

REPLY FROM EXPORT-IMPORT BANK OF WASHINGTON

EXPORT-IMPORT BANK OF WASHINGTON,
Washington, D.C., March 12, 1965.

Hon. JOHN E. MOSS,
Chairman, Foreign Operations and Government Information Subcommittee,
Committee on Government Operations, House of Representatives.

DEAR MR. MOSS: This is in response to your request of February 12, 1965, concerning your study and evaluation of the availability of information from Federal departments and agencies. Our replies to your numbered questions follow:

1. Section 1002 of 5 U.S.C. applies to all functions of the Bank. There are no constituent units of the Bank to which section 1002 does not apply. The Bank has no branches or field offices. Our only office is in Washington, D.C.

2. The basic principles by which the Bank is guided in its operations and the procedures for filing applications for loan and guarantee assistance were published in the Federal Register of August 24, 1957, on pages 6863-6865. (12 C.F.R. 401-402.)

3, 4, and 5. Not applicable since the Bank has no adjudicatory function.

6. Information is maintained and made available for public inspection as provided in 12 C.F.R. 401.3(f).

7. The only limitation upon the availability of records and files is in regard to matters requiring protection of the national defense or foreign policy, matters relating to internal management, including personnel rules and practices where personal privacy is a consideration and data submitted to us which is privileged or confidential. With respect to the latter, we believe it to be our responsibility to retain exclusive possession and control over privileged or confidential information furnished by applicants for our consideration in evaluating requests for the Bank's loan and guarantee assistance. It is our concern that such information be protected so that the Bank may obtain the submission of financial, production, cost, inventory, sales and other data with an assurance to the applicant that such information will be used only for the limited and intended purpose of reaching a decision on the applicant's request for assistance. Where it to become known among the U.S. exporting community and foreign purchasers of U.S. goods and services that the Bank could not be relied upon to protect such data, our future ability to obtain fully documented applications would be seriously impaired.

8. In no circumstances are private parties required to resort to organization or procedure not published in the Federal Register.

9 and 10. Not applicable since the Bank has no adjudicatory functions.

11. The Bank regards as matters of official record all applications, and documents in support thereof, for the Bank's assistance in financing and facilitating exports and imports as well as documents embodying Bank decisions with respect thereto.

There are enclosed two copies of 12 C.F.R. 401-402 as well as two copies of selected Bank press releases during this fiscal year and our 1964 quarterly reports.

We appreciate the opportunity afforded us to furnish the foregoing information. If anything further is required, we will be pleased to cooperate.

Sincerely yours,

HAROLD F. LINDER.

REPLY FROM FARM CREDIT ADMINISTRATION

FARM CREDIT ADMINISTRATION,
Washington, D.C., April 1, 1965.

Hon. JOHN E. MOSS,
Chairman, Foreign Operations and Government Information Subcommittee,
Committee on Government Operations, House of Representatives.

DEAR MR. MOSS: This refers to your letter of February 12, 1965, requesting that we furnish the Foreign Operations and Government Information Subcommittee answers to certain questions dealing with section 3 of the Administrative Procedure Act of 1946.

Our answers are numbered as are the questions in your letter to which they relate. First, however, we wish to point out that the applicability of the