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MEMORANDUM TO SECURITY OFFICERS

Security Screening of Government Employees

It has been brought to my attention that a question has arisen from the fact that the recently circulated Cabinet Directive on this subject, Circular No. 29 of December 30, 1955, does not stipulate that persons being discharged from the public service on security grounds should not be given the reasons for such action without prior consultation with the Security Panel.

As was the case with Cabinet Directive No. 24, the previous directive on this subject, it was not considered appropriate to include this cautionary measure in the statement of policy, although it was clearly stated in the covering letter to Cabinet Directive No. 24, signed by the Chairman of the Security Panel.

Security Officers are reminded, therefore, that while Cabinet Directive No. 24 of October 16, 1952, has been superseded by Cabinet Directive No. 29 of December 30, 1955, paragraph 2 of the covering letter to the former directive remains a matter of policy. It reads as follows:

"Departments and agencies are particularly cautioned that, if required to state reasons for transfers or dismissals which may at any time be effected under the policy stated in this new directive, they must not relate action to security grounds without first consulting the Security Panel."

P. M. Dwyer,
Secretary of the Security Panel

Privy Council Office,
Ottawa, January 19th, 1956.

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Circular No. 29

CABINET DIRECTIVE

Security Screening of Government Employees

This directive supersedes Cabinet Directive No. 24 of October 16, 1952.

POLICY

1. Security in the public service of Canada is essentially a part of good administration, and therefore it is a departmental and agency responsibility. The security, and hence the good administration of a department or agency, may be placed in jeopardy either by persons who are disloyal or by persons who are unreliable because of defects in their character.
2. Loyalty to our system of government is expected of any person employed in the public service of Canada. Therefore it remains an essential of Canadian security policy that a person who is a member of a communist party, which is substantially subservient to the dictates of a foreign power, or a person who by his words or actions consistently shows himself to believe in Soviet communism, or in any other ideology which advocates the overthrow of government by force, should not when known be permitted to enter the public service. Such persons discovered within the public service must not be allowed access to classified information. It is a matter for consideration in such cases as to whether it is desirable to remove such persons from the public service.
3. There is always doubt as to the loyalty of a person who was previously a member of a communist party or who at one time by his words or actions showed himself to believe in an ideology which advocated the overthrow of the government by force.
4. It also remains an essential of Canadian security policy that persons who are unreliable from a security standpoint, not because they are disloyal, but because of deficiencies in their character which may lead to indiscretion or dishonesty, or may make them likely subjects to blackmail, must not be employed in any position where they may have access to classified information. Such defects of character may also make them unsuitable for employment on grounds other than security.
5. In addition it must now be recognized that in government organizations controlling means of mass communications and in some other related fields, there are even in peace time security risks involved in the misuse of such facilities even where there is no access whatsoever to classified information. Because of the difficulty of determining the extent of the risk and of estimating the damage that may be caused by a disloyal person in such circumstances, departments and agencies should not dismiss persons in cases where there is no access to classified information without previously obtaining the advice of the Security Panel.
6. To carry out their responsibility, the departments and agencies must first obtain information about persons who are to be given access to classified information according to procedures set forth below. The object of the enquiries which must be made is to ensure that disloyal or unreliable persons do not obtain access to classified information, or when known, enter the government service. Where it appears that information concerning a person's loyalty or reliability is likely to lead to a decision which will be adverse to him, the decision can only be made with justice after a careful examination of all the available information pertinent to both loyalty and character in the form of evaluated factual reports provided by an approved investigating agency. Then, after such an examination, a continuing doubt of loyalty or reliability remains in the mind of a reasonable man and when national security is involved, that doubt must be resolved in favour of the state.
7. The function of an investigating agency is only to provide all the available information pertinent to both loyalty and character in the form of evaluated factual reports; a security assessment and a clearance based upon such reports is the responsibility of the department or agency concerned and is one which must not be taken lightly.
8. As an additional safeguard to the individual, departments and agencies are to

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note that, in cases other than those of casual labour or locally employed staff abroad, when a recommendation for dismissal from the public service on security grounds may have to be made and acted upon, the advice of the Security Panel or the Security Sub-Panel may first be sought when advice may seem appropriate. The final recommendation in any case, however, will remain a departmental or agency responsibility.

9. The loyalty and reliability of persons given access to information classified "Secret" or "Top Secret" remains of paramount importance. Therefore the following procedures by which this policy is to be implemented are designed to provide that the most careful screening available from present investigative facilities be given to persons who will have access to the higher categories of classified information. It is the continuing responsibility of each government department and agency to ensure that its security remains unimpaired.

PROCEDURES

10. Security screening of applicants to the public service will be initiated by the Civil Service Commission, or by departments and agencies in the case of persons not employed under the Civil Service Act. Where persons already employed are to be given access to classified information security screening will be initiated by the department or agency concerned.

11. When it appears necessary for the Civil Service Commission to reject an applicant on security grounds, it will, when appropriate, consult with the interested department with a view to reaching a joint agreement as to what action may finally be taken.

12. When it appoints to a department a new employee who has been the subject of a security screening, the Civil Service Commission will send forward to the department all the pertinent information and documentation relating to the security screening.

13. A security assessment and clearance will be made by the following means. These represent security criteria and procedures which are consistent with present investigative facilities available interdepartmentally; they are minimum standards, and do not limit in any way the right of the armed forces to conduct field checks through their own resources of personnel employed with or on behalf of the Department of National Defence.

(i) Persons to have access to Secret and Top Secret Information

(a) Before a person is employed in a position requiring access to Secret or Top Secret information his name must be checked against the subversive records of the R.C.M. Police, and he must be the subject of a fingerprint check by the R.C.M. Police. Both these procedures are mandatory.

(b) When the Chairman of the Civil Service Commission or the deputy head of a department or agency, or a security officer appointed by them, considers that the information provided by the means set out in paragraph 13(i)(a) may be clarified by an investigation in the field, or that such an investigation is necessary to satisfy him as to an applicant's or employee's loyalty, integrity or discretion, he may request that an enquiry be made of a person's background by a field investigation to be carried out by the R.C.M. Police. Where it appears that requests from a department or agency exceed what seems to be a normal requirement, the R.C.M. Police may ask the Security Panel to allot priorities.

(c) The deputy head of a department or agency will be responsible for granting or withholding an appropriate security clearance and will assume a continuing responsibility for a person's access to Secret or Top Secret information.

(ii) Persons to have access to Confidential information but not to Secret and Top Secret information

(a) Before a person is employed in a position requiring access to Confidential information his name must be checked against the subversive records of the R.C.M. Police, and he must be the subject of a fingerprint check by the R.C.M. Police. Both these

procedures are mandatory.

(b) The deputy head of a department or agency will be responsible for granting or withholding an appropriate security clearance and will assume a continuing responsibility for a person's access to Confidential information.

14. In addition, departments and agencies are reminded that the taking of references can sometimes provide useful supplementary information about a person's character. References may therefore be obtained when it appears that a useful purpose would be served by so doing.

15. Comparable procedures set forth in paragraph 13, except those relating to fingerprinting, apply equally to persons employed in defence industry and certain services related to defence who may be required to have access to classified information which is the property of the government of Canada or for the security of which the government is responsible. In defence industry and certain services related to defence the procedures will be administered in an appropriate manner by the Department of Defence Production.

16. A person to be appointed to a permanent position in the public service will not normally be made the subject of security screening. But whenever a person to be appointed to such a position is in the opinion of the deputy minister or head of agency concerned, likely to be required eventually to have access to classified information, that person shall before being given a permanent appointment, be made the subject of a fingerprint and file check if this has not already been done.

17. The numbers of all persons who for security reasons are removed from eligible lists by the Civil Service Commission, or refused access to classified information by departments or agencies for security reasons, will be sent quarterly to the Secretary of the Security Panel in order that the Panel may from time to time review the number of persons or the type of cases involved, and assess the extent of the security problem in the public service. The figures provided should be broken down into the following general categories: persons dismissed, persons permitted to resign, persons transferred to non-sensitive posts, persons denied access to classified information, persons denied employment. In addition the figures should indicate whether the action was taken on grounds of disloyalty or unreliability. Figures should not include persons who are no longer given access to classified information because of a change in duties or other similar administrative reasons.

18. It is the responsibility of each deputy head, or head of an agency, to nominate a competent senior official to act as security officer, and to notify the Secretary of the Security Panel of the appointment and of any subsequent change. The person so named will be responsible to the deputy head or head of an agency for ensuring that all regulations relative to security are carried out within the department or agency. It will also be the responsibility of the departmental security officer to maintain close liaison with the government agencies responsible for security policy and procedures. It is important that wherever possible security officers should be persons who may be expected to continue their work over a long period of time, since effective security is difficult to maintain without considerable experience in a specialized field.

19. In future to carry out these routine procedures for obtaining information concerning their employees, departments and agencies will deal directly with the R.C.M. Police.