

ER 9-2557A

24 APR 1957

Honorable Emanuel Celler
Chairman
House Committee on the Judiciary
Washington, D. C.

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 DATE: 25/2/81 REVIEWER:

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Dear Mr. Chairman:

Your letter of April 12, 1957 requested information on how the Central Intelligence Agency has implemented the "conflict-of-interest" statutes governing the conduct of Federal employees.

On 15 December 1953 a notice on the subject of conflicts of interest was issued to all employees of the Agency. This notice has been a permanent part of our regulatory material since that date. This issuance was generated by Memorandum No. 49 of the Department of Justice, dated August 27, 1953, addressed to all U. S. Attorneys pertaining to the construction to be given to section 284 of Title 18 of the U. S. Code. Our notice calls the attention of each employee to the fact that conflict-of-interest situations, both legal and ethical, must be avoided and requires reporting by all employees of situations appearing to involve any conflicts of interest. Furthermore, senior officers are required to report periodically to the Inspector General on any situations appearing to involve conflicts of interest and the notice provides for review by the Agency's General Counsel of any situations which appear to violate the appropriate statutes.

Specific sections of the Code are not cited in this notice, although the attachment thereto cites section 284 of Title 18 of the U. S. Code, which is the section discussed by the Attorney General.

In the past three weeks our General Counsel's office has been engaged in drafting a regulation which will upon authentication replace the 1953 notice. This new regulation is still in draft form but generally will expand on the conflict-of-interest principles and will

REGISTRY FILE

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cite the specific statutory provisions involved. These will include the sections cited in your letter - 281, 283, 284, 434, and 1914 of Title 18 of the U. S. Code and section 99 of Title 5 of the U. S. Code. In addition, the regulation will make reference to sections 202 and 216 of Title 18 of the U. S. Code.

A copy of the 1953 notice is enclosed and we will be glad to make available to you our new regulation when it has been completed.

Sincerely,

SIGNED

Allen W. Dulles
Director

Enclosure

CONCURRENCES:

STAT	<div style="border: 1px solid black; width: 200px; height: 30px; margin-bottom: 5px;"></div>	<u>19 April 1957</u>
	Legislative Counsel	Date
STAT	<div style="border: 1px solid black; width: 250px; height: 30px; margin-bottom: 5px;"></div>	<u>20 April 1957</u>
	Inspector General	Date

JLH/jst
Drafted: OGC:LRH:jb
Typed: LC/fm (19 Apr 57)
Distribution:

- 0 & 1 - Addressee
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April 12, 1957

Honorable Allen W. Dulles
Director of Central Intelligence
2430 - E - Street, N. W.
Washington 25, D. C.

9-2557

My dear Mr. Dulles:

The Antitrust Subcommittee of the House Committee on the Judiciary is engaged in a study of the so-called "conflict of interest" statutes governing the conduct of Federal employees, including the manner in which executive agencies have implemented these statutes. This study is designed to help the subcommittee determine what legislative changes, if any, may be necessary. It will greatly assist the subcommittee if you will supply the following information:

1. Has your agency, or any constituent thereof, currently in effect any regulations or code of conduct defining the obligations of its employees in light of Sections 281, 283, 284, 434 or 1914 of Title 18 or Section 99 of Title 5 of the United States Code, or any other "conflict of interest" enactment, or in light of any statutory exception to, exemption from or substitute for any such "conflict of interest" enactment?

2. If so, kindly list each such regulation and/or code of conduct and supply copies thereof, giving the date of promulgation and indicating the enactment each is designed to implement.

3. In the event any such current regulations or code supersedes an earlier one, please supply a summary of its history together with copies of the superseded version or versions.

It will be very much appreciated if this request is given prompt attention.

Sincerely yours,

Emanuel Celler

Emanuel Celler
Chairman

EC:fum

TRANSMITTAL SLIP		DATE
TO: <i>Mr. Harston</i>		
ROOM NO.	BUILDING	
REMARKS: <i>Will appreciate your advice as to how to handle this one.</i> <i>Norm</i>		
FROM: <i>REGENTH COUNCIL</i>		
ROOM NO.	BUILDING	EXTENSION

FORM NO. 241
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REPLACES FORM 36-8
WHICH MAY BE USED.

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TRANSMITTAL SLIP		DATE
TO: <u>I.G.</u>		
ROOM NO.	BUILDING	
REMARKS: <i>For concurrence & forwarding to DCI. One slight problem — The Notice which we attach is now "CIA dated Use Only." [redacted] & Harster feel that this can be scratched out. If you agree, please scratch out before forwarding to the Director.</i>		
FROM: <u>WSP</u>		
ROOM NO.	BUILDING	EXTENSION

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1 FEB 55

REPLACES FORM 36-8
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