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16 October 1957

MEMORANDUM FOR: General Truscott

SUBJECT : Revision of NSCID #5

1. Attached herewith are the mats of the draft of NSCID #5 which incorporates the agreed changes made at the interagency working group meetings of 9 and 14 October, and a draft of a memorandum transmitting this draft to the IAC for consideration.

2. There were no official "reservations" on any point. However, it was indicated that the military services may bring up the following items either at the IAC meeting on NSCID #5 or at the time the overall review is made of the complete package of NSCIDs:

On para. 1.a. The Army may propose adding the following words at the end of this paragraph: ", usually through the use of agent personnel."

On para. 3. One or more of the military services may question the validity and/or advisability of establishing the CIA as the "national clandestine service of the U. S.". The JIG may question its validity on the ground that the JCS has already taken a position that there is no national clandestine service in the U. S.; the Air Force may question its advisability on the ground that misinterpretation of this portion of the directive could lead to a cut or elimination of their funds for the clandestine activities they are authorized to conduct under the terms of this directive; the Army may take the view that such a statement is "unnecessary".

On para. 7. The JIG may raise the point that reference to senior military commanders should be in the singular as it is the unified commander who is in command of the area involved; the individual military services may object to such a proposal on the basis that it would upset present arrangements, especially in Europe, and would be a basic change from the current provisions of DCID 5/1.

On para. 8. The JIG may raise the point that the provisions should provide that all CIA assets will be assigned to the CIA Force and be under the Theater Commander; they may also raise the point that the theater commander should be consulted on exceptional operations as well as the JCS.

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On the subject of liaison in general: The military services will probably promote discussion of this subject for purposes of clarification.

3. It is my view that we will not get any real dissent from this paper at the IAC level unless one of the military intelligence chiefs wishes to challenge the position of the DCI and/or the Agency.

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[Redacted]
Asst. to DD/C

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**Suggested statement for distribution with draft revision
of NSCID:**

Attached is a draft revision of National Security
Council Intelligence Directive No. 5, which has been
coordinated by the interagency working group established
by the IAC for this purpose. This matter will be placed
on the agenda of the IAC for discussion and appropriate
preliminary action on 29 October 1957.

Executive Secretary

DDI PROPOSED CHANGE TO CIA DRAFT NSCID NO. 5
DATED 14 OCTOBER 1957

MILITARY COMMAND AUTHORITY IN AN ACTIVE THEATER OF WAR:

Paragraph 8: Change to read:

"In active theaters of war where U. S. forces are engaged or when the President so directs, representatives of the Director of Central Intelligence conducting espionage or clandestine counterintelligence operations in or from the theater shall be under the direct command of the United States theater commander in accordance with the ~~terms~~ ^{of agreement} of ~~the Command Relationships Agreement~~ separately reached between the Director of Central Intelligence and the Joint Chiefs of Staff."

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Copy No. 59
IAC-D-105/5 (Revised)
14 October 1957

INTELLIGENCE ADVISORY COMMITTEE

Review of National Security Council Intelligence Directives

References: IAC-M-292, item 3; IAC-M-287, item 10

Attached is a draft revision of National Security Council Intelligence Directive No. 5, which has been coordinated by the interagency working group established by the IAC for this purpose. This matter will be placed on the agenda of the IAC for discussion and appropriate preliminary action on 29 October 1957.



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JOHN HEIRES
Secretary

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IAC-D-105/5
Revision 9 July Draft
14 October 1957

NATIONAL SECURITY COUNCIL INTELLIGENCE DIRECTIVE NO. 5

U. S. ESPIONAGE AND COUNTER-INTELLIGENCE ACTIVITIES ABROAD

Pursuant to the provisions of Section 102(d) of the National Security Act of 1947, as amended, the National Security Council hereby authorizes and directs that:

1. For the purpose of this directive:

a. Espionage is defined as those clandestine activities which are directed toward the acquisition of information through intelligence operations against a foreign power.

b. Counterintelligence is defined as that intelligence activity, with its resultant product, which is devoted to destroying the effectiveness of inimical foreign intelligence activities and which is undertaken to protect the security of the nation, and its personnel, information and installations abroad, against espionage, sabotage, and subversion. Counterintelligence includes the process of procuring, developing, recording, and disseminating information concerning hostile clandestine activity and of penetrating, manipulating, or repressing individuals, groups, or organizations conducting or capable of conducting such activity.

2. To ensure centralized direction through prior, comprehensive and continuing coordination of all clandestine activities authorized herein, the Director of Central Intelligence shall:

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a. Establish, in consultation with the Intelligence Advisory Committee, the procedures necessary to achieve such direction and coordination;

b. Coordinate all clandestine activities authorized herein and conducted outside the U. S. and its possessions, including liaison which concerns clandestine activities or which involves foreign clandestine services, except when the provisions of paragraph 8 apply; also coordinate clandestine activities with overt collection abroad;

c. Invite Departments and Agencies not permanent members of the Intelligence Advisory Committee which have clandestine counter-intelligence responsibilities abroad to participate in the Intelligence Advisory Committee deliberations when clandestine counterintelligence matters affecting such responsibilities are under consideration;

d. Make mutually agreeable arrangements with Departments and Agencies for such cover support as may be needed by the Central Intelligence Agency, and coordinate arrangements for such cover support as may be required by other Departments and Agencies to carry out the clandestine activities authorized in paragraph 4 below. Arrangements for cover involving the military services or any component of the Department of Defense

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will be made in accordance with the procedures established by the Secretary of Defense.

3. The Central Intelligence Agency is the national clandestine service of the United States and has primary responsibility, subject to the provisions of paragraph 8, for the following services of common concern:

a. The conduct of espionage outside the United States and its possessions in order to meet the intelligence needs of all Departments and Agencies concerned, in connection with the national security;

b. The conduct of clandestine counterintelligence outside the United States and its possessions;

c. The conduct of liaison with foreign clandestine services or concerning the above clandestine activities with foreign intelligence or security services.

d. The maintenance for the benefit of the intelligence community of central indexes and records of foreign counterintelligence information to which all Departments and Agencies shall contribute on a continuing basis all pertinent material collected by them.

4. Subject to the provisions of paragraph 2 above, other Departments and Agencies with commands or installations located outside the U. S. and its possessions may:

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a. Conduct additional espionage in order to satisfy departmental intelligence needs;

b. Conduct clandestine counterintelligence activities necessary for the security of their personnel, commands, activities and installations;

c. Conduct liaison with foreign clandestine services or concerning the above clandestine activities with foreign intelligence or security services.

5. Departments and Agencies shall assist the Central Intelligence Agency in its conduct of espionage by providing guidance in the form of continuous, timely and specific collection requirements and, as required, assessments of the information collected. They shall provide similar support to each other as required.

6. In a foreign area, except where paragraph 8 applies, the Director of Central Intelligence shall, after consultation with the Secretary of State, insure that the senior U. S. representative, or his designated representative, is appropriately advised of U. S. espionage and clandestine counterintelligence activities conducted in or from the area.

7. In foreign areas where major U. S. military commands are stationed, the designated representatives of the Director of Central Intelligence shall keep the senior U. S. military commanders, or

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their designated representatives, appropriately informed of the espionage and clandestine counterintelligence operations, conducted by the Central Intelligence Agency in or from such areas, which significantly affect the missions of such commanders.

8. In active theaters of war where U. S. forces are engaged, or when the President so directs:

*a. The entire Central Intelligence Agency organization assigned by the Director of Central Intelligence to a commander of a command established by the Joint Chiefs of Staff shall be established as a CIA Force and, through the CIA Commander thereof, shall provide espionage and counterintelligence support to military operations.

b. Espionage and counterintelligence operations which, because of some exceptional political, diplomatic or other implication, are conducted independently by the Central Intelligence Agency, shall be coordinated by the Director of Central Intelligence with the Joint Chiefs of Staff and, as appropriate, with the Secretary of State.

*Detailed arrangements concerning the command relationships between the CIA organization and the Armed Forces in active theaters of war where American forces are engaged are established by agreement between the Director of Central Intelligence and the Joint Chiefs of Staff.

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c. The Director of Central Intelligence and the Joint Chiefs of Staff shall establish procedures for the coordination of liaison on clandestine activities between U. S. military commanders and foreign services that engage in such activities.

9. In addition to the above, the Director of Central Intelligence, in consultation with the Intelligence Advisory Committee and other interested Departments and Agencies as provided in paragraph 2c above shall:

a. Provide for coordination of all U. S. counterintelligence activities abroad and for the coordination of such activities with the Departments and Agencies responsible for domestic counterintelligence, to the extent necessary to ensure conformity with policies enunciated by the National Security Council;

b. Take such other action as may be deemed necessary to promote the overall effectiveness of the U. S. counterintelligence effort abroad.

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