The President

EXECUTIVE ORDER 9102

ESTABLISHING THE WAR RELocation AUTHORITY IN THE EXECUTIVE OFFICE OF THE PRESIDENT AND DEFINING ITS FUNCTIONS AND DUTIES

By virtue of the authority vested in me by the Constitution and statutes of the United States, as President of the United States and Commander in Chief of the Army and Navy, and in order to provide for the removal from designated areas of the interests of national security, it is ordered as follows:

1. There is established in the Office for Emergency Management of the Executive Office of the President the War Relocation Authority, at the head of which shall be a Director appointed by and responsible to the President.

2. The Director of the War Relocation Authority is authorized and directed to formulate and effectuate a program for the removal, from the areas designated from time to time by the Secretary of War or appropriate military commander under the authority of Executive Order No. 9066 of February 19, 1942, of the persons or classes of persons designated under such Executive Order, and for their relocation, maintenance, and supervision.

3. In effectuating such program the Director shall have authority to—

(a) Accomplish all necessary evacuation not undertaken by the Secretary of War or appropriate military commander, provide for the relocation of such persons in appropriate places, provide for their needs in such manner as may be appropriate, and supervise their activities.

(b) Provide, insofar as feasible and desirable, for the employment of such persons at useful work in industry, commerce, agriculture, or public projects, prescribe the terms and conditions of such public employment, and safeguard the public interest in the private employment of such persons.

(c) Secure the cooperation, assistance, or services of any governmental agency.

(d) Prescribe regulations necessary or desirable to provide effective execution of such program, and, as a means of coordinating evacuation and relocation activities, consult with the Secretary of War with respect to regulations issued and measures taken by him.

(e) Make such delegations of authority as he may deem necessary.

(f) Employ necessary personnel, and make such expenditures, including the making of loans and grants and the purchase of real property, as may be necessary, within the limits of such funds as may be made available to the Authority.

4. The Director shall consult with the United States Employment Service and other agencies on employment and other problems incidental to activities under this order.

5. The Director shall cooperate with the Alien Property Custodian appointed pursuant to Executive Order No. 9066 of March 11, 1942, in formulating policies to govern the custody, management, and disposal by the Alien Property Custodian of property belonging to foreign nations or removed under this order or under Executive Order No. 9066 of February 19, 1942; and may assist all other persons removed under either of such Executive Orders in the management and disposal of their property.

6. Departments and agencies of the United States are directed to cooperate with and assist the Director in his activities hereunder. The Departments of War and Justice, under the direction of the Secretary of War and the Attorney General, respectively, shall insofar as consistent with the national interest provide such protective, police and investigational services as the Director shall find necessary in connection with activities under this order.

7. There is established within the War Relocation Authority the War Relocation Work Corps. The Director shall provide, by general regulations, for the

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THE PRESIDENT

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enlistment in such Corps, for the duration of the present duties. The charge for
removal under this order or under Executive Order No. 9066 of February 19, 1942,
and shall prescribe the terms and conditions of the work to be performed by
such Corps, and the compensation to be paid.

8. There is established within the War
Relocation Authority a Liaison Committee
on War Relocation, which shall consist of
the Secretary of War, the Secretary of the Treasury, the Attorney
General, the Secretary of Agriculture, the Secretary of Labor, the Federal Secu-
ritv Administration, the Director, Civilian Defense, and the Alien Property
Custodian, or their deputies, and such other persons or agencies as the Director
may designate. The Liaison Committee shall meet at the call of the Director and
shall assist him in his duties.

9. The Director shall keep the Presi-
dent informed with regard to the progress
made in carrying out this order, and per-
form such related duties as the President
may from time to time assign to him.

10. In order to avoid duplication of eva-
cuation activities under this order and
Executive Order No. 9066 of February 19,
1942, the Director shall not undertake
any evacuation activities within military
areas designated under said Executive
Order No. 9066, without the prior ap-
proval of the Secretary of War or the
appropriate military commander.

11. This order does not limit the
authority granted in Executive Order No.
8972 of December 12, 1941; Executive
Order No. 9066 of February 19, 1942;
Executive Order No. 9066 of March 11,
1942; Executive Proclamation No. 2535 of
December 7, 1941; Executive Procla-
imation No. 2826 of December 6, 1941;
Executive Proclamation No. 2477 of Decem-
ber 8, 1941; Executive Proclamation No.
2583 of December 29, 1941; or Executive
Proclamation No. 2587 of January 14,
1942; nor does it limit the functions of
the Federal Bureau of Investigation.

FRANKLIN D. ROOSEVELT
THE WHITE HOUSE,
March 18, 1942.

EXECUTIVE ORDER 9104
WITHDRAWING PUBLIC LANDS FOR USE OF
THE WAR DEPARTMENT AS AN AERIAL GUN-
NERY RANGE

ARIZONA

By virtue of the authority vested in me
by the act of July 9, 1918, c. 143, 40 Stat.
845, 848 (U.S.C., title 10, sec. 1341), it is
ordered that, subject to valid existing
rights and to powers site classification No.
229, the public lands in the following-
described areas be, and they are hereby
withdrawn from all forms of appropri-
ation under the public-land laws, includ-
ing the mining laws, and reserved for
the use of the War Department as an
aerial gunnery range:

OHA AND SALT RIVES MERIDIAN
T. 6 S., R. 4 W.
sec. 18, lots 3, 4, E 1/2 SW 1/4;
sec. 19, lots 1, 2, 3, 4, E 1/2 W 1/4;
sec. 30, lots 1, 2, E 1/2 NW 1/4;
T. 6 S., R. 5 W.
sec. 12;
sec. 14, E 1/2 SW 1/4, S 1/4 NW 1/4;
sec. 15;
sec. 16;
sec. 17;
sec. 18, lots 3, 4, E 1/2 SW 1/4, SE 1/4 SE 1/4 NW 1/4,
E 1/2 NW 1/4, SW 1/4 NW 1/4;
T. 6 S., R. 6 W.
sec. 19 to 23 and 28 to 30, incl.
FEDERAL REGISTER, Friday, March 20, 1942

TITLE 10—ARMY: WAR DEPARTMENT
Chapter VII—Personnel
Part 79—Prescribed Service Uniform
§ 79.33 Distinguished Service Medal. The coat of arms of the United States in bronze surrounded by a circle of dark blue enamel 1½ inches in diameter, bearing the inscription "For Distinguished Service—MCMXVIII". On the reverse is a scroll for the name of the recipient (which is to be engraved) upon a trophy of flags and weapons. The medal is suspended by a bar from a watered-silk ribbon 1½ inches in length and 1½ inches in width, composed of a band of scarlet (½ inch), a stripe of dark blue (½ inch), a band of white (½ inch), a stripe of dark blue (½ inch), and a band of scarlet (½ inch). All medals to be serially numbered on the rim. (R.S. 1298; 10 U.S.C. 1298) [Par. 33, AR 600-35, Nov. 10, 1941, as amended by Cir. 73, W.D., March 12, 1942]
§ 79.60 Belts.

(b) Warrant officers. (1) A belt of Army russet leather 1½ inches in width, fastened by a brass center bar buckle, and provided with a russet leather keeper.

§§ 79.33 and 79.60 (b) are amended.

Board of Governors of the Federal Reserve System.

S. R. Carpenter,
Assistant Secretary.

[F. R. Doc. 42-2368; Filed, March 19, 1942; 9:37 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES
Chapter II—Securities and Exchange Commission
Part 239—Forms, Securities Act of 1933
Amendment to the Instruction Book for Form A-2
The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Securities Act of 1933, particularly sections 7, 10 and 19 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary in order to enable the functions vested in it by said Act, hereby amends the Instructions as to Prospectuses for Employees’ Savings, Profit Sharing or Pension Plans in the Instruction Book for Form A-2 to read as follows:

III. Instructions as to Prospectuses for Employees’ Savings, Profit Sharing or Pension Plans
1. These instructions shall apply to prospectuses for shares of stock of an issuer in which funds of a savings, profit sharing, or pension plan for employees of the issuer are to be invested. If the prospectuses prepared in accordance herewith are sent or given only to employees of the issuer who have previously received a prospectus for registered interests or participations in the plan and for registered shares of stock of the issuer, and who have become members of the plan prior to receipt of a prospectus prepared in accordance herewith.

2. Any prospectus which is used as specified in instruction 1 above need contain only the following information:
(a) Such information (other than financial statements) in regard to the plan and the administration thereof as is required to the issuer of the underlying stock and its subsidiaries as may be necessary to bring up to date the corresponding information furnished to members of the plan in previous prospectuses.
(b) Financial statements of the plan, corresponding to those included in previous prospectuses, for each fiscal year after the last fiscal year for which financial statements of the plan were furnished to members of the plan in previous prospectuses.
(c) Financial statements of the issuer of the underlying stock and its subsidiaries corresponding to those included in previous prospectuses, for each fiscal year after the last fiscal year for which financial statements of the issuer and its subsidiaries were furnished to members of the plan in previous prospectuses.
3. The financial statements specified in instruction 2 above may be omitted from any prospectus used as specified in instruction 1 above, if—
(a) The fiscal year of the issuer of the underlying stock has ended within 90 days.
prior to the date when it is desired to distribute the prospectus to members of the plan.

(b) The prospectus contains or is accompanied by financial statements (which need not be certified) substantially meeting the requirements of instruction 2.

(c) Within 120 days after the close of the fiscal year the financial statements omitted from the prospectus pursuant to this instruction are made conveniently available to all members of the plan at their respective places of employment.

(d) There is set forth in conspicuous print on the first page of the prospectus a statement as to the manner in which, and the approximate date on which, the financial statements will be made available to members of the plan pursuant to paragraph (c) of this instruction.

Effective March 19, 1942.

By the Commission.

[Seal]

FRANCIS P. BRASSOR,
Secretary.

[F. R. Doc. 42-2374; Filed, March 19, 1942; 10:18 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration

[Docket No. FDC-23]

PART 27—REGULATIONS FIXING AND ESTABLISHING DEFINITIONS AND STANDARDS OF IDENTITY FOR CANNED APRICOTS, CANNED PERSIMMONS, CANNED PEACHES, AND CANNED PEAS

CORRECTION OF ORDER

An order promulgating the above specified regulations having been issued on February 26, 1942 (7 F.R. 1612); and it appearing that the form of unit “unpeeled halves” is not specified as one of the optional peach ingredients in paragraph (b) of § 27.000 of said regulations,

Now therefore, it is ordered, That the said paragraph (b) of the said § 27.000 be and it hereby is corrected by inserting therein the phrase “unpeeled halves” immediately following the phrase “peeled halves” and preceding the phrase “peeled quarters”.

PAUL V. MCNUTT,
Administrator.

MARCH 16, 1942.

[F. R. Doc. 42-2378; Filed, March 19, 1942; 10:39 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 132—GENERAL RULINGS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

GENERAL RULING NO. 11 UNDER EXECUTIVE ORDER NO. 8389, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO, RELATING TO FOREIGN FUNDS CONTROLS

MARCH 18, 1942.

§ 132.11 General Ruling No. 11. (a) No license or other authorization now outstanding or hereafter issued, unless expressly referring to this general ruling, shall be deemed to authorize any transaction which, directly or indirectly, involves any trade or communication with an enemy territory, or any agency, instrumentality or representative of the foregoing Governments, or any other person acting therefor, wherever situated (including the accredited representatives of other Governments to the extent, and only to the extent, that they are actually representing the interests of the Governments of Germany, Italy and Japan and Bulgaria, Hungary and Rumania and any agent, instrumentality or representative thereof, or other person acting therefor, actually situated within enemy territory; and

(b) Any individual within enemy territory and any partnership, association, corporation or other organization to the extent that it is actually situated within enemy territory; or any partnership, association, corporation or other organization to the extent that it is actually situated within enemy territory; or

(c) Any person whose name appears on The Proclaimed List of Certain Blocked Nationals and any other person acting therefor.

(2) The term “enemy territory” shall mean the following:

(i) The territory of Germany, Italy and Japan; and

(ii) The territory controlled or occupied by the military, naval or police forces or other authority of Germany, Italy or Japan.

The territory so controlled or occupied shall be deemed to be the territory of Albania; Austria; that portion of Belgium within continental Europe; Bulgaria; that portion of Burma occupied by Japan; that portion of China occupied by Japan; Czechoslovakia; Denmark; that portion of the Netherland’s East Indies occupied by Japan; Norway; that portion of the Philippine Islands occupied by Japan; Poland; Rumania; San Marino; Thailand; that portion of the Socialist Republics occupied by Germany; Yugoslavia; and any other territory controlled or occupied by Germany, Italy or Japan.

(3) The term “The Proclaimed List of Certain Blocked Nationals” shall mean “The Proclaimed List of Certain Blocked Nationals” as amended and supplemented, promulgated pursuant to the President’s Proclamation of July 17, 1941.

(4) The term “trade or communication with an enemy national” shall mean the sending, taking, bringing, transportation, importation, exportation, or transmission of, or the attempt to send, take, bring, transport, import, export or transmit:

(i) Any letter, writing, paper, telegram, cablegram, wireless message, tele­phone message or other communication of any nature whatsoever, or

(ii) Any property of any nature whatsoever, including any goods, wares, merchandise, securities, currency, stamps, coin, bullion, money, checks, drafts, proxies, powers of attorney, evidences of ownership, evidences of indebtedness, evidences of property, or contracts directly or indirectly to or from an enemy national after March 18, 1942.

(c) This general ruling shall not be deemed to affect any outstanding specific license in so far as such license expressly authorizes any transaction which involves trade or communication with any person whose name appears on The Proclaimed List of Certain Blocked Nationals.

(d) Any transaction prohibited by section 3 (a) of the Trading with the enemy Act, as amended, is licensed thereunder unless such transaction is prohibited pursuant to section 5 (b) of that Act and not licensed by the Secretary of the Treasury.

In this connection, attention is directed to the General License under section 3 (a) of the Trading with the enemy Act, issued by the President on December 13, 1941. [Sec. 5 (b), 40 Stat. 415 and 966; Sec. 2, 48 Stat. 1; 54 Stat. 179; Pub., No. 354, 77th Cong., 55 Stat. 383; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8765, June 14, 1941, E.O. 8332, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; Regs., Apr. 10, 1940, as amended June 14, 1941, and July 26, 1941]

[Seal]

E. H. FOLEY, Jr.
Acting Secretary of the Treasury.

[F. R. Doc. 42-2383; Filed, March 19, 1942; 11:34 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

SUBCHAPTER B—DIVISION OF INDUSTRY OPERATIONS

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

AMENDMENT NO. 1 OF PRIORITIES REGULATION NO. 8

Appendix B of Priorities Regulation No. 8 1 is amended as follows:

By striking therefrom any reference to Order P-56-a, and by adding thereto Order P-56.

This Amendment shall take effect immediately. Issued this 19th day of March 1942. (P.D. Reg. 1, amended Dec. 29, 1941, 6 F.R. 6680; W.P.B. Reg. 1, Jan. 26, 1942, 7 F.R. 561, E.O. 9024, Jan. 16, 1942, 7 F.R. 329; E.O. 9040, Jan. 24, 1942, 7 F.R. 527; sec. 2 (a), Pub. Law 671, 76th Cong., 1940.)

Paragraph (a) of §1336.101 is hereby amended to read as follows:

§1336.101

Maximum prices for radio receiving sets and phonograph parts.

* * * *

(a) Parts sold and offered for sale between July 15, 1941, and October 15, 1941. The maximum price, exclusive of federal excise tax, for any part offered during the period between July 15, 1941, and October 15, 1941, inclusive, for sale during such period, shall be the highest net price f. o. b. seller's point of shipment and exclusive of federal excise tax at which such part was billed by the manufacturer for delivery during such period, or if there was no such billing, the highest net price, exclusive of federal excise tax, at any time quoted in writing by the manufacturer for a delivery during such period to the same person or a person of the same general class, except that:

(1) The maximum price for the basic record changer (Model No. 201) manufactured by General Instruments Corporation shall be $8.40.

§1336.101a Effective dates of amendments.

(a) Amendment No. 1 of §1336.101(a) to Revised Price Schedule No. 84 shall become effective March 20, 1942. (Pub. Law 421, 77th Cong., 2d Sess.)

Issued this 18th day of March 1942.

JOHN E. HAMM, Acting Administrator.

[F. R. Doc. 42-2366; Filed, March 19, 1942; 9:22 a. m.]

PART 1340—FUEL

TEMPORARY MAXIMUM PRICE REGULATION NO. 11—MOTOR FUEL SOLD AT SERVICE STATIONS IN THE CURTAILMENT AREA

In the judgment of the Acting Price Administrator it is necessary and proper in order to effectuate the purposes of the Emergency Price Control Act of 1942 to establish temporary maximum prices for motor fuel sold at service stations in the Curtailment Area the prices prevailing with respect thereto within five days prior to the issuance of this Regulation.

Therefore, under the authority vested in the Acting Price Administrator by the Emergency Price Control Act of 1942, and in accordance with the Procedural Regulation No. 1, issued by the Office of Price Administration, Temporary Maximum Price Regulation No. 11 is hereby issued.

§1340.171 Maximum prices for motor fuel sold at service stations in the curtailment area. On and after March 23, 1942, to and including 12 o'clock midnight on May 21, 1942, regardless of any contract, agreement, lease, or other obligation, no person shall sell or deliver motor fuel at service stations in the curtailment area at prices higher than the maximum prices set forth in Appendix A hereto, incorporated herein as §1340.181;
§ 1340.171 to 1340.182, inclusive, issued pursuant to Pub. Law 421, 71st Cong., 2d Sess.

§ 1340.172 Less than maximum prices. Lower prices than those set forth in Appendix A (§ 1340.181) may be charged, demanded, paid or offered.

§ 1340.173 Conditional agreements. No seller of motor fuel at service stations in the curtailment area shall enter into an agreement permitting the adjustment of the prices to prices which may be higher than the maximum prices provided by § 1340.181, in the event that this Temporary Maximum Price Regulation No. 11 is amended or is determined by a court to be invalid or upon any other contingency: Provided, That if a petition for amendment under § 1340.178 has been duly filed, and such petition requires extensive consideration, and the Administrator determines that an exception would be in the public interest pending such consideration, the Administrator may grant an exception from the provisions of this section permitting the making of contracts adjustable upon the granting of the petition for amendment.

§ 1340.174 Evasion. The price limitations set forth in this Temporary Maximum Price Regulation No. 11 shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase, or receipt of, or relating to motor fuel sold at service stations in the curtailment area, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge, discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1340.175 Posting of prices. Every person selling motor fuel at a service station in the curtailment area in the course of trade or business, or otherwise dealing therein, shall post conspicuously the maximum prices at which each of the grades and qualities of motor fuel sold at that service station is delivered into the fuel supply tanks and the price posted at such service station shall indicate the maximum price for each grade of motor fuel in figures not smaller than those in which the selling price at the pump is posted.

§ 1340.176 Records and reports. Every person making sales of motor fuel after March 23, 1942, at a service station in the curtailment area in the course of trade or business, or otherwise dealing therein, shall keep such records for inspection and submit such reports to the Office of Price Administration as it may from time to time require.

§ 1340.177 Appendix A: Maximum prices for motor fuel sold at service stations in the curtailment area. (a) The maximum price for each grade of motor fuel at each service station in the curtailment area shall be no higher than the price posted at such service station for each grade of motor fuel at the close of business or at eleven o'clock at night on March 13, 1942.

(b) Where the maximum price for any grade of motor fuel at a service station in the curtailment area cannot be determined under (a) above, the maximum price shall not be in excess of the price charged on the last sale of such motor fuel made prior to March 13, 1942 at the same service station, provided such sale was made after January 13, 1942.

(c) Where the maximum price for any grade of motor fuel at a service station in the curtailment area cannot be determined under (a) or (b) above, sellers may establish a temporary maximum price, which must be equal to or lower than the maximum price for that grade of motor fuel for other service stations in the locality, if any, which shall be submitted to the Office of Price Administration within ten days after the establishment of such price for approval or disapproval.

§ 1340.182 Effective period. Temporary Maximum Price Regulation No. 11 (§§ 1340.171 to 1340.182, inclusive) shall become effective March 23, 1942, and shall, unless earlier revoked or replaced, expire at twelve o'clock midnight on March 21, 1942.

Issued this 16th day of March 1942.

John E. Hamm,
Acting Administrator.

[F. R. Doc. 42-2364; Filed, March 18, 1942; 5:07 p. m.]

PART 1531—FOODS AND FOOD PRODUCTS

ORDER NO. 1 UNDER REVISED PRICE SCHEDULE NO. 91—TEA

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, it is hereby ordered:

§ 1531.331 Order No. 1 under Revised Price Schedule No. 91. (a) Eppe's, Smith Company, Warren and Washington Streets, New York and Elway Food Products Corp., 22 Hudson Street, New York, may sell and receive, offer, solicit and attempt to sell and deliver, the kinds, grades and quantities of tea set forth in paragraph (b), at prices not in excess of those stated therein, and the persons named therein as the buyers may buy and receive, and agree, offer, solicit and attempt to buy and receive, such kinds, grades and quantities of tea at such prices from Eppe's, Smith Company and Elway Food Products Corp., respectively.

(b) The prices listed below shall be the maximum prices at which each of the sellers listed may deliver the kind, grade and quality of tea named.

(1) The following prices apply to Eppe's, Smith Company:

<table>
<thead>
<tr>
<th>Price Schedule</th>
<th>Price</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>F.O.B. New York</td>
<td>4914</td>
<td>2 cases Java BOP</td>
</tr>
<tr>
<td>F.O.B. New York</td>
<td>4914</td>
<td>2 cases Java OP</td>
</tr>
<tr>
<td>F.O.B. New York</td>
<td>4914</td>
<td>2 cases Java FOP</td>
</tr>
<tr>
<td>F.O.B. New York</td>
<td>4914</td>
<td>2 cases Java OOP</td>
</tr>
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§ 7 F.R. 1378, 1887.
### Chapter XVI—Office of Censorship

#### § 1804—PUBLICATIONS CONTAINING SCIENTIFIC, TECHNICAL, OR PROFESSIONAL DATA

<table>
<thead>
<tr>
<th>Buyer Description</th>
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<tbody>
<tr>
<td>5 cases Java BOP, Common...</td>
<td>$9.00</td>
</tr>
<tr>
<td>20 cases Java BOP, Serang, Sarie, Medium...</td>
<td>$8.50</td>
</tr>
<tr>
<td>50 cases Java OP, Serang...</td>
<td>$8.00</td>
</tr>
<tr>
<td>10 cases Java OP, Medium...</td>
<td>$7.50</td>
</tr>
<tr>
<td>1 case Java OP, Medium...</td>
<td>$7.00</td>
</tr>
<tr>
<td>1 case Java OP, Medium...</td>
<td>$6.50</td>
</tr>
<tr>
<td>5 cases Java BOP, Montaja, Medium...</td>
<td>$6.00</td>
</tr>
<tr>
<td>1 case Java BOP, Serang, Sarie, Medium...</td>
<td>$5.50</td>
</tr>
<tr>
<td>1 case Java OP, Montaja, Medium...</td>
<td>$5.00</td>
</tr>
<tr>
<td>10 cases Java BOP, Serang, Sarie, Medium...</td>
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</tr>
<tr>
<td>1 case Java BOP, Montaja, Medium...</td>
<td>$4.00</td>
</tr>
<tr>
<td>1 case Java BOP, Serang, Sarie, Medium...</td>
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<td>$0.50</td>
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<tr>
<td>1 case Java BOP, Serang, Sarie, Medium...</td>
<td>$0.00</td>
</tr>
</tbody>
</table>

### § 1804.1 License necessary for export.

### § 1804.2 Application for license.

Effective April 1, 1942, publications devoted in whole or in part to scientific, technical, or professional data which may contain information, the transmission of which to foreign countries may be injurious to the military interests of the United States, will be licensed prior to export. Before a license will be granted, the conditions set forth in §§ 1804.2 to 1804.6 inclusive, must be complied with.

**§ 1804.3 License and affidavits.**

With the initial application for a license a Censorship questionnaire shall be filed on forms provided by and available at the Technical Data License Division. This questionnaire will show complete information concerning the publisher, including the nationality of all officials and a list of all enemy alien employees. At the time of the initial application, each publisher will be required to designate from one to three employees to be charged with supervising the wrapping of the publication. Accompanying the questionnaire will be an affidavit of each such employee showing that he is an American citizen or, if not a citizen, that he has been approved by the Chief Postal Censor, length of time employed by the applicant, and that the employee has never been, and is not now, connected with any organization advocating the overthrow of the United States Government by force or violence. Each employee making such affidavit shall furnish three specimens of his signature. Accompanying the questionnaire there will also be an affidavit of the employer which will show the length of time the employee mentioned above have been employed, and that investigation has shown that none is or has been connected with any organization advocating the overthrow of the United States Government by force or violence, and that each such employee is loyal and trustworthy. This affidavit must be signed by a responsible officer of the applicant.

### § 1804.4 Review of publication material.

Upon receipt of each application for a license, the Technical Data License Division, Office of Export Control, Board of Economic Warfare, will review the copies of the publication submitted for objectionable subject matter from the viewpoint of Censorship Requirements and Regulations and national security. Every effort will be made to notify applicants of approval or other decision within forty-eight hours of receipt of the material. If certain portions are not approved, the Technical Data License Division will be suitably marked and the material returned to the applicant. The material may then be resubmitted on the same application form for further examination after deletion of the marked portions. Upon final approval of the material, the Technical Data License Division will recommend to the Office of Censorship that a license be granted. Ordinarily, such license will issue immediately therefor.

### § 1804.5 Issuance of license.

A license from the Office of Censorship, when granted, will authorize the publisher to export the designated copy of the particular issue of the publication to the foreign countries specified therein. The license will not be transferable, and will not relieve the holder of the necessity of obtaining any other permit or license that may be required by any other Governmental Agency. The license will be granted on the express condition that...
each copy of the publication mailed thereunder corresponds in every respect to the copy submitted to and approved by the Technical Data License Division, and on the further condition that the wrapping of all copies for export will be under the supervision of one of the employees designated in the questionaire.*

§ 1804.6 Declaration of content. As soon as the license from the Office of Censorship has been granted, the publisher may then release the issue for export subject to the following conditions. Copies for foreign shipment shall be securely wrapped without open ends. A Declaration of Content shall be affixed to the outer cover of each package for export, which Declaration shall show the number of copies, the name of the publisher, the name of the publication, the destination, and the license number. The Declaration shall further state that none of the copies are addressed to persons in enemy occupied territory and that the material in the package corresponds in every respect to that approved by the Office of Censorship for which a license with a designated number has been granted. The Declaration shall further state that the package has been wrapped under the supervision of a designated employee of the publisher and that it does not contain any additional enclosures, writings, or other extraneous material. The Declaration shall be signed by the employee under whose supervision it was wrapped and whose name is shown thereon, such employee to be one of those previously designated by the publisher and whose signature is on file in the Office of Censorship. The package may then be posted in the usual manner.*

§ 1804.7 Correspondence. All correspondence concerning the approval, disapproval, deletions, or corrections of the materials in the publication shall be directed to the Technical Data License Division, Office of Export Control, Board of Economic Warfare, Washington, D.C.*

§ 1805.1 Communications Ruling No. 1

(a) The sending or transmitting out of the United States in the ordinary course of the mail of any letter or other writing, book, or other paper, or through any public telegraph or cable service, of any telegram, cablegram or wireless message of any communication is permitted, provided that both of the following conditions are satisfied:

1. Such communication complies with all regulations issued by the Office of Censorship; and
2. Such communication is not addressed to or intended for, or to be delivered, directly or indirectly, to an enemy national.

(b) Nothing contained in this Ruling shall be deemed to limit the authority of the Office of Censorship to cause to be censored in its absolute discretion, communication by mail, cable, radio or other means of transmission passing between the United States and any foreign country. All communications permitted by this Ruling shall be subject to censorship as fully as if this Ruling had not been issued.

(c) As used in this Ruling the term "United States" and the term "person" shall have the meaning prescribed in Executive Order No. 8589, as amended, and the term "enemy national" shall have the meaning prescribed in General Ruling No. 11, issued by the Secretary of the Treasury thereunder.

(d) This Ruling may be amended or modified at any time; and the right is reserved to exclude from the operation hereof, or from the privileges hereby conferred, and to restrict the liability hereof with respect to, particular persons or communications or classes thereof.

(e) The regulations in this part governing such loans are part of the agreement of each community receiving such a loan, and in addition should serve as a guide to State and local property officers in the performance of their duties.*

Chapter XVII—Office of Civilian Defense

[OCR Regulations 1]

PART 1901—OCEANS OF EQUIPMENT AND SUPPLIES TO CIVIL AUTHORITIES

By virtue of the authority vested in me by Executive Order No. 8757 dated May 20, 1941, and Executive Order No. 9088 dated March 6, 1942, and pursuant to section 1 of the Act approved January 27, 1942, and in accordance with Article 13 of Executive Order No. 9088 dated March 6, 1942, authorizing the Director of Civilian Defense to make and issue such rules, regulations and orders as he may deem necessary or desirable to carry out the purposes of the aforementioned Act of January 27, 1942, the following regulations are hereby made and issued:

Sec. 1901.1 General program.

1901.2 Definitions.

1901.3 Certificate and Agreement of civil authority of borrowing community.

1901.4 Duties of Regional Directors.

1901.5 Appointment and tenure of State and local property officers.

1901.6 Bonding of property officers.

1901.7 Distribution of civilian defense property.

1901.8 Duties of State property officers.

1901.9 Duties of local property officers.

1901.9 Operating instructions.

Byron Price, Director of Censorship.

[F.R. Doc. 42-2337; Filed, March 19, 1942; 11:38 a.m.]
§ 1901.2 Definitions. (a) “Civil authority” means any State or community, as hereinafter defined, or any duly elected or appointed official, agent, board, commission or other body of persons duly authorized to act on behalf of any State or community.

(b) “Community” means any municipality, town or village, or any other political subdivision of any State, or any area designated by the Director of Civilian Defense as a community for purposes of these regulations.

c) “Community” means any municipality, town or village, or any other political subdivision of any State, or any area designated by the Director of Civilian Defense as a community for purposes of these regulations.

(d) “Chief executive officer” means the mayor of a community or other person exercising paramount local executive power.

(e) “Local defense council” means the body duly appointed by the duly authorized appointive authority to be responsible for civilian defense in the community.

(f) “Director of Civilian Defense” means the Director of the Office of Civilian Defense appointed by the President of the United States.

(g) “Federal law” means the “Act to assure the protection, maintenance, use, distribution and return of the property, and a certification as to the appointment of the duly authorized appointive authority, of any property received by such person but no longer in his custody.

(j) “Responsibility” devolves upon any person who has custody of property or the duty to supervise others having such custody, and is discharged by the exercise of good faith and due care in the performance of all specified duties.

§ 1901.3 Certificate and Agreement of civil authority of borrowing community. Each community to which a loan of property is to be made by the Director of Civilian Defense shall, prior to the making of such loan, furnish to the Office of Civilian Defense a Certificate and Agreement on OCD Form Number 501, duly executed by its chief executive officer, as the authority of the community duly authorized to act in such respect, which Certificate and Agreement shall include, among other things, a certification that the community is in need of the property, and to provide the property therein specified, an agreement on behalf of the community as to the maintenance, use, distribution and return of the property, and a certification as to the appointment of the duly authorized appointive authority, of a designated local property officer as the agent of the community authorized to receive the property on behalf of the community and to perform the acts prescribed with respect thereto by the Director of Civilian Defense. Each local property officer shall agree, on OCD Form Number 501, to comply with all rules, regulations, orders and instructions of the Director of Civilian Defense. Such Certificates and Agreements shall be executed in duplicate, one copy to be filed with the Office of Civilian Defense, Washington, D. C., and one copy with the Regional Director.

§ 1901.4 Duties of Regional Directors. Regional Directors of the Office of Civilian Defense, appointed by the Director of Civilian Defense, will supervise the activities of State property officers and local property officers with the view of assuring compliance with rules, regulations, orders and instructions of the Director of Civilian Defense. Regional Directors are authorized to take such steps as may be deemed by them to be desirable to supervise the arrangements made by State property officers and local property officers with respect to the storage, handling, maintaining, protecting, delivering of all property and the maintaining and filing of property reports, records and accounts with respect thereto, and in particular with respect to the distribution of property in the communities in accordance with the provisions of § 1901.7; and they shall from time to time make inspections for such purpose.

§ 1901.5 Appointment and tenure of State and local property officers. (a) As a condition precedent to the making of any loan to a community in any State, the Governor of such State shall duly appoint a State property officer. In the event that any special area is designated as a special area by the Director of Civilian Defense, a State property officer thereof shall, as a condition precedent to a loan to any community therein, be duly appointed by the Governor of the State in which the largest city in such area is located, and in such case the State property officer for the State or States in which such special area is located shall have no duties or accountability with respect to the said special area. The duties and obligations of each State property officer shall be as set forth in these regulations as otherwise prescribed by the Director of Civilian Defense. Each State property officer shall hold office during the pleasure of the appointing Governor. Appointing State property officers shall be as OCD Form Number 500, executed in duplicate, one copy to be filed with the Office of Civilian Defense, Washington, D. C., and one copy with the Regional Director. Each State property officer shall agree thereon to comply with all rules, regulations, orders and instructions of the Director of Civilian Defense.

(b) As a condition precedent to the making of any loan to a community, the duly authorized appointive authority of such community shall duly appoint a local property officer to serve as the authorized agent of the community to receive such loan upon such terms and conditions as shall be prescribed by the Director of Civilian Defense. The duties and obligations of each local property officer shall be as set forth in these regulations as otherwise prescribed by the Director of Civilian Defense. Each local property officer shall hold office during the pleasure of the local appointive authority.

§ 1901.6 Bonding of property officers. (a) The Office of Civilian Defense, Washington, D. C., requires State property officers to be bonded in the amount of $10,000 to the Federal Government, and the obligation for the premium thereon shall be assumed by the State property officer or by the State designating any such State property officer.

(b) The Office of Civilian Defense, Washington, D. C., requires local property officers to be bonded to the Federal Government, in the amount of $10,000 in communities whose population is 200,000 or more, $5,000 for the premium thereon shall be assumed by the local property officer or by the community for which the local property officer has been designated.

c) Each such bond shall be executed on OCD Form Number 502 and by such corporate surety as shall be acceptable to the Director of Civilian Defense.

(d) Bonds of State and local property officers shall be executed in triplicate, two copies to be filed with the Office of Civilian Defense, Washington, D. C., and one copy to be filed with the Regional Director.

§ 1901.7 Distribution of civilian defense property. Each local property officer shall distribute the property received by him, as the authorized agent of his community, to qualified individuals or organizations in his community or the territory adjacent thereto, in such amounts and in such manner as the local property officer shall deem advisable in order to comply with the requirements of Federal law, including the requirement that such property shall be distributed for the adequate protection of persons and property from bombing attacks, sabotage or other war hazards: Provided, however, That such distribution shall at all times be subject and in accordance with such rules, regulations, orders and instructions as the Director of Civilian Defense may make with respect thereto. Each local property officer shall obtain from each individual or organization to whom any property is distributed, whether for further distribution or for their own use, as well as from any transferee of such property, a duly executed OCD Form Number 519, which shall constitute a receipt for the property distributed, and an agreement with respect to the protection, maintenance, use and return thereof in accordance with all rules, regulations, orders and instructions of the Director of Civilian Defense.

§ 1901.8 Local property officers. Local property officers are those appointed by the State property officers with respect to the distribution of property in their communities; the duties and obligations of each local property officer are prescribed by the Director of Civilian Defense.
§ 1901.8 Duties of State property officers. The duties of each State property officer are to:

(a) Receive all property loaned to him by the Office of Civilian Defense for communities within his State or area, and cause such property to be delivered forthwith and without delay to the local property officers of the respective communities, in such amounts and manner as shall be specified in any order or instruction issued by the Office of Civilian Defense.

(b) Maintain an adequate record of all property delivered to him and all property delivered to local property officers within his State or area, and preserve all receipts for such property.

(c) Prepare and submit to the Office of Civilian Defense, Washington, D. C., and to his Regional Director, reports and information in such form and manner as required by them, respectively, as to the location, custody, condition and status of all property in his State or area.

(d) Supervise the examination and checking of all property shipped to or by him.

(e) Supervise the storage and handling of all property in his custody, and make arrangements so that such property may be inspected at any time by the representatives of the Office of Civilian Defense.

(f) Make arrangements, satisfactory to the Office of Civilian Defense, Washington, D. C., adequately to store, handle, maintain, protect, deliver and return all property in his custody, and provide suitable facilities at the expense of his State, for the proper storage, handling, protection, delivery and return of all such property: Provided, however, That he is not required to obtain fire, burglary or other insurance with respect to any property.

(g) Make arrangements, satisfactory to the Office of Civilian Defense, Washington, D. C., and cause such property forthwith and without delay to be expeditiously transported and delivered to or upon the order of the Office of Civilian Defense, Washington, D. C., and in his custody if and when recalled for any reason whatsoever by the Office of Civilian Defense.

(h) Ascertain, as a condition precedent to the distribution by him of any property, that the individuals or organizations to whom the property is to be distributed, either by him or by individuals or organizations to whom he in the first instance shall have distributed, have arranged for and provided suitable facilities as specified in paragraph (f) of this section.

§ 1901.9 Duties of local property officers. The duties of each local property officer are to:

(a) Receive all property loaned to his community by the Office of Civilian Defense and shipped to him, as the agent of his community, by the Office of Civilian Defense or by or on behalf of the State property officer for the performance of his duties, as shall be specified in any order or instruction of the Director of Civilian Defense.

(b) Maintain an adequate record of all property delivered to him or for his account, and of all property distributed by him, directly or indirectly, to individuals or organizations within his community or in territory adjacent thereto, and preserve all receipts for such property.

(c) Prepare and submit reports and information... (continued).

(d) Supervise the examination and checking of all property shipped to or by him.

(e) Supervise the storage and handling of all property in his custody, and make arrangements so that such property may be inspected at any time by representatives of the Office of Civilian Defense.

(f) Pursuant to the agreement of his community contained in OCD Form Number 501, make arrangements satisfactory to the Office of Civilian Defense and the Director of Civilian Defense, and in his custody if and when recalled for any reason whatsoever by the Office of Civilian Defense.

(g) Ascertain, as a condition precedent to the distribution by him of any property, that the individuals or organizations to whom the property is to be distributed, either by him or by individuals or organizations to whom he in the first instance shall have distributed, have arranged for and provided suitable facilities as specified in paragraph (f) of this section.

(h) Ascertain, before distributing any fire fighting pumping units, that the community, pursuant to its agreement contained in OCD Form Number 518, has... (continued).

§ 1901.10 Operating instructions. The Office of Civilian Defense, Washington, D. C., will from time to time issue instructions to State and local property officers relating to procedures and forms for use in performance of their duties.
FEDERAL REGISTER, Friday, March 20, 1942

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Navy

PART 6—ANCHORAGE REGULATIONS

REGULATIONS FOR THE CONTROL OF VESSELS IN THE TERRITORIAL WATERS OF THE UNITED STATES

Pursuant to the authority contained in section 1, Title II of the Espionage Act approved June 15, 1917, 40 Stat. 220 (U.S.C. title 50, sec. 151), as amended by the Act of November 15, 1941 (Pub. Law 392, 77th Cong.), and by virtue of the Proclamation and Executive Order issued June 27, 1940 (5 F.R. 2419), and November 1, 1941 (6 F.R. 5581), respectively, the Regulations relating to the control of vessels in the territorial waters of the United States (40 Stat. 375, 42 Stat. 247, issued by the Secretary of the Treasury and approved by the President on June 27, 1940, as amended on October 7, 1941 (6 F.R. 5221)), are hereby further amended as follows:

Paragraph (a) of § 6.6, Special authorization for licenses, etc., is changed to read as follows:

§ 6.6 Special authorization for licenses. (a) Except with respect to the departure of a vessel for which a departure permit is required by § 6.7, or in case of emergency missions to save life or property in distress, no vessel shall depart from the local waters of the United States, its territories, or possessions, to a point or place outside of said waters or on the high seas unless the owner, agent, or master of such vessel shall first obtain from the captain of the port in whose jurisdiction the vessel is to depart a license authorizing such departure. The term "local waters," as used in this paragraph and in paragraph (b) of this section, embraces all territorial waters of the United States, its territories and possessions, such as rivers, harbors, bays, sounds, roadsteads, inlets and other arms of the sea between projections of land, but does not include any portion of the high seas below the shore-line along the coasts of the United States, its territories or possessions, or outside the arms of the sea between projections of land, even though within the traditional three-mile limit. Subject to the provisions of paragraph (c) of this section, the captain of the port in whose jurisdiction the vessel is to depart may authorize such departure.

Paragraph (b) of § 6.6, Special authorization for licenses, etc., is changed to read as follows:

(b) Except (1) with respect to the departure of a vessel for which a departure permit is required by § 6.7, (2) or for which a departure license is required by paragraph (a) of this section, or in case the vessel is included in a general license issued by the Commandant, with the approval of the Secretary of the Navy, under paragraph (c) of this section, (4) or in case of emergency missions to save life or property in distress, no vessel shall move in local waters of the United States, its territories, or possessions, unless the owner, agent, or master of such vessel shall first obtain from the captain of the port in whose jurisdiction the vessel is to move a license authorizing such movement. No license will be issued to a vessel, other than a common carrier primarily engaged in the transportation of passengers for hire over regularly scheduled routes, which has, or intends to have, an enemy alien on board, either in the capacity of master, operator, person in charge, member of the crew or passenger.

(2) Where it is necessary for the vessel to depart from local waters, or from territorial waters or local waters, for the purpose of transportation of the vessel under its own power to a permanent location within local waters at some distant point: Provided, That if such transportation involves passage through, or arrival within, waters under the jurisdiction of another captain, or other captains of the port, the captain of the port issuing the license shall send appropriate notice to the captain of the port in each of whose jurisdictions the vessel will proceed and arrive at final destination: Provided further, That no departure license shall be granted to any such vessel having an enemy alien on board, either in the capacity of master, operator, person in charge, member of the crew or passenger.

(3) Former German, Italian, or Japanese citizens or subjects who, before December 7, 1941, in the case of former Japanese citizens or subjects, and before December 8, 1941, in the case of former German or Italian citizens or subjects became and are citizens or subjects of any nation other than Germany, Italy, or Japan.

The term "enemy alien", for the purposes of this section, shall not include the following:

(1) All aliens of the age of 14 years or older who were or are natives, citizens, or subjects of Germany, Italy, or Japan.

(2) All aliens of the age of 14 years or older who at present are stateless, but who at the time they became stateless were citizens or subjects of Germany, Italy, or Japan.

The term "enemy alien", for the purposes of this section, shall not include the following:

(3) Former German, Italian, or Japanese citizens or subjects who, before December 7, 1941, in the case of former Japanese citizens or subjects, and before December 8, 1941, in the case of former German or Italian citizens or subjects became and are citizens or subjects of any nation other than Germany, Italy, or Japan.

(4) Austrians or Austrian-Hungarians (Austro-Hungarians) or Koreans who registered as such under the Alien-Registration Act of 1940, provided that such persons have not at any time voluntarily become German, Italian, or Japanese citizens or subjects.

But nothing contained in subparagraphs (3) and (4) of this section shall be construed as limiting in any manner the authority of the captain of the port under the last clause of § 6.4 (a) with respect to any person described in subparagraphs (3) or (4) of this section, or any other person, if such action is deemed warranted in any case.

FRANK KNOX,
Secretary of the Navy.

The White House, March 17, 1942

FRANKLIN D ROOSEVELT

[FR. Doc. 42-2387; Filed, March 19, 1942; 11:54 a. m.]

PART 9—GENERAL LICENSES FOR MOVEMENTS OF VESSELS WITHIN, OR DEPARTURE FROM, TERRITORIAL WATERS

By virtue of the authority vested in me by § 6.6 (d) of this chapter (6 F.R. 5222), and in accordance with the provisions of § 9.1 (c) (1) (6 F.R. 5342), I hereby find that the continuance in force of General License No. 1 (§ 9.1 General License No. 1), with respect to the territorial waters of the United States other than local waters, as hereinafter defined, would be inimical to the interests of national defense and of the safety and protection of vessels or the territorial waters, and accordingly said General License No. 1 (§ 9.1 General License No. 1), as amended on December 24, 1941 (7 F.R. 5144), is hereby further amended as follows:

The introductory paragraph is changed to read as follows:
§ 9.1 General License No. 1. A general license is hereby granted to all vessels, exclusive of those covered by § 6.7 of this chapter, which are now in, or which may hereafter enter, local waters of the United States, its territories or possessions, to move within, but not to depart from, the local waters of the United States, its territories or possessions. The term "local waters", as herein used, embraces all territorial waters of the United States such as rivers, harbors, bays, sounds, roadsteads, inlets and other arms of the sea, bays, inlets and other arms of land, and the Great Lakes; but does not include any portion of the high seas along the coasts of the United States or outside the arms of the sea between projections of land, even though within the traditional three-mile limit. This license shall not apply to the following:

* * * * *

Paragraph (b) is cancelled and the following substituted therefor:

(b) The waters of the State of Rhode Island commonly known as the West Passage of Narragansett Bay and the Sakonnet River.

A new paragraph (c) is added to read as follows:

(c) Any vessel, which is not a common carrier, primarily engaged in the transportation of passengers for hire over regularly scheduled routes, that has on board an enemy alien, as defined in § 6.6 (b) of this chapter (6 F.R. 5221), either in the capacity of master, operator, person in charge, member of the crew or passenger; Provided, That in the case of a common carrier primarily engaged in the transportation of passengers for hire over regularly established routes, the enemy alien on board shall have complied with all applicable travel regulations of the Attorney General, or other proper federal authority.

The present paragraph (c) is changed to (d):

In all other respects, said General License No. 1 shall remain in full force and effect.

P. R. WASSCHE,
Rear Admiral, U. S. Coast Guard.

Approved:

FRANK KNOX,
Secretary of the Navy.

MARCH 14, 1942.

[F. R. Doc. 42-2388; Filed, March 19, 1942; 11:54 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[General Order No. 5]

PART 320—PACIFIC COAST MARITIME INDUSTRY BOARD

Whereas by Executive Order 9054, dated February 7, 1942, the President established the War Shipping Administration in order to assure the most effective utilization of the Shipping of the United States for the successful prosecution of the war; and

Whereas it is essential in order to achieve the objectives of the said Executive Order that the loading and discharging of vessels proceed with the maximum possible degree of efficiency.

Now, therefore, by virtue of the power vested in me by the said Executive Order, it is hereby Ordered, That

§ 320.1 Creation of Pacific Coast Maritime Industry Board. There is hereby created a Pacific Coast Maritime Industry Board (hereinafter referred to as the Board) as an agency of and within the War Shipping Administration.*

*§ 320.1 to 320.7, inclusive, issued under authority contained in E.O. 9054, 7 F.R. 887.

§ 320.2 Membership. The Board shall consist of five members: A Chairman, and a Vice-Chairman to act in his absence, two representatives of the owners, operators, or agents on the Pacific Coast, and two representatives of the longshore unions on the Pacific Coast.

(a) Chairman. The Chairman shall be appointed by the Administrator.

(b) Employer and union representatives and alternates. The representatives of the employers and the unions shall be appointed by the Administrator. He may also designate two employer alternates and four union alternates. The four union alternates shall be divided equally by the A. F. of L. and C. I. O. unions. In matters arising in ports in which the A. F. of L. and C. I. O. unions represent the stevedores for collective bargaining purposes, the two A. F. of L. alternates shall, at the request of the Chairman, serve on the Board as the Union representatives. The Administrator may at any time revoke such employment or designation as representative or alternate and make a new appointment or designation.

(c) Vice-Chairman. The Vice-Chairman shall be selected by the Chairman with the approval of the Administrator, and when the absence of the Chairman shall have full power granted to the Chairman.*

§ 320.3 Delegation of power. Subject to such directives as may be issued and such policies as may be determined by the Administrator, the Board shall have all the power vested in the Administrator by Executive Order of the President, (No. 9054), dated February 7, 1942, to coordinate the efforts of the employer and employee groups on the Pacific Coast for the purpose of increasing efficiency in loading and discharging vessels in that area.*

§ 320.4 Consultation with Pacific Coast Director of Administration. The Board shall consult with the Pacific Coast Director of the War Shipping Administration with regard to matters that affect efficiency in the longshore industry as well as with regard to matters that affect efficiency in the Marine and Longshore Industries jointly.*

§ 320.5 Surveys. The Board shall from time to time conduct surveys of the loading and discharging of vessels on the Pacific Coast for the purpose of recommending to the Administrator and to the industry (employer and employee groups alike) measures to increase the efficiency thereof; to devise methods to increase efficiency also ways and means to waive collective bargaining agreements and any rights therein of either party to such agreements if the Board determines that it is necessary for the interest of the war effort.*

§ 320.6 Rules and regulations. The Board shall have power to promulgate rules and regulations appropriate for the performance of its duties.*

§ 320.7 Reports to Administrator. The Board shall from time to time report to the Administrator on its activities hereunder and on the status of the efficiency of ship loading and discharging operations on the Pacific Coast, insofar as such operations are related to the prosecution of the war effort.*

By Order of the War Shipping Administration.

[Seal] W. C. FEET, JR.,
Secretary.
MARCH 11, 1942.

[F. R. Doc. 42-2382; Filed, March 19, 1942; 11:11 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. B-231]

IN THE MATTER OF OSCAR VAAL, ALSO KNOWN AS OSCAR B. VAAL, CODE MEMBER

NOTICE OF AND ORDER FOR HEARING

A complaint dated March 5, 1942, pursuant to the provisions of section 4 (i) and 5 (b) of the Bituminous Coal Act of 1937 (the "Act"), having been duly filed on March 9, 1942, by Bituminous Coal Producers Board for District No. 11, also known as Bituminous Coal Division, complainant, with the Bituminous Coal Division (the "Division"), alleging willful violation by Oscar Vaal, also known as Oscar B. Vaal, (the "Code member"), of the Bituminous Coal Code (the "Code"), or rules and regulations thereunder:

It is ordered, That a hearing in respect to the subject matter of such complaint be held on April 23, 1942, at 10 a. m. at a hearing room of the Bituminous Coal Division at the Superior Court Room of Knox Circuit Court, Vincennes, Indiana. It is further ordered, That J. D. DeWedge or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, take evidence, to continue said hearing from time to time, and in such places as he may direct by announcement at said hearing or any adjourned hearing or by subsequent notice, and to prepare and submit proposed findings of fact and conclusions and the recommendation of an appropriate order in the
primes, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to said Code member and to all other parties herein and to all persons and entities having an interest in such proceeding. Any person or entity eligible under § 301.123 of the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division Pursuant to sections 4 II (j) and 5 (b) of the Act, may file a petition for intervention not later than five (5) days before the date herein set for hearing on the complaint.

Notice is hereby given that answer to the complaint must be filed with the Division at its Washington Office or with any one of the statistical bureaus of the Division, within twenty (20) days after date of service thereof on the Code member; and that failure to file an answer within such period, unless otherwise ordered, shall be deemed to be an admission of the allegations of the complaint herein and a consent to the entry of an appropriate order on the basis of the facts alleged.

Notice is also hereby given that if it shall be determined that the Code member has wilfully committed any one or more of the violations alleged in the complaint, an order may be entered either revoking the membership of the Code member in the Code or directing the Code member to cease and desist from violating the Code and regulations made thereunder.

All persons are hereby notified that the hearing in the above entitled matter and orders entered therein may concern, in addition to the matters specifically alleged in the complaint herein, other matters incidental and related thereto, whether raised by amendment of the complaint, petition for intervention, or otherwise, and all persons are cautioned to be guided accordingly.

The matter concerned herewith is in regard to the complaint filed by said complainant, alleging wilful violations by the above named Code member as follows: That said Code member, whose address is St. Meinrad, Indiana, and whose code membership became effective as of August 31, 1938.

1. Subsequent to September 30, 1940, sold to various purchasers approximately 328.185 tons of 1 1/4" x 0 slack coal produced by said Code member at his Vaal Mine, Mine Index No. 223, located in Harrison Township, Spencer County, Indiana, District No. 11, at the price of 55 cents per ton f. o. b. said mine, which such coal is classified as Size Group No. 14 and marketed at 1.40 c. per net ton f. o. b. said mine in the Schedule of Effective Minimum Prices for District No. 11 For Truck Shipments, resulting in violations of the effective minimum prices established for such coal.

2. During the period October 1, 1940 to October 27, 1941, both dates inclusive, failed to file and maintain tickets, sales slips, and other memoranda and records, and data as required by Order No. 297, dated October 22, 1940, Order No. 307, dated December 11, 1940, and Order No. 312, dated February 24, 1941, resulting in violations of said Orders.

Dated: March 18, 1942.

[Seal]
DAN H. WHEELER, Acting Director.

[Order No. 337]

AN ORDER DIRECTING CODE MEMBERS TO FILE DUPLICATE COPIES OF SALES AGENCY CONTRACTS AND OF AMENDMENTS TO SALES AGENCY CONTRACTS, MADE AND ENTERED INTO ON AND AFTER APRIL 1, 1942.

Pursuant to the provisions of sections 4 II (a) and (a) of the Bituminous Coal Act of 1937.

It is ordered that certified copies of all contracts appointing sales agents or sub-sales agents, entered into on or after April 1, 1942, and of all amendments to existing contracts which may be made on or after April 1, 1942, which are required to be filed pursuant to the provisions of Rule 4 of section II of the Marketing Rules and Regulations, be filed in duplicate with the statistical bureau of the Division for the district in which the mine or mines of the code member principal may be located.

Dated: March 18, 1942.

[Seal]
DAN H. WHEELER, Acting Director.

DEPARTMENT OF LABOR.
Division of Public Contracts.

IN THE MATTER OF THE DETERMINATION OF THE PREVAILING MINIMUM WAGES IN THE CANE SUGAR REFINING AND BEET SUGAR MANUFACTURING INDUSTRIES

NOTICE OF HEARING

All interested parties are hereby notified that a hearing will be held before the Public Contracts Board in Room 3229, Department of Labor Building, Washington, D. C., commencing at 10 a.m., on Tuesday, April 7, 1942, to take testimony and receive evidence upon which findings of fact and recommendations shall be made by the Board to assist the Secretary of Labor in determining the prevailing minimum wages in the Cane Sugar Refining and Beet Sugar Manufacturing Industries pursuant to the provisions of section 1(b) of the Act, the Walsh-Healey Public Contracts Act.

The Secretary of Labor in determining the prevailing minimum wages in the industry which is engaged in the refining of raw cane sugar.

The Cane Sugar Refining and Beet Sugar Manufacturing Industries have been defined as follows:

1. "The Cane Sugar Refining Industry is that industry which is engaged in the refining of raw cane sugar."

2. "The Beet Sugar Manufacturing Industry is that industry which is engaged in the manufacture of sugar from sugar beets."

A tabulation of wage schedules voluntarily submitted by members of the Cane Sugar Refining Industry, at the request of a committee made up of management and labor representatives, and tabulated by the Research Section of the Division of Public Contracts, Department of Labor, will be submitted in evidence at the hearing. Similar data were obtained from members of the Beet Sugar Manufacturing Industry through the cooperation of the United States Beet Sugar Association and the Farmers and Manufacturers Beet Sugar Association. Copies of these wage tabulations may be had on application to the Administrator, Division of Public Contracts, Washington, D.C.

No form for the brief is prescribed but an original and four copies must be submitted.

The entire record will be considered by the Secretary of Labor before the wage determination is made.

Dated: March 12, 1942.

Wm. R. McComb,
Assistant Administrator.

[F. R. Doc. 42-2386; Filed, March 19, 1942; 11:48 a.m.]

FEDERAL POWER COMMISSION.

[DOCKET NO. G-228]

IN THE MATTER OF BORDER PIPE LINE COMPANY (DELAWARE)

ORDER POSTPONING HEARING

MARCH 17, 1942.

Upon motion filed March 13, 1942, by applicant, Border Pipe Line Company (Delaware), for continuance of the hearing in this proceeding, heretofore set to commence on March 30, 1942, be and it is hereby postponed to April 6, 1942, at the same time and place as heretofore fixed.

By the Commission.

[L. M. Fugazy, Secretary.]

[F. R. Doc. 42-2385; Filed, March 19, 1942; 2:36 p.m.]

SECURITIES AND EXCHANGE COMMISSION.

[FILE NO. 70-515]

IN THE MATTER OF PANHANDLE EASTERN PIPE LINE COMPANY

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of March 1942.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Panhandle Eastern Pipe Line Company, a subsidiary of Columbia Oil & Gasoline Corporation, in turn a subsidiary of Columbia Gas & Electric Corporation, a registered holding company, and, in turn, a subsidiary of The United Corporation, also a registered holding company; and

Notice is further given that any interested person may, not later than March 26, 1942 at 5:30 P.M., E. W. T., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may extend such time as it deems necessary in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia, Pennsylvania.

At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may extend such time as it deems necessary in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia, Pennsylvania.

At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may extend such time as it deems necessary in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, Philadelphia, Pennsylvania.
Certificate relating to said Preferred Stock.
Section 12 of the Act and Rule U-42 promulgated thereunder are designated as being applicable to the proposed transactions.
By the Commission.

[Seal] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 42-2369; Filed, March 19, 1942; 9:39 a.m.]

[File No. 37-28]

IN THE MATTER OF ATLANTIC UTILITY SERVICE CORPORATION

ORDER POSTPONING DATE OF HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of March, A. D. 1942.
The Commission having on January 29, 1942, issued its Notice of Filing and Order for Hearing pursuant to section 13 of the Public Utility Holding Company Act of 1935 in the above entitled matter and said order having set the date for the hearing therein on February 17, 1942; and
Said date of hearing having been postponed at the requests of the several parties in the matter, by subsequent orders of the Commission, to March 19, 1942; and
Atlantic Utility Service Corporation having now requested that said date of hearing be further postponed subject to call upon 15 days notice by Counsel for the Commission or Counsel for Atlantic Utility Service Corporation; and
The Commission being of the opinion that said request should not appropriately be granted but that a postponement of fifteen days from said hearing date of March 19, 1942, may appropriately be granted:
It is ordered, That the date of the hearing in this matter be and is hereby postponed to April 3, 1942, at 10 a.m. at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated by the hearing room clerk in room 318, before the officer of the Commission previously designated herein.
By the Commission.

[Seal] FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 42-2370; Filed, March 19, 1942; 9:39 a.m.]

[F. R. Doc. 42-2373; Filed, March 19, 1942; 10:18 a.m.]

SUPPLEMENTAL FINDINGS AND ORDER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 18th day of March, A. D. 1942.
The Commission having made findings and entered an order herein on March 3, 1942, granting the application, as amended, and permitting the declaration, as amended, to become effective forthwith, except that no findings were made in regard to the price to the Louisville Transmission Corporation (Kentucky), spread and distribution thereof and redemption prices applicable to the First Mortgage Sinking Fund Bonds due March 1, 1967, to be issued and sold by said Corporation, and the Commission having reserved jurisdiction in said order in regard thereto;
An amendment to said application and declaration having been filed as provided in Rule U-50 (c), specifying the terms and conditions prescribed in Rule U-50 (c), and the Commission having examined the record and making no adverse findings under section 7 (d) of the Public Utility Holding Company Act of 1935 in regard to said proposal, amended and extending the redemption prices applicable to said Bonds, said Bonds to be redeemable initially at 101 1/2 % in the case of redemption for sinking fund purposes or in case of redemption after a merger of Louisville Transmission Corporation (Kentucky) and Louisville Gas and Electric Company (Kentucky), and otherwise at 103 1/2 %, said redemption prices diminishing thereafter at the rate of ½ % of the initial premium on March 1, 1943, and by an additional ½ % of the initial premium on each March 1, thereafter:
The Commission having examined the record and making no adverse findings under section 7 (d) of the Public Utility Holding Company Act of 1935 in regard to said proposal, amended and extending the redemption prices applicable to said Bonds, and there being no spread as the purchaser is not reselling said Bonds to the public;
It is ordered, That said application, as amended, be and it is hereby granted and said declaration, as amended, be and it is hereby permitted to become effective forthwith in regard to the price to the issuer and redemption prices applicable to said Bonds subject, however, to the terms and conditions prescribed in Rule U-24.
By the Commission.

[Seal] FRANCIS P. BRASSOR, Secretary.

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