



Torii Claims Assistance



• 644-4742 • BUILDING 218 • ROOM 222 •

SECURITY BARRIERS

Adapted from a handout from the Kaiserslautern Legal Services Center

We have Security Barriers at each gate at Torii Station. They are useful in maintaining the security of Torii Station; however sometimes they cause damage to vehicles passing over them.

Requirements to File a Claim

Owners whose personal vehicles are damaged as a result of impact with a security barrier may file a claim under the Military Claims Act. However, for the Claims Office to pay, the claimant must demonstrate that the damage was caused by a negligent act or omission of the U.S. Government. The Claims office must investigate each claim to determine whether the barrier was installed and functioning properly.

Negligence of the Driver

There is a strong presumption that damage to a personal vehicle caused by impact with a security barrier is due to the negligence of the driver and not on the part of the U.S. Government. Such negligence includes lowering the clearance of a vehicle, crossing over the barrier at an inappropriate speed, and/or stopping or backing up over the barrier.

Driving Tips to Avoid Damage from Security Barriers

- Drive very slowly over the barrier.
- Drive straight over the barrier -- do not drive over the barrier at an angle.
- Do not lower your vehicle – drivers who modify a vehicle have a lower ground clearance and assume the risk of damage from objects on the ground.
- Maintain proper tire pressure – low tire pressure can lower the height of the vehicle.
- Keep in mind the number of persons in the vehicle – increased weight in the vehicle can lower the vehicle.