

Materials to be Supplied

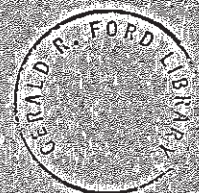
Provided the Committee agrees to publication procedures as set out below, the Executive branch will supply intelligence-related materials requested with the following narrow exceptions:

- 1) Identities of secret agents, sources and persons and organizations involved in operations which would be subject to personal, physical danger, to extreme harrassment or to economic or other reprisals if their names were to be publically identified; as well as material provided confidentially by cooperating foreign intelligence services; and
- 2) Specific details of sensitive intelligence methods and techniques of collection.

Verification procedures will continue to be available in case of Committee questions concerning matters deleted by the Executive agency.

By special arrangements, these exceptions will not apply to materials concerning alleged impropriety by the Executive agency or alleged criminal activity.

Other matters, the complete confidentiality of which the President certifies is essential to the effective discharge of Presidential powers, may be withheld.





Publication

If the Committee desires to publish any classified document and the appropriate Executive agency objects, the following procedure would apply:

SPECIAL NOTE: Classified documents provided to the Pike Committee will, in fact, be loaned.

1. The appropriate Executive agency will be given notice and reasonable opportunity to make its case to the Committee, in executive session, as to whether the document may be made public.
2. If agreement is impossible, the Committee will see to it that disputed materials are given to a special review board, made up of Congressional leaders. If the review board agrees with the Executive agency that the materials should not be published, then this settles the issue. If the leadership Committee disagrees with the Executive agency and concurs in the Committee judgment that the material should not be published, then they will so advise the President.
3. The materials will not be published if publication would, in the opinion of the President, be prejudicial to the national security of the United States.

At this point, Congress can still exercise its right to subpoena the materials and litigate the issue in court. As a technical matter to facilitate litigation, the





document in dispute will be considered as loaned to the Committee and it will be returned to the appropriate Executive agency in order to become subject to the Congressional subpoena.

**SPECIAL NOTE:** This procedure does not, of course, apply to the ongoing work product in preparation for criminal prosecution.



NSC document: Secrecy regulations to be applied  
to CIA & other materials provided to Pike Committee

c. Sept 6, 1975

SOURCE: front page





National Security Archive,  
Suite 701, Gelman Library, The George Washington University,  
2130 H Street, NW, Washington, D.C., 20037,  
Phone: 202/994-7000, Fax: 202/994-7005, [nsarchiv@gwu.edu](mailto:nsarchiv@gwu.edu)