistant Administrator for DCHA and the Director of the Office of Acquisition and Assistance.

- c.** The Assistant Administrator, DCHA is delegated by the Administrator the authority to:
- (1) Furnish assistance pursuant to section 214(a) and (b) of the Foreign Assistance Act of 1961, as amended, to schools, libraries, and hospitals which qualify under those sections of the law and to make grants to such institutions in connection therewith;
  - (2) Specify terms and conditions for such assistance; and
  - (3) Administer and implement such assistance and to exercise all authorities with respect thereto.

### **103.3.17.2 DCHA Office Directors**

Effective Date: 12/19/2011

The Directors of the Offices of Food for Peace (FFP); U.S. Foreign Disaster Assistance (OFDA); American Schools and Hospitals Abroad (ASHA); Transition Initiatives (OTI); Conflict Management and Mitigation (CMM); Military Affairs (OMA); Program, Policy and Management (PPM); and Civilian Response (OCR); and the Director of the Center of Excellence on Democracy, Human Rights, and Governance (DRG); are delegated by AA/DCHA the following authorities for the programs, projects, and activities within the subject matter of each respective office:

- a. Strategic planning authorities, as set forth in **103.3.5.1.a**. This delegation does not include the authority to approve:
  - (1) Strategic plans and substantive amendments thereto;
  - (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments thereto.
- b. Budget and implementation authorities, as set forth in **103.3.5.1.b** and **c**.

- c. Source and nationality waiver authority, as set forth in **103.3.5.1.d** (see **ADS 310.5.5.a**, includes delegations of comparable source and nationality waiver authority to the Director of OFDA.)
- d. Coordination authority, as set forth in **103.3.5.1.e**.
- e. Gift acceptance and use authority, as set forth in **103.3.5.1.f**.
- f. Authorities for interagency agreements, as set forth in **103.3.8.4**.

**103.3.17.3 Director, Office of Food for Peace (FFP/OD)**

Effective Date: 07/31/2008

Additional authorities delegated by the AA/DCHA to the Director, Food for Peace (FFP) are:

- a. All food aid authorities and functions, including the administration, approval, and implementation of programs under **Titles II and III of the Food for Peace Act, 7 U.S.C. 1691 et seq.**, except functions reserved to other USAID staff by **103.3.8.2.b-c**. Authorities delegated to the Director, FFP hereunder include, without limitation, the authority to authorize, approve, negotiate, execute, and implement transfer authorizations and grants and ancillary obligation or implementation documents necessary to carry out emergency and non-emergency **P.L. 480 Title II** programs. Such transfer authorizations and grants may include authorization or obligation of funds for commodities, transport, distribution, storage, and all other expenditures necessary and proper to carry out **Title II** programs.
- b. Authority to coordinate activities of FFP with activities of the U.S. Department of Agriculture (USDA), including those undertaken under **Title I of P.L. 480** or **Section 416(b) of the Agricultural Act of 1949, as amended (P.L. 81-439)**.

**103.3.17.4 Director, Office of U.S. Foreign Disaster Assistance (OFDA/OD)**

Effective Date: 07/31/2008

Additional authorities delegated to the Director, OFDA are:

- a. The Director, OFDA, is delegated by the AA/DCHA authority to provide disaster assistance authorized by [FAA Section 491](#), as set forth in **ADS 251** and periodic OFDA guidance cables, within the overall Operating Year Budget (OYB) for International Disaster Assistance approved by the AA/DCHA.
- b. The Director, OFDA is delegated by the AA/M authority to negotiate and execute contracts, as set forth in [AIDAR 701.601\(b\)\(2\)](#).

- c.** The AA/DCHA is delegated by the Administrator, which delegation has been redelegated to the Director, OFDA, in addition to the authority to provide disaster assistance authorized by FAA Section 491, the authority to approve and implement for the Federated States of Micronesia and the Republic of the Marshall Islands activities set forth in **Article X of the Federal Programs and Services Agreements** between the United States and each country, as approved in **P.L. 110-229**, utilizing funds made available by the Department of the Interior and by the Department of Homeland Security Federal Emergency Management Agency for such purposes. This delegation of authority is concurrent with the delegation of authority to USAID/Philippines set forth in **103.3.14.1g**. OFDA and USAID/Philippines must mutually coordinate approval and implementation of such activities with one another, in consultation with the Bureau for Asia.

**103.3.17.5 Director, Office of American Schools and Hospitals Abroad (DCHA/ASHA/OD)**

Effective Date: 03/13/2013

Additional authorities delegated by AA/DCHA to the Director, ASHA:

- a.** Authority to exercise the authorities listed in **103.3.17.1.c**, including the authority to negotiate, execute, and implement ASHA grants, provided that these authorities may only be exercised subsequent to the approval by the AA/DCHA for the specific project or program for which assistance is to be provided.
- b.** The authorities redelegated in **a.** may not be further redelegated.

**103.3.17.6 Director, Office of Transition Initiatives (DCHA/OTI/OD)**

Effective Date: 07/31/2008

Additional authorities delegated by the AA/DCHA to the Director, OTI:

Authority to approve, authorize, and administer transition initiatives programs, projects, and activities. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations as described in **ADS 308**) is retained by the Office of Acquisition and Assistance (M/OAA) and other officials, as set forth in the [AIDAR](#), **103.3.8.5**, and **103.3.9.5**, unless delegated to OTI by the AA/M or M/OAA.

**103.3.17.7 Director, Center of Excellence on Democracy, Human Rights and Governance (DCHA/DRG/OD)**

Effective Date: 12/19/2011

Additional authorities delegated by the AA/DCHA to the Director, DRG:

Authority to approve, authorize, and administer democracy and governance programs, projects, and activities and victims of war/torture programs, projects, and activities. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations, as described in **ADS 308**) is retained by M/OAA and other officials as set forth in the [AIDAR](#), **103.3.8.5**, and **103.3.10.5**, unless delegated to DRG by the AA/M or M/OAA.

NOTE: Pursuant to a 1997 memorandum, the Administrator delegated to the Center for Democracy and Governance (a predecessor office of Office of Democracy and Governance of the DRG Center) authority to design, implement, and approve ESF-funded activities in non-presence countries, consistent with the criteria contained in Annex A to that memorandum.

**103.3.17.8 Director, Office for Conflict Management and Mitigation (DCHA/CMM/OD)**

Effective Date: 07/31/2008

Additional authorities delegated by the AA/DCHA to the Director, CMM:

Authority to approve, authorize, and administer conflict management and mitigation programs, projects, and activities. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations, as described in **ADS 308**) is retained by M/OAA and other officials, as set forth in the [AIDAR](#), **103.3.8.5**, and **103.3.10.5**, unless delegated to CMM by the AA/M or M/OAA.

**103.3.17.9 Director, Office of Civilian-Military Cooperation (DCHA/CMC/OD)**

Effective Date: 11/18/2011

Additional authorities delegated by AA/DCHA to the Director, CMC:

Authority to approve, authorize, and administer military affairs programs, projects, and activities. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations, as described in **ADS 308**) is retained by M/OAA and other officials, as set forth in the [AIDAR](#), **103.3.8.5**, and **103.3.10.5**, unless delegated to CMC by the AA/M or M/OAA.

**103.3.17.10 Director, Office of Program, Policy and Management (DCHAPPM/OD)**

Effective Date: 07/31/2008

Additional authorities delegated by the AA/DCHA to the Director, PPM:

Authority to approve, authorize, and administer programs, projects, and activities for PPM and the DCHA Bureau. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations as described in **ADS 308**) is retained by M/OAA and other officials, as set forth in the [AIDAR](#), **103.3.8.5**, and **103.3.10.5**, unless delegated to PPM by the AA/M or M/OAA.

#### **103.3.17.11 Director of Office of Civilian Response (OCR)**

Effective Date: 08/14/2009

Additional authorities delegated by AA/DCHA to the Director, OCR:

Authority to approve, authorize, and administer civilian response programs, projects, and activities. However, authority to negotiate and execute grants, contracts, or cooperative agreements with organizations other than governments or multilateral organizations composed of foreign governments (including public international organizations, as described in **ADS 308**) is retained by M/OAA and other officials, as set forth in the **AIDAR**, **ADS 103.3.8.5**, and **ADS 103.3.10.5**, unless delegated to OCR by the AA/M or M/OAA.

#### **103.3.18 Bureau for Global Health (GH)**

Effective Date: 07/31/2008

The following subpolicy directives are the delegations for the Bureau for Global Health.

##### **103.3.18.1 General Delegations**

Effective Date: 02/13/2009

[Global Health Delegations of Authority](#) lists all GH delegations in matrix format.

##### **103.3.18.2 Human Subject Research - Assistant Administrator and Cognizant Human Subjects Officer (CHSO)**

Effective Date: 07/31/2008

The Assistant Administrator, Global Health (AA/GH) is delegated by the Administrator the full authority to manage the human subject policy and requirements for USAID. AA/GH delegates to the Cognizant Human Subjects Officer (CHSO) authority for the human subject program for USAID, including, but not limited to authority to issue regulations; take Agency Head actions; and issue guidance. This delegation to the CHSO is subject to the condition that the CHSO inform AA/GH and the Administrator of any classified human subject research.

#### **103.3.19 Bureau for Economic Growth, Education and Environment (E3)**

**103.3.19.1 Deputy Assistant Administrators/Deputy Assistant to the Administrators (DAAs) and Office Directors**

Effective Date: 04/21/2017

- a. The DAAs are delegated by the AA/E3 the authorities contained in ADS **103.3.5.1.a.** (Strategic Planning), **103.3.5.1.b.** (Budget), **103.3.5.1.c.** (Program Implementation Authorities), **103.3.5.1.d.** (Source, Origin, and Nationality for Procurement); **103.3.5.1.e.** (Coordination), **103.3.5.1.f.** (Acceptance and Use of Gifts), **103.3.5.1.g.** (Reimbursable Programs), and **103.3.8.3.a** (DCA and Other Credit Programs).
- b. The Directors of the following offices, as well as any other office that AA/E3 creates, within their respective areas of responsibility Gender Equality and Women’s Empowerment (E3/GenDev); Planning, Coordination and Learning (E3/PLC); Professional Development and Management Services(E3/PDMS); Economic Policy (E3/EP); Trade and Regulatory Reform (E3/TRR); Local Sustainability (E3/LS); Private Capital and Microenterprise (E3/PCM); Education (E3/ED); Development Credit (E3/DC); Water (E3/W); Forestry and Biodiversity (E3/FAB); Land Tenure and Resources Management (E3/LTRM); Globate Climate Change (E3/GCC); Energy and Infrastructure (E3/E&I) – those authorities contained in Bureau directives or that are otherwise delegated in this or other ADS chapters.
- c. The authorities delegated in accordance with [ADS 201](#) and other planning policies approved by the Administrator do not include the authority to approve
  - (1) Strategic plans and substantive amendments to them;
  - (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments to them.
- d. Authority is reserved to DAAs/E3 to sign [FAA section 632\(b\)](#) interagency agreements, in accordance with section **103.3.8.4**; and
- e. Authority is reserved to AA/E3 to select certain senior-level subordinates, as more fully described in Bureau directives.

**103.3.19.2 Director of the Office of Development Credit (E3/ODC)**

Effective Date: 07/31/2008

The Director of the Office of Development Credit is delegated by AA/E3 the authority to:



- a. Authorize and implement the HG, MSED, DCA, and other loan guarantee and credit programs, including the authority to negotiate, execute, and implement agreements for these programs, and
- b. Manage the claims process and approve claims and other disbursements necessary to service credit activities, as set forth in **103.3.8.3.d** and in **ADS 249**.

**103.3.19.3 Directors of the Office of Forestry and Biodiversity (E3/FAB)**

Effective Date: 07/31/2008

The Director of the Office of Forestry and Biodiversity (E3/FAB) is delegated by the AA/E3 the authority to coordinate and consult with, including approving or requesting the activities of, the U.S. Forest Service under **section 602 of the International Forestry Cooperation Act of 1990** in accordance with section **103.3.5.1.e.(1)**.

**103.3.19.4 Director of Office of Energy and Infrastructure (E3/E&I)**

Effective Date: 07/31/2008

The Director of Energy and Infrastructure (E3/E&I) is delegated by the AA/E3 the authority to coordinate and consult with the Department of Energy under **sections 1211, 1332, and 1608 of the Energy Policy Act** (See **Pub. L. 102-486**) concerning global technology transfer programs, in accordance with **103.3.5.1.e.(2)**.

**103.3.19.5 Director of the Office of Local Sustainability (E3/LS)**

Effective Date: 04/21/2017

The Director of the Office of Local Sustainability (E3/LS) is delegated by the AA/E3 all authorities regarding Excess Property as set forth in **103.3.5.1.6**, including the authorities to:

- Determine, pursuant to section 607(a) of the FAA, that furnishing excess USG property to PVOs registered with and approved by the Agency is consistent with and in furtherance of the purposes of part I of the FAA and within its limitations;
- Authorize the furnishing of excess USG property to such PVOs on an advance of funds or reimbursement basis (including without charge, where no reimbursement is required because the excess government property is available to USAID without charge);
- Execute and implement agreements with PVOs who are potential recipients of excess USG, stating the terms and conditions under which USAID will furnish such property; and

Make the determinations prescribed by section 607(c) of the FAA in connection with the furnishing of excess USG property to PVOs, in consultation with the

USAID mission or regional bureau covering the country or region where the PVO intends to use the excess U.S. government property in question.

**103.3.20 Delegation of Authorities to the U.S. Global Development Lab**

Effective Date: 04/21/2017

- a. The Executive Director, Lab is delegated by the Administrator the following authorities within the Lab's area of responsibility as delineated in **ADS 101**:
  1. The authorities contained in **103.3.5.1.a** (Strategic Planning), to include:
    - (a) The authority to establish USAID science, technology, innovation and partnership (STIP) policy, including on Agency research and development, engineering, public-private partnerships, and data;
    - (b) The authority to coordinate USAID policy functions for STIP across all bureaus, independent offices, missions, and other USAID operating units to ensure policy, program, planning and operational coherence for science, technology, innovation, and partnerships; and
    - (c) The authority to coordinate the development of the USAID Research Strategy, incorporating strategies developed by the Pillar Bureaus.
  2. The authorities contained in **103.3.5.1.b** (Budget);
  3. The authorities contained in **103.3.5.1.c** (Program Implementation), including the authority to negotiate, execute, amend, and implement memoranda of understanding with public and private sector partners, and the STIP academic communities;
  4. The authorities contained in **103.3.5.1.d** (Source and Nationality for Procurement);
  5. The authorities contained in **103.3.5.1.e** (Coordination);
  6. The authorities contained in **103.3.5.1.f** (Acceptance and Use of Gifts); and
  7. The authority to serve as the Science Advisor to the Administrator and as the Agency's chief scientist, including coordination and representing the Agency before other scientific institutions, universities, and scientific and technical agencies of the U.S. Government, and those of foreign states.

8. The authority to obligate funds using Collaboration Agreements or other instruments relying on Other Transaction Authority under **section 635(b) of the FAA**.
  9. The authorities to approve, authorize and administer science, technology, innovation and partnership grants, activities, and programs funded through the Lab.
  10. All delegations, authorities, and responsibilities that are generally and broadly delegated by the ADS or any other Agency policy to AAs.
- b. The Directors of the Center for Development Innovation, the Center for Transformational Partnership, the Center for Global Solutions, the Center for Mission Engagement & Operations, the Center for Data, Analytics and Research, the Office of Evaluation and Impact Assessment, and the Office of Engagement and Communications are redelegated by the Executive Director, LAB the following authorities for the programs, projects, and activities within the subject matter of each respective office:
1. The authorities in **103.3.5.1.a** (Strategic Planning).
  2. Budget and implementation authorities, as set forth in **103.3.5.1.b** (Budget) and **103.3.5.1.c** (Program Implementation).
  3. The authorities contained in **103.3.5.1.d** (Source and Nationality for Procurement);
  4. The authorities contained in **103.3.5.1.e** (Coordination); and
  5. The authorities contained in **103.3.5.1.f** (Acceptance and Use of Gifts).

**103.3.21 Bureau for Foreign Assistance (FA)**

Effective Date: 07/31/2008

The FA/COO is delegated by the Administrator, within FA's area of responsibility as delineated in **ADS 101**, the authorities contained in **103.3.5.1.b** (Budget), **103.3.5.1.c** (Program Implementation), **103.3.5.1.d** (Source, Origin, and Nationality for Procurement), **103.3.5.1.e** (Coordination), and **103.3.5.1.f** (Acceptance and Use of Gifts).

**103.3.22 Office of Civil Rights and Diversity (OCRD)**

Effective Date: 12/24/2009

The Director of OCRD is delegated by the Administrator the following functions and responsibilities:

- a. The authority to maintain a continuing affirmative program to promote equal opportunity; identify and eliminate discriminatory practices and policies pursuant to **29 CFR 1614** and **Executive Orders 11478, 13087, and 13152**; and settle equal employment opportunity complaints. In carrying out these responsibilities, the Director may designate or authorize the designation of such Equal Opportunity Officers as the Director may deem necessary.
- b. The Director is designated as the Agency's Contract Compliance Officer. The Director is responsible for promoting and ensuring equal opportunity for all persons employed or seeking employment under USAID-financed contracts subject to **Executive Order 11246**, as amended and the implementing regulations of the Secretary of Labor (**41 CFR Part 60-1**). In carrying out these duties, the Director may designate or authorize the designation of a Deputy Contract Compliance Officer and Contract Compliance Specialists as the Director may deem necessary.
- c. The Director is delegated authority to perform the functions provided for in **AID Regulation 9, 22 CFR Part 209**, except the functions of presiding at hearings under **Section 209.9(b)** and making final decisions under **Section 209.10**.

#### **103.3.23 Office of the General Counsel (GC)**

Effective Date: 07/31/2008

- a. The General Counsel is delegated by the Administrator authority to settle tort claims against the Agency arising in the United States and overseas.
- b. The Deputy General Counsels are delegated by GC the authority in **103.3.22.a** (preceding).
- c. In accordance with **5 CFR 2638.204**, the Agency's Designated Agency Ethics Officer has delegated Regional Legal Officers (RLOs) as USAID Deputy Ethics Officers with all necessary authority to carry out their responsibilities and duties. These include reviewing and/or certifying financial disclosure reports; developing and implementing mandatory ethics training programs; and providing ethics advice to employees.

#### **103.3.24 Office of the Inspector General (OIG)**

Effective Date: 04/21/2017

The Inspector General (IG) is delegated by the Administrator the following authorities:

- a. To select, appoint, employ, or assign Foreign Service employees directly involved in audit and investigation, subject to procedures agreed to by the IG;
- b. To waive claims of the United States arising from erroneous payments made to OIG employees for pay, expenses, or allowances;

- c. Statutory personnel authorities under **5 USC 5379, 6303, 5753, and 5754** to provide recruitment and retention incentives to prospective and existing OIG employees;
- d. As it applies to the hiring of OIG personnel, to fill competitive civil service jobs with non-status applicants under **5 USC 1104**; and
- e. All statutory authorities otherwise conferred upon the Administrator under the **Foreign Service Act, 22 USC 3901**, and regulations and directives promulgated pursuant thereto, to take any action pertaining to the personnel management of the OIG's foreign service employees.

**103.3.25 Executive Officers and Mission Directors**

Effective Date: 07/31/2008

Executive Officers and Mission Directors are delegated by the AA/M the authority to sign, execute, renew, or amend short or long term leases and to manage USG-owned property as set forth in [ADS 535](#) and **15 FAM 311**.

**103.3.26 Bureau of Policy, Planning and Learning (PPL)**

Effective Date: 10/18/2010

The Assistant to the Administrator for PPL (AA/PPL) is delegated by the Administrator, within AA/PPL's area of responsibility as delineated in **ADS 101**:

- a. The authorities contained in sections **103.3.5.1.b** (Budget), **103.3.5.1.c** (Program Implementation), **103.3.5.1.d** (Source and Nationality for Procurement), **103.3.5.1.e** (Coordination), and **103.3.5.1.f** (Acceptance and Use of Gifts).
- b. The authority to establish and coordinate Agency policy, including, but not limited to:
  - (1) Strategic planning;
  - (2) Knowledge management;
  - (3) Program evaluation;
  - (4) Research;
  - (5) Science and Technology; and
  - (6) Donor and other Partnerships.

- c. The authority to coordinate USAID policy, program, and strategic planning functions across all Bureaus/Independent Offices (B/IOs) and other USAID Operating Units to ensure policy, program, strategic planning, and operational coherence and efficiency. The authority includes, but is not limited to:
  - 1) Devising an Agency policy formulation process which will replace the current Agency Policy Coordination Committees system;
  - 2) Pending approval of a new process, establishing and determining membership of Agency Policy Coordination Committees, including the DAA's Committee and other Agency sub-cabinet task forces and working groups; and
  - 3) Communicating official Agency positions on issues to other USG agencies and counterpart bilateral/multilateral development agencies.

### **103.3.27 Office of Afghanistan and Pakistan Affairs (OAPA)**

Effective Date: 04/21/2017

The Assistant to the Administrator for the Office of Afghanistan and Pakistan Affairs (AA/OAPA) is delegated by the Administrator within OAPA's area of responsibility as delineated in **ADS 101**, the authorities contained in **ADS 103.3.5.1**.

#### **103.3.27.1 Office of Afghanistan and Pakistan Affairs Mission Directors**

Effective Date: 12/17/2010

- a. Mission Directors in Afghanistan and Pakistan are delegated by the AA/OAPA the authorities contained in ADS **103.3.5.1.a** (Strategic Planning); **103.3.5.1.b** (Budget); **103.3.5.1.c** (Program Implementation); **103.3.5.1.d** (Source and Nationality for Procurement); **103.3.5.1.e** (Coordination); **103.3.5.1.f** (Acceptance and Use of Gifts); This delegation includes all authorities now available and that may become available relating to all aspects of the following:
  - b. The food aid authorities pursuant to **ADS 103.3.8.2.b**.
  - c. The authority to authorize and implement Housing Guaranty, Micro and Small Enterprise Development, Development Credit Authority, and other loan, guarantee and credit programs pursuant to **ADS 103.3.8.8.b**.
  - d. The authority to negotiate, execute and amend **632(b)** interagency agreements pursuant to **ADS 103.3.8.4.a**.
  - e. The authorities delegated in accordance with section **103.3.5.1.d** (waiver of source and nationality for procurement), which

- (1) Include the authority to waive transportation source requirements for ocean transportation services in accordance with applicable criteria, provided that a determination of non-availability has been made by the Bureau for Management, Office of Acquisition and Assistance (M/OAA); and
- (2) May be redelegated further.

These delegated authorities are qualified by the following exceptions:

- a.** The authorities delegated in accordance with [ADS 201](#) and other planning policies approved by the Administrator do not include the authority to approve:
  - (1) Strategic plans and substantive amendments of those plans;
  - (2) Exceptions to the strategic planning procedures; and
  - (3) The substantive terms and conditions of management agreements and amendments to those management agreements.
- b.** The authorities delegated in accordance with **103.3.5.1.b** and **c** do not include the authority to:
  - (1) Receive and take into consideration certifications under section **611(e)** of the FAA; or
  - (2) Sign section **632(a)** interagency agreements (non-obligating transfer of funds).
- c.** The authorities delegated in accordance with **103.3.8.2.b** are subject to clearance by the AA/DCHA and do not include:
  - (1) The authority to authorize or amend the authorization for the donation of agricultural commodities; and
  - (2) The authority to make findings, determinations, and actions required under **Title IV of Pub. L. 480** that relate to donations and agreements for specific countries and their terms and conditions.
  - (3) The implementation authorities delegated in accordance with **103.3.8.2.b** may be redelegated in such a manner as the respective USAID Mission Director or Principal Officer deems appropriate, but other food aid authorities may not be delegated further.

**103.3.28 Bureau for Food Security (BFS)**

Effective Date: 12/3/2010

The Assistant to the Administrator/Deputy Coordinator for Development for Food Security (AA/BFS) is delegated by the Administrator within BFS's area of responsibility as delineated in **ADS 101**, the authorities contained in **103.3.5.1**.

**103.3.29 Office of Security (SEC)**

Effective Date: 07/31/2008

In addition to those authorities in **ADS 101.3.1.4** and **ADS 201**, the Director of the Office of Security is delegated by the Administrator the authority to

- a. Classify, downgrade, and declassify Secret and Confidential information and
- b. Administer oaths in support of lawful security investigations and to delegate this authority, at his or her discretion, to duly appointed Office of Security Agents.

**103.4 MANDATORY REFERENCES**

**103.4.1 External Mandatory References**

Effective Date: 07/31/2008

- a. [5 CFR 2635, Standards of Ethical Conduct for Employees of the Executive Branch](#)
- b. [22 CFR 211, Transfer of Food Commodities for Food Use in Disaster Relief, Economic Development and Other Assistance](#)
- c. [AIDAR](#)
- d. [Federal Acquisition Regulation \(FAR\)](#)
- e. [Foreign Assistance Act \(FAA\) of 1961 as amended](#) (Section 621(a) provides Authority for this ADS chapter)
- f. [Memorandum for the Administrator of the United States Agency for International Development](#)

**103.4.2 Internal Mandatory References**

Effective Date: 02/15/2017

- a. [ADS 103mab, Global Health Delegations of Authority](#)
- b. [ADS 103mac, Delegation of Authority for Suspending and Debarring Official](#)



- c. [ADS 201, Program Cycle Operational Policy](#)
- d. [ADS 302, USAID Direct Contracting](#)
- e. [ADS 306, Interagency Agreements](#)
- f. [ADS 314, Eligibility of Delivery Services](#)
- g. [ADS 520, International Cooperative Administrative Support Services \(ICASS\)](#)
- h. [ADS 535, Real Property Management Overseas](#)
- i. [Geographic Code 935](#)
- j. [Senior Deputy Assistant Administrators](#)

**103.5 ADDITIONAL HELP**  
Effective Date: 07/31/2008

- a. [ADS 303saf, Country Contracting](#)

**103.6 DEFINITIONS**  
Effective Date: 07/31/2008

**Administratively Determined (AD) Appointment**

An appointment action under which personnel may be appointed, compensated, and removed by the Administrator without regard to the provisions of any other law. (Chapter 103 and [413](#))

**Bureau**

A major organization unit of the Agency that is responsible to the Office of the Administrator; a Level I organization. A Bureau administers complex and diverse programs involving a designated geographic area; major policy, program, and technical advisory services; or management and program support functions. (See 3 FAM 4412) (Chapters [102](#), [103](#), [486](#))

**deputy**

A position that serves as an alter ego to a high-level manager. A deputy either shares equally with the manager in the direction of all phases of the organization's program and work or is assigned continuing responsibility for managing a major part of the manager's program when the total authority and responsibility for the organization is equally divided between the manager and the deputy. This excludes positions informally referred to as "deputies" that require expertise in management subjects but do not

include responsibility for directing either the full organization or an equal half of the total organization. (Chapter [102](#) and [103](#))

**Division**

An organization unit below the Office level; a Level II organization. Divisions are established when operating requirements, functional concerns, and/or staffing levels justify dividing an Office into sub-elements. (Chapter [102](#) and [103](#))

**Mission**

The USAID Mission or representative in a cooperating country. (Chapter [103](#) and [310](#))

**Non-Governmental Organization (NGO)**

Any non-governmental organization or entity, whether non-profit or profit-making, receiving or providing USAID-funded assistance under an assistance instrument or contract. (Chapter [103](#) and [206](#))

**Office**

An organization unit within a Bureau or Mission; a Level II (Bureau-level) or III (Mission-level) organization. An office is responsible for the conduct or management of a program and/or activities that constitute the line function of an organization. (Chapters [102](#), [103](#), [501](#))

**warrant**

A Certificate of Appointment (SF-1402) used to redelegate purchasing authority (see also, Automated Directives System [331.4](#), **Certificate of Appointment**). All warrants issued shall be available for examination by the public or USAID personnel. (Chapters [103](#) and [331](#))

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