

OGC Has Reviewed

CONFIDENTIAL

Chief, Services Division

21 October 1949

Office of General Counsel

Parking Space for [redacted] of Contact Division

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1. The enclosed memo from the Chief of the Contact Division dated 19 October 1949, requests two parking spaces at the [redacted] for privately-owned automobiles of Contact specialists assigned to the [redacted]. The charge would include continual use of the garage with no restriction on the number of times the cars could be removed in any one day.

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2. We do not understand the statement in paragraph 3 regarding conflicting Agency instructions. The Administration and Management Procedure [redacted] effective 1 January 1949, cited in the memorandum, was rescinded by Administrative Instruction [redacted] of 13 October 1949; and Administrative Instruction [redacted] Subject: Motor Vehicle Passenger Service, was rescinded by Administrative Instruction [redacted] dated 28 February 1949. Neither of the effective issuances contain any prohibition against the use of taxicabs by the Washington field office.

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3. The Motor Pool service is available for Contact members of the Washington Branch. While the number of cars available may be somewhat limited and the drivers are instructed to wait no longer than 15 minutes, there does not appear to be any reason why this service should not be used whenever possible. Where security is a prime consideration - and it is assumed that this would almost always be the case - the cost of taxicab service could be met from Confidential Funds, when Motor Pool service was not available.

4. Administrative Instruction [redacted] provides that Confidential Funds allotted to the Contact Division for purposes of security and operational expediency may be used for "parking charges for personally-owned automobiles when incurred at the point of official contact." It is our understanding that this was not intended to cover the rental of parking space for private cars where operational necessity could not be clearly divorced from personal convenience.

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5. Subject to a contradiction of our understanding of the policy involved, we do not believe that the procurement of parking space for the purpose indicated can be legally sanctioned.

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[redacted] hw
cc: Subject
Chrono

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