

DECLASSIFIED

E.O. 11652, Sec 3(E) and 5(D) or (E) NND# 740132

11-E  
Misc.--Exe. Orders

## EXECUTIVE ORDER

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CRYPTOGRAPHIC SECURITY WITH RESPECT TO CERTAIN  
COMMUNICATIONS OF THE GOVERNMENT

By virtue of the authority vested in me by the Constitution and statutes as President of the United States, and as Commander in Chief of the Army and Navy of the United States, in order to promote the inviolability of certain Federal communications which affect the national security and interest and in order to promote, through the establishment and enforcement of high and uniform security standards, the inviolability of the cryptographic systems and related procedures utilized to maintain the privacy of such communications, it is hereby ordered as follows:

1. There is hereby created a Cryptographic Security Board (hereinafter referred to as the board), consisting of the Secretary of State, as chairman of the board, and the Secretaries of War and the Navy. The board is charged with the responsibility for the efficient coordination and supervision of all cryptographic systems and related procedures of the Federal departments and agencies. The functions of the board shall be, with the requirements of national security and defense as a primary consideration: (a) to study the cryptographic systems and related procedures of the various Federal departments and agencies, and make periodic inspections and surveys thereof; (b) to determine and establish such cryptographic security standards and policies as will achieve the maximum of security of governmental communications; and (c) to promulgate such directives as may be necessary to implement those standards and policies.
2. The board shall establish a Cryptographic Security Coordinating Committee, consisting of three members, one appointed by the Secretary of State, one an officer appointed by the Secretary of War, and one an officer appointed by the Secretary of the Navy. Such other personnel as may be required to assist the board or the committee in the performance of their functions, may be detailed from those departments in accordance with law. The committee shall perform such of the functions of the board as the board shall direct. The board shall appoint such other committees as may be necessary to carry out its functions. Except as otherwise instructed by the board, committees appointed thereby shall have no power to make final disposition of any matter presented to them by the board for study, but they shall express by written report their findings and recommendations to the board via the Cryptographic Security Coordinating Committee.
3. The board and the committees shall call for consultation such representatives of other government departments and agencies as may be deemed advisable in obtaining full knowledge of the cryptographic matter being studied under the provisions of this order, to the end that the needs of all may be considered and provided for insofar as possible. Other government agencies are directed to cooperate in providing assistance required by the board in its cryptographic studies and to comply with directives promulgated by or on behalf of the board dealing with the use and handling of cryptographic material inside the government establishment.

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4. No department or agency shall be required to make available to the board, or to any committee of the board, for use by any other department or agency any cryptographic aid or device, the restricted or exclusive use of which it considers essential to the proper discharge of its duties in the national interest. Nor shall any department or agency be required to disclose to the board or to any of its committees the contents of any official communication concerning its activities if, in the opinion of the head of such department or agency, the disclosure would be contrary to the national interests.

5. The provisions of this order shall not apply to the Federal Bureau of Investigation of the Department of Justice.

6. This order is confidential and shall not be filed in the Division of the Federal Register of The National Archives, or published in the Federal Register, or be given other publicity, until publication thereof has been expressly authorized by the chairman of the board.

(signed) HARRY S. TRUMAN

THE WHITE HOUSE,

July 3, 1945.

APPENDIX A

IMMEDIATE RELEASE

June 9, 1945

## EXECUTIVE ORDER

- - - 9568 - - -

## PROVIDING FOR THE RELEASE OF SCIENTIFIC INFORMATION

By virtue of the authority vested in me as President of the United States by the Constitution and Statutes, and as Commander in Chief of the Army and Navy, and in order to provide for the release for publication by individuals or groups, in so far as it may be done without prejudice to the public interest, of certain scientific and technical data now or hereafter withheld from public dissemination for the purpose of national military security, to the end that such information may be of maximum benefit to the public, it is hereby ordered as follows:

1. For the purpose of determining what portion thereof should be released for publication and making appropriate recommendations therefor to the War and Navy Departments, the Director of War Mobilization and Reconversion (hereinafter referred to as the Director) is hereby authorized to review all scientific and technical information, which (1) has been, or may hereafter be developed by, or for, or with funds of any department or agency of the Government, and (2) is now, or may hereafter be classified as secret, confidential, restricted, or by other comparable designation, or otherwise withheld from the public for purposes of the national military security. This information is hereinafter referred to as scientific information.
2. All departments and agencies shall furnish the Director all information that he may request as essential to the performance of his duties under this order. Any provision of this order notwithstanding, there shall be excluded from the scope of this order any scientific information which the President shall declare to be in a closed field of information, except as the President shall subsequently remove any such information from the closed field.
3. In determining what scientific information may be released, and generally in the performance of his duties under this order, the Director shall proceed in the manner hereinafter outlined and in accordance with such procedures as may be adopted by him, utilizing such governmental and private agencies and personnel as he shall deem appropriate:
  - (a) Should the Director desire to recommend the release for publication of any scientific information, he shall discuss such a proposed release with the department or agency which has classified it or otherwise withheld it from the public, and with other interested agencies.
  - (b) Notwithstanding objection on the part of the agency which has classified or otherwise withheld information, the Director may recommend release of such information for publication to the Secretary of War or the Secretary of the Navy, whichever shall have primary interest in such information, or to both the Secretary of War and the Secretary of the Navy when they shall both have a substantial interest in such information. The decision of the Secretary of War or the Secretary of the Navy shall be final as to whether the national military security permits that the scientific information in question be released.
  - (c) The procedure for removing security classifications in order to effectuate the release for publication of scientific information in pursuance hereof shall be determined by the Director.

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(d) When it shall be determined that any scientific information may properly be released for publication, the Director shall take such measures as may be appropriate to effectuate the release and publication of such scientific information. In connection with such release and publication, the Director may, in so far as practicable, give, without creating substantive rights, appropriate recognition to the relative professional contribution to such information of those persons or groups of persons who perform for, or at the request of the Government, or with Government funds the research involved in the discovery or development of such information.

4. The director is authorized, in consultation with the Department of State, to deal with duly accredited representatives of those foreign governments with which exchange of classified information has taken place, in order that similar policies and procedure will be observed so far as practicable by such Governments in dealing with the subject of the declassification and publication of scientific information.

5. To assist the Director in the performance of his duties hereunder, there is hereby established an interdepartmental board to be known as the Publication Board, which shall consist of the Director as Chairman, the Attorney General, the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, and the Secretary of Labor, each of whom may designate an alternate to act in his stead. The Director may from time to time designate a member of the Board as Vice Chairman of the Board. The Secretary of War, the Secretary of the Navy, the Director of the Office of War Information, the Director of the Office of Scientific Research and Development, and the Chairman of the National Advisory Committee for Aeronautics may designate one liaison officer each, who may attend the meetings and participate in the discussions of the Board. The function of the Board shall be to bring to the attention of the Director any information within the scope of this order and to advise with him concerning its release for publication.

6. To assist the Board or the Director in carrying out their respective duties, the Director may establish committees composed of civilian employees of the Government or of officers of the Army and Navy, or of both such civilians and officers.

HARRY S. TRUMAN

THE WHITE HOUSE,

June 8, 1945.

IMMEDIATE RELEASE

June 9, 1945

## EXECUTIVE ORDER

-- 9568 --

## PROVIDING FOR THE RELEASE OF SCIENTIFIC INFORMATION

By virtue of the authority vested in me as President of the United States by the Constitution and Statutes, and as Commander in Chief of the Army and Navy, and in order to provide for the release for publication by individuals or groups, in so far as it may be done without prejudice to the public interest, of certain scientific and technical data now or hereafter withheld from public dissemination for the purpose of national military security, to the end that such information may be of maximum benefit to the public, it is hereby ordered as follows:

1. For the purpose of determining what portion thereof should be released for publication and making appropriate recommendations therefor to the War and Navy Departments, the Director of War Mobilization and Reconversion (hereinafter referred to as the Director) is hereby authorized to review all scientific and technical information, which (1) has been, or may hereafter be developed by, or for, or with funds of any department or agency of the Government, and (2) is now, or may hereafter be classified as secret, confidential, restricted, or by other comparable designation, or otherwise withheld from the public for purposes of the national military security. This information is hereinafter referred to as scientific information.

2. All departments and agencies shall furnish the Director all information that he may request as essential to the performance of his duties under this order. Any provision of this order notwithstanding, there shall be excluded from the scope of this order any scientific information which the President shall declare to be in a closed field of information, except as the President shall subsequently remove any such information from the closed field.

3. In determining what scientific information may be released, and generally in the performance of his duties under this order, the Director shall proceed in the manner hereinafter outlined and in accordance with such procedures as may be adopted by him, utilizing such governmental and private agencies and personnel as he shall deem appropriate:

(a) Should the Director desire to recommend the release for publication of any scientific information, he shall discuss such a proposed release with the department or agency which has classified it or otherwise withheld it from the public, and with other interested agencies.

(b) Notwithstanding objection on the part of the agency which has classified or otherwise withheld information, the Director may recommend release of such information for publication to the Secretary of War or the Secretary of the Navy, whichever shall have primary interest in such information, or to both the Secretary of War and the Secretary of the Navy when they shall both have a substantial interest in such information. The decision of the Secretary of War or the Secretary of the Navy shall be final as to whether the national military security permits that the scientific information in question be released.

(c) The procedure for removing security classifications in order to effectuate the release for publication of scientific information in pursuance hereof shall be determined by the Director.

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(d) When it shall be determined that any scientific information may properly be released for publication, the Director shall take such measures as may be appropriate to effectuate the release and publication of such scientific information. In connection with such release and publication, the Director may, in so far as practicable, give, without creating substantive rights, appropriate recognition to the relative professional contribution to such information of those persons or groups of persons who perform for, or at the request of the Government, or with Government funds the research involved in the discovery or development of such information.

4. The director is authorized, in consultation with the Department of State, to deal with duly accredited representatives of those foreign governments with which exchange of classified information has taken place, in order that similar policies and procedure will be observed so far as practicable by such Governments in dealing with the subject of the declassification and publication of scientific information.

5. To assist the Director in the performance of his duties hereunder, there is hereby established an interdepartmental board to be known as the Publication Board, which shall consist of the Director as Chairman, the Attorney General, the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, and the Secretary of Labor, each of whom may designate an alternate to act in his stead. The Director may from time to time designate a member of the Board as Vice Chairman of the Board. The Secretary of War, the Secretary of the Navy, the Director of the Office of War Information, the Director of the Office of Scientific Research and Development, and the Chairman of the National Advisory Committee for Aeronautics may designate one liaison officer each, who may attend the meetings and participate in the discussions of the Board. The function of the Board shall be to bring to the attention of the Director any information within the scope of this order and to advise with him concerning its release for publication.

6. To assist the Board or the Director in carrying out their respective duties, the Director may establish committees composed of civilian employees of the Government or of officers of the Army and Navy, or of both such civilians and officers.

HARRY S. TRUMAN

THE WHITE HOUSE,

June 8, 1945.

IMMEDIATE RELEASE

AUGUST 27, 1945

## EXECUTIVE ORDER

9604PROVIDING FOR THE RELEASE OF SCIENTIFIC  
INFORMATION (EXTENSION AND AMENDMENT  
OF EXECUTIVE ORDER NO. 9568)

By virtue of the authority vested in me by the Constitution and Statutes, as President of the United States and Commander in Chief of the Army and Navy, and in order to provide for the release and dissemination of certain scientific and industrial information heretofore or hereafter obtained from the enemy by any department or agency of this Government, to the end that such information may be of maximum benefit to the public, it is hereby ordered as follows:

1. It is the policy of this Government, subject to the requirements of national military security, that there shall be prompt, public, free and general dissemination of enemy scientific and industrial information. The expression "enemy scientific and industrial information," as used herein, is defined to comprise all information concerning scientific, industrial and technological processes, inventions, methods, devices, improvements and advances heretofore or hereafter obtained by any department or agency of this Government in enemy countries regardless of its origin, or in liberated areas, if such information is of enemy origin or has been acquired or appropriated by the enemy.

2. The scope of the authority vested in the Director of War Mobilization and Reconversion as Chairman of the Publication Board and in the Publication Board by Executive Order No. 9568 of June 8, 1945, is extended to include enemy scientific and industrial information. The procedures outlined in Executive Order No. 9568, insofar as applicable, are extended to the declassification, release and publication of enemy scientific and industrial information.

3. Nothing in this order shall be construed to limit or modify the power of the Secretary of War or the Secretary of the Navy to determine finally whether the national military security permits the release in whole or in part of enemy scientific or industrial information.

HARRY S. TRUMAN

THE WHITE HOUSE  
August 25, 1945.



EXECUTIVE ORDER  
-----CRYPTOGRAPHIC SECURITY WITH RESPECT TO CERTAIN  
COMMUNICATIONS OF THE GOVERNMENT

By virtue of the authority vested in me by the Constitution and statutes as President of the United States, and as Commander in Chief of the Army and Navy of the United States, in order to promote the inviolability of certain Federal communications which affect the national security and interest and in order to promote, through the establishment and enforcement of high and uniform security standards, the inviolability of the cryptographic systems and related procedures utilized to maintain the privacy of such communications, it is hereby ordered as follows:

1. There is hereby created a Cryptographic Security Board (hereinafter referred to as the board), consisting of the Secretary of State, as chairman of the board, and the Secretaries of War and the Navy. The board is charged with the responsibility for the efficient coordination and supervision of all cryptographic systems and related procedures of the Federal departments and agencies. The functions of the board shall be, with the requirements of national security and defense as a primary consideration: (a) to study the cryptographic systems and related procedures of the various Federal departments and agencies, and make periodic inspections and surveys thereof; (b) to determine and establish such cryptographic security standards and policies as will achieve the maximum of security of governmental communications; and (c) to promulgate such directives as may be necessary to implement those standards and policies.
2. The board shall establish a Cryptographic Security Coordinating Committee, consisting of three members, one appointed by the Secretary of State, one an officer appointed by the Secretary of War, and one an officer appointed by the Secretary of the Navy. Such other personnel as may be required to assist the board or the committee in the performance of their functions, may be detailed from those departments in accordance with law. The committee shall perform such of the functions of the board as the board shall direct. The board shall appoint such other committees as may be necessary to carry out its functions. Except as otherwise instructed by the board, committees appointed thereby shall have no power to make final disposition of any matter presented to them by the board for study, but they shall express by written report their findings and recommendations to the board via the Cryptographic Security Coordinating Committee.
3. The board and the committees shall call for consultation such representatives of other government departments and agencies as may be deemed advisable in obtaining full knowledge of the cryptographic matter being studied under the provisions of this order, to the end that the needs of all may be considered and provided for insofar as possible. Other government agencies are directed to cooperate in providing assistance required by the board in its cryptographic studies and to comply with directives promulgated by or on behalf of the board dealing with the use and handling of cryptographic material inside the government establishment.

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4. No department or agency shall be required to make available to the board, or to any committee of the board, for use by any other department or agency any cryptographic aid or device, the restricted or exclusive use of which it considers essential to the proper discharge of its duties in the national interest. Nor shall any department or agency be required to disclose to the board or to any of its committees the contents of any official communication concerning its activities if, in the opinion of the head of such department or agency, the disclosure would be contrary to the national interests.

5. The provisions of this order shall not apply to the Federal Bureau of Investigation of the Department of Justice.

6. This order is confidential and shall not be filed in the Division of the Federal Register of The National Archives, or published in the Federal Register, or be given other publicity, until publication thereof has been expressly authorized by the chairman of the board.

(signed) HARRY S. TRUMAN

THE WHITE HOUSE,

July 3, 1945.

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