

Department of Transportation  
Office of the Secretary  
Washington, D.C.

C-10

ORDER

DOT 1640.3B

8-22-79

SUBJECT: NATIONAL SECURITY INFORMATION

1. PURPOSE. This Order provides for implementing Executive Order 12065, National Security Information and continues delegations of authority previously made.
2. CANCELLATION. DOT 1640.3A, CLASSIFICATION AND DECLASSIFICATION OR NATIONAL SECURITY INFORMATION AND MATERIAL, of 11-8-76.
3. BACKGROUND.
  - a. On June 28, 1978, the President issued Executive Order (E.O) 12065 and revoked E.O. 11652, as amended, Classification and Declassification of National Security Information and Material.
  - b. The objective of the new Order is to increase openness in government by limiting classification and accelerating declassification. At the same time, it provides for the protection of legitimate national security secrets.
  - c. The National Security Council provides overall policy direction for the national security information program. An Information Security Oversight Office was established with responsibility to oversee agency actions to ensure compliance with the Order and to promulgate with the approval of the National Security Council, directives for the implementation of the Order.
4. AUTHORITY FOR ORIGINAL CLASSIFICATION OF INFORMATION.
  - a. E.O. 12065 confers upon the Secretary of Transportation the authority to originally classify information as Secret and Confidential with further authorization to delegate this authority. (No official of the Department of Transportation (DOT) has authority to originally classify information as Top Secret.)
  - b. The following delegations of authority, which may not be redelegated, are hereby made:
    - (1) Office of the Secretary (OST). The Director of Investigations and Security.

DISTRIBUTION: All Secretarial Offices  
All Operating Elements

OPI: Office of  
Investigations  
and Security

- (2) U. S. Coast Guard (USCG). The Commandant; Chief, Office of Operations.
- (3) Federal Aviation Administration (FAA). The Administrator, Director of Investigations and Security

c. At such time as Defense Readiness Condition Number Two or higher emergency condition may be declared, authority to originally classify information as Secret and Confidential is automatically delegated to the officials named below. This authority, which may not be re-delegated, is automatically cancelled when Defense Readiness Condition Number Three or lower emergency level is declared.

- (1) OST. Deputy Secretary; Assistant Secretary for Policy and International Affairs; Assistant Secretary for Administration.
- (2) USCG. Vice Commandant; Chief of Staff; Commander, Atlantic Area; Commander, Pacific Area; Commanders, Coast Guard Districts; Commander, Coast Guard Activities Europe; Chief, Intelligence and Security Division.
- (3) FAA. Deputy Administrator; Directors, FAA Regions and Centers.

d. Although the delegations of authority are expressed above in terms of positions, the authority is personal and is vested only in the individual occupying the position. The authority may not be exercised "by direction of" a designated official. The formal appointment or assignment of an individual to one of the identified positions or a designation in writing to act in the absence of one of these officials, however, conveys the authority to originally classify information.

b. DOT SECURITY REVIEW COMMITTEE.

a. In accordance with the provisions of E.O. 12065, a DOT Security Review Committee is established and shall have authority to:

- (1) act on all suggestions and complaints not otherwise resolved with respect to the Department's administration of E.O. 12065 and implementing directives, including those regarding overclassification, failure to declassify, or delay in declassifying, and
- (2) act on appeals of requests for classification reviews, and appeals of requests for records under Section 552 of Title 5, U.S.C. (Freedom of Information Act) and E.O. 12065 when the initial denial was based on continued classification of the record.

- b. The DOT Security Review Committee shall be composed of the Assistant Secretary for Administration who shall serve as Chairman, the General Counsel, and the Director of Investigations and Security. When matters affecting a particular operating element are at issue, the Associate Administrator for Administration for that operating element or the Chief of Staff for the U. S. Coast Guard shall participate as an ad hoc member, together with the Chief Counsel for the particular element.
6. ACTION. The Assistant Secretary for Administration shall ensure effective compliance with and implementation of E.O. 12065. In this regard, he shall conduct an active oversight program. Within the framework of E.O. 12065, he shall issue DOT-wide policy and procedural instructions.

**FOR THE SECRETARY OF TRANSPORTATION:**



R. J. Alfultis  
Deputy Assistant Secretary  
for Administration