

MEMO ROUTING SLIP		NEVER USE FOR APPROVALS, DISAPPROVALS, CONCURRENCES, OR SIMILAR ACTIONS	
1 NAME OR TITLE Commanding Officer	INITIALS		CIRCULATE
ORGANIZATION AND LOCATION Cml C Res Proc O	DATE		COORDINATION
2 ATTN: Mr. H. G. Fredericks			FILE
			INFORMATION
3			NECESSARY ACTION
			NOTE AND RETURN
4			SEE ME
			SIGNATURE
REMARKS The attached letter, CMLINE-1, 14 March 1955, subj: "Use of Volunteers in Research" to CO, Cml C Med Labs is to be held for file in "Use of Volunteers in Research". (RC-55-C-1364)			
3/6/55 - Final office, ACCPA, did not want *			
FROM NAME OR TITLE Proc O, REGOM		DATE 6 Jan 55	
ORGANIZATION AND LOCATION		TELEPHONE 5108	

DD FORM 95  
1 FEB 50

Replaces DA AGO Form 895, 1 Apr 48, and AFHQ Form 12, 30 Nov 47, which may be used.

16-48487-4 GPO ★

Command Historical Office; CBDCOM  
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Row # 2; File cabinet # 78; Drawer # 3

CHIEF-2

UNCLASSIFIED

14 March 1955

SUBJECT: Use of Volunteers in Research (U)

TO: Commanding Officer  
Cml C Medical Laboratories  
Army Chemical Center, Maryland

*non 6 1330  
2nd W.  
open*

1. As a result of a recent decision by The Judge Advocate General (JAGT 1955/11) and a clarification of the memorandum from the Office of the Chief of Staff dated 30 June 1953, subject as above, by the Deputy Chief of Staff for Research and Development, you are advised that the requirement for legal capacity to consent by volunteers does not preclude the use of military personnel under the age of twenty-one (21) years.

2. In view of the language in the documents cited above, referring only to military subjects, it is concluded that this opinion ~~will not~~ be applicable to non-military subjects.

BY COMMAND OF BRIGADIER GENERAL HURHEI:

Regraded ~~by authority of~~  
*1525, Procurement, 130*

*Quoted - AR 340-16  
Par 8 by g  
McBryant  
11/4/74 Sec: new Dir  
p42*

by CORNELIA J. GURNEY, Member  
Class. ~~by authority of~~  
CW LABS, A Cml C, Md.

ELMER J. COLLINS  
Colonel, Cml C  
Chief, Procurement Office

MAR 5 1958

HGFredricks/5108/1h

Memo for Record: CO, Cml C Med Labs has inquired as to whether, in view of the restriction in the directive "Use of Volunteers in Research" from the Office, Chief of Staff dated 30 Jun 53, which requires the voluntary consent of human subjects and states that those persons should have legal capacity to give consent, military personnel under 21 years of age could be used as volunteers. The JAG (JAGT 1955/11) indicates there is no legal objection but in view of the language of the directive suggested that the matter be clarified by the Office of the Chief of Staff which also agreed that as far as military personnel are concerned, there is no objection to their use as human volunteers by reason of age alone.

*17*

Concurrence:

HGF

~~TOP DIV~~  
~~CONFIDENTIAL~~  
~~CONFIDENTIAL~~

*filed*

T 5 462

WRC-55C 1364

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