

SECRET
Security Information

LS-136 ✓
Subject

OGC Has Reviewed

15 September 1952

ATTN : Chief, FE 25X1A
Office of the General Counsel

Agency Employee Liability in Operation of Motor Vehicles

25X1A 1. Reference is made to telecon with your office on 19 August 1952 and memorandum, subject as above, dated 5 March 1952 from Chief, FE to Office of the General Counsel. In confirmation of the above telecon the subject memorandum has been referred to the Support Staff for the area concerned for inclusion in their agenda as a matter to be handled at the local level ()

25X1A 25X1A 2. Information received from a study of similar problems in the European area indicates that claims arising out of accidents involving () vehicles has been handled satisfactorily at the local level in (). In consequence, pending a report from the Support Staff, FE, it is believed that any contact through the Pentagon may be premature and not necessarily helpful.

3. With regard to Agency policy concerning the protection of employees from legal claims arising out of the negligent acts of the employee, Congress has guarded jealously the right to pay foreign claims and has granted this power only to certain specified agencies for strictly limited purposes. No such power has been extended to this Agency. However, under the broad powers granted this Agency, where security considerations are controlling, CIA regulations provide that this headquarters is authorized to adjust, determine, make final settlements and authorize payment of claims arising from the negligence of field employees outside the continental United States. Settlement and payment may be made directly by this organization, or for security purposes, through the appropriate agency involved. Such an agency may be either reimbursed or paid in advance. However, investigation and processing of the claim should be made by the appropriate agency and the final liquidated amount of settlement should be submitted to the appropriate assistant director of this headquarters for approval. In consequence, the Agency may assume liability and protection of the individual against legal claims in the first instance where an accident occurred in the course of employment and there are special aspects of a confidential nature which go to the actual basis of operations.

4. The considerations set forth in the preceding paragraph are necessarily general in nature. If there is anything further this office may do to assist in this matter, we will be glad to do so.

25X1A

OGC/JGO:imm

Approved For Release 2002/05/06 : CIA-RDP57-00384R000800190019-6

Orig - Addressee

3 - OGC

SECRET
Security Information