

"Senator DODD. What is the theory, is it secret information or is it the privilege of the President?"

"Dr. GLENNAN. It is the privilege of the President."

"Senator DODD. It is not classified information?"

"Dr. GLENNAN. No."

"Senator DODD. It does not affect the security of the country?"

"Dr. GLENNAN. No, sir (p. 32)."

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"Senator YOUNG. Now, are you willing to try to have that privilege removed by request so that you may answer those questions?"

"Dr. GLENNAN. I would certainly discuss it with the Executive Office of the President, surely (p. 33)."

The letter from Dr. Glennan to the chairman (April 7, 1959) contained the following statement:

"I have consulted with the President on the question and he has told me that he must maintain his previous position. The President restated his view that in order to provide for the full effectiveness of the Space Council members in carrying out their advisory responsibilities to him as set forth in the National Aeronautics and Space Act, it was necessary that the activities of the Council be considered confidential to the Chief Executive (p. 106)."

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"Senator DODD. * * * I am trying to find out whether this advisory space council makes decisions and if you actually carry them out in cooperation with the Department of Defense."

"Now if this is all, and if I am right in my understanding, then we have a real problem, one which I am sure you recognize, because, as Senator Symington just pointed out, we do operate under a system of checks and balances."

"Dr. GLENNAN. Yes."

"Senator DODD. And I suppose that we are checkers today. How are we going to check if we do not know what the program is?"

"Dr. GLENNAN. * * * The question of whether or not I can discuss the activities of the Space Council, really does not prevent you from getting knowledge of the program, it seems to me—"

"Senator DODD. Well, may I say as an observation, that may be true, but does it not make our task much more difficult (p. 39)?"

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"Senator SYMINGTON. * * * You have indicated that Space Council matters are considered privileged. * * *"

"Are the mechanics of organization and the procedures of the Space Council privileged or is it just the contents of specific discussions which are privileged?"

"Dr. GLENNAN. Mr. Symington, my understanding of this matter of privilege is that the matters on which advice is asked and given, and the details of that advice would be within the privilege. That is the type of material which would be privileged. * * *"

"I think that with respect to the Nation's program in space, as set up in the law, there are two elements of this program, one, military, and one, civilian. There is nothing about the civilian end of this that I cannot tell you. I will tell you everything that you want to know."