

11. The only definition which TVA has made of the term "official record" as used in section 3(c) of the Administrative Procedure Act is contained in 18 CFR 301.1(a), a copy of which is enclosed.

We are enclosing two copies of the documents requested in the last paragraph of your letter. Miss Marguerite Owen, TVA's Washington representative (telephone 343-4537), will obtain for you any further information which you may wish to have. If we can be of further assistance, please let us know.

Sincerely yours,

AUBREY J. WAGNER, *Chairman.*

TITLE 18—CODE OF FEDERAL REGULATIONS

CHAPTER II—TENNESSEE VALLEY AUTHORITY

PART 301—PROCEDURES

Sec.

301.1 Public records.

301.2 Obtaining of approval for construction in the Tennessee River system.

301.3 Drawings, plans and designs.

AUTHORITY: §§ 301.1 to 301.3 issued under 48 Stat. 58, as amended; 16 U.S.C. 831-831dd. Statutory provisions interpreted or applied are cited to text in parentheses.

§ 301.1 Public records.

Matters of official record of TVA shall be made available to persons properly and directly concerned, excepting matters relating solely to the internal management of TVA and excepting information held confidential for good cause found.

(a) *Scope.* Subject to the limitations stated above, matters of official record of TVA include invitations for the procurement of material or for construction, bids, and awards; maps, plans and diagrams of reservoir areas and other real property held by TVA, including easements and rights of way; and final decisions of the Board of Directors in regard to proceedings under section 26a of the Tennessee Valley Authority Act.

(b) *Requests.* Requests for such information shall be made in writing to the "Director of Information, Tennessee Valley Authority, Knoxville, Tennessee," and shall contain sufficient information (1) to identify the matter of official record sought to be made available, and (2) the circumstances which make the person making the request one who is properly and directly concerned.

(c) *Action upon requests.* Upon receipt of such a request, TVA shall promptly determine whether the matter can be made available under the provisions of this section and shall notify the person making the request (1) where and when the matter can be made available, or (2) that the matter is not available, giving the reasons therefor.

(d) *Manner of making available.* TVA shall not be required to make and furnish copies of such matters, but shall fulfill its obligation by making the matter available for inspection; where, however, for reasons of convenience or necessity TVA determines that it is more practicable to fulfill its obligation by furnishing a copy of the matter, TVA may fulfill its obligation by furnishing a certified true copy thereof.

[11 F.R. 177A-749, Sept. 11, 1946, redesignated at 13 F.R. 6749, Nov. 18, 1948]

REPLY FROM U.S. ARMS CONTROL AND DISARMAMENT AGENCY

U.S. ARMS CONTROL AND DISARMAMENT AGENCY,  
*Washington, March 16, 1965.*

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

DEAR MR. CHAIRMAN: I enclose detailed answers to the 11 questions posed in your letter of February 12, 1965.

That letter also requested two copies of any written document implementing 5 U.S.C. 1002, which deals with the publication of information, rules, opinions, orders and public records. ACDA has not issued such a document. None has been deemed necessary because ACDA is a small agency (approximately 200