

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

BEAUTY AND BARBER
EQUIPMENT AND SUPPLIES
TRADE

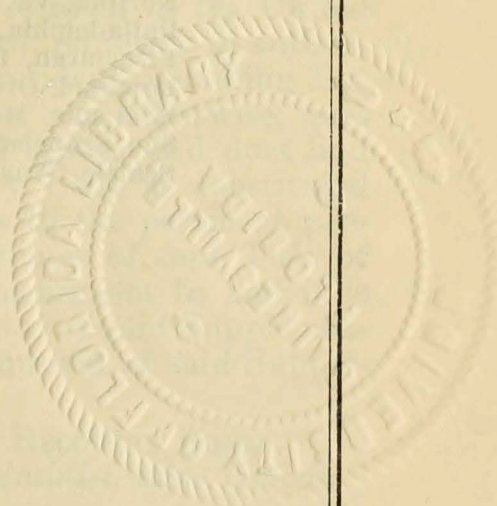
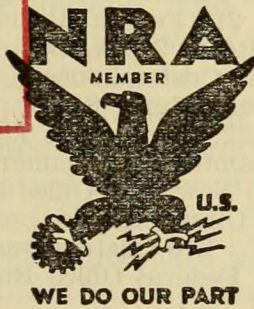
(A Division of the Wholesaling or Distributing Trade)

AS APPROVED ON JANUARY 9, 1935

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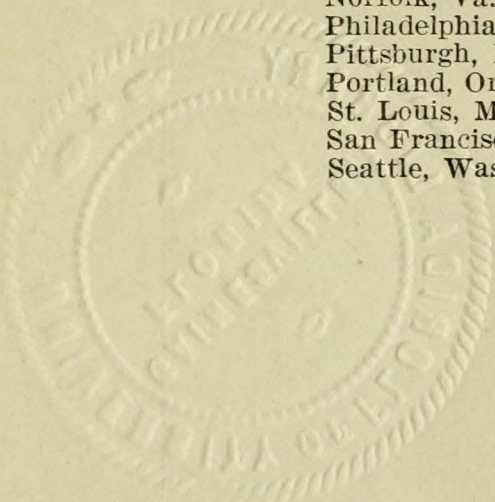


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AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
BEAUTY AND BARBER EQUIPMENT AND
SUPPLIES TRADE

As Approved on January 9, 1935

ORDER

APPROVING AMENDMENT OF SUPPLEMENTARY CODE OF FAIR COMPETITION FOR THE BEAUTY AND BARBER EQUIPMENT AND SUPPLIES TRADE

A DIVISION OF THE WHOLESALING OR DISTRIBUTING TRADE

An application having been duly made pursuant to and in full compliance with the provisions of Title I of the National Industrial Recovery Act, approved June 16, 1933, for approval of an amendment to a Supplementary Code of Fair Competition for the Beauty and Barber Equipment and Supplies Trade to the Code of Fair Competition for the Wholesaling or Distributing Trade, and hearings having been duly held thereon, and the annexed report on said amendment, containing findings with respect thereto, having been made and directed to the President;

NOW, THEREFORE, on behalf of the President of the United States, the National Industrial Recovery Board, pursuant to authority vested in it by Executive Orders of the President, including Executive Order 6859, dated September 27, 1934, and otherwise, does hereby incorporate by reference said annexed report, and does find that said amendment and the Supplementary Code as constituted after being amended comply in all respects with the pertinent provisions and will promote the policy and purposes of said Title of said Act, and does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Supplementary Code is hereby amended to include an approval of said Supplementary Code in its entirety as amended.

NATIONAL INDUSTRIAL RECOVERY BOARD,
By W. A. HARRIMAN, *Administrative Officer.*

Approval recommended:

HARRY C. CARR,
Acting Division Administrator.

WASHINGTON, D. C.,
January 9, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report of the Hearing on an amendment to a Supplementary Code of Fair Competition for the Beauty and Barber Equipment and Supplies Trade, a division of the Wholesaling or Distributing Trade, said Supplementary Code being Approved Code No. 201—Supplement No. 4 and approved by the Administrator for Industrial Recovery on April 4, 1934. The Hearing on this amendment was held in the Cabinet Room of the Willard Hotel on Thursday, July 19, 1934.

This Supplementary Code has been amended by striking out Subsections (c) and (d), of Section 1, of Article V, and substituting therefor provisions which provide that cash discounts on supplies and sundries shall not exceed two per cent (2%), and cash discounts on furniture and equipment shall not exceed five per cent (5%). The provisions also provide that members of the Trade may not extend credit to customers whose accounts are overdue more than ninety (90) days, and set up machinery for the filing of delinquent accounts with the Divisional Code Authority or the Regional Committees and for the dissemination of such information.

This Supplementary Code has been amended by striking out Subsection (f), of Section 1, of Article V, and inserting a provision which states in effect that all merchandise shall be sold f. o. b. city in which a member of the Trade is located, equalization between recognized wholesaling centers being permitted.

This Supplementary Code has been amended by adding to Subsection (i), of Section 1, of Article V, a clause which permits members of the Trade to loan merchandise to customers during such period of time as merchandise owned by such customers is being repaired.

This Supplementary Code has been amended by striking out Subsection (j), of Section 1, of Article V, and substituting therefor a provision which provides that not less than twenty-five per cent (25%) of the contract price must be paid when furniture and equipment are bought upon the installment plan.

The Deputy Administrator in his final report to the Board on said amendment to said Supplementary Code having found as herein set forth and on the basis of all the proceedings in this matter;

The Board finds that:

(a) The amendment to said Supplementary Code and the Supplementary Code as amended are well designed to promote the policies and purposes of Title I of the National Industrial Recovery Act including the removal of obstructions to the free flow of interstate and foreign commerce which tend to diminish the amount thereof, and will provide for the general welfare by promoting the organization of industry for the purpose of cooperative action of labor and

management under adequate governmental sanction and supervision, by eliminating unfair competitive practices, by promoting the fullest possible utilization of the present productive capacity of industries, by avoiding undue restriction of production (except as may be temporarily required), by increasing the consumption of industrial and agricultural products through increasing purchasing power, by reducing and relieving unemployment, by improving standards of labor, and by otherwise rehabilitating industry.

(b) The Supplementary Code as amended complies in all respects with the pertinent provisions of said Title of said Act, including without limitation Subsection (a) of Section 3, Subsection (a) of Section 7, and Subsection (b) of Section 10 thereof.

(c) The Supplementary Code as amended August 31, 1934, empowers the Divisional Code Authority for the Beauty and Barber Equipment and Supplies Trade to present the aforesaid amendment on behalf of the Trade as a whole.

(d) The amendment and the Supplementary Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment and the Supplementary Code as amended are not designed to and will not eliminate or oppress small enterprises and will not operate to discriminate against them.

(f) Those engaged in other steps of the economic process have not been deprived of the right to be heard prior to the approval of this amendment to the Supplementary Code.

For these reasons this amendment to the above-named Supplementary Code has been approved.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

JANUARY 9, 1935.

AMENDMENT TO SUPPLEMENTARY CODE OF FAIR COMPETITION FOR THE BEAUTY AND BARBER EQUIPMENT AND SUPPLIES TRADE

A DIVISION OF THE WHOLESALING OR DISTRIBUTING TRADE

The Supplementary Code of Fair Competition for the Beauty and Barber Equipment and Supplies Trade, a division of the Wholesaling or Distributing Trade, is hereby amended by eliminating Article V, Section 1, Subsection (c) and Subsection (d), substituting therefor the following:

(c) *Cash Sales*.—A cash discount of not to exceed two (2) per cent may be allowed on all cash sales of supplies or sundries. A cash sale of supplies or sundries is hereby defined as c. o. d. shipment, receipt of payment by cash or check with order or in advance, or invoices paid on or before the tenth (10th) of the month following the date of purchase.

On cash sales of furniture or equipment purchasers may be given a discount not to exceed five (5) per cent of the established selling price less the amount of any allowance for trade-ins, provided payment is made within ten (10) days from date of delivery.

(d) *Credit Sales*.—Invoices covering supplies and sundries paid after the tenth (10th) of the month following the date of purchase shall not be subject to discount.

All accounts covering supplies, sundries, furniture or equipment not paid within three (3) months from date of delivery shall be considered past due and no further credit shall be extended by any member of the Trade until payment of such past-due account has been made, unless the member of the Trade notifies the Divisional Code Authority in writing that further credit is being extended, giving the reasons for such extension of credit, and unless such extension of credit is approved by the Divisional Code Authority. The Divisional Code Authority and the Regional Committees are authorized to require the filing of all accounts delinquent three (3) months or more by members of the Trade with said Code Authority and/or Committees, and to furnish each member of the Trade with a list of said delinquent accounts, upon the express condition that no account shall be designated as a "bad account" and that there shall be no agreement between members of the Trade not to sell any such delinquent account.

This Supplementary Code is amended by striking out Article V, Section 1, Subsection (f) and substituting therefor the following:

(f) All supplies, sundries, furniture and equipment shall be sold f. o. b. the corporate limits of a town or city or metropolitan area (as defined by the Divisional Code Authority) in which a member of the Trade's place of business is located, whether delivery is by freight, express, mail or parcel post; provided, however, that any

member of the Trade may equalize delivery charges with the nearest member of the Trade; and provided, further, that whenever a member of the Trade delivers by personal or truck service outside the corporate limits of a town or city or metropolitan area (as defined by the Divisional Code Authority) in which a member of the Trade is located, a charge shall be made not less than the lowest common carrier charge equalized with the nearest member of the Trade. All delivery charges shall be shown on the sales slip or invoice covering such article.

This Supplementary Code is amended by adding to Article V, Section 1, Subsection (i) the following sentence:

Provided, however, that the Divisional Code Authority may permit the loan of trade articles for such period of time as similar articles owned by a customer are being repaired.

This Supplementary Code is further amended by striking out Article V, Section 1, Subsection (j) and substituting therefor the following:

(j) *Installment Sales.*—In the case of installment sales of furniture and equipment, sales terms shall be as follows: Not less than twenty-five (25) per cent of the contract price to be paid upon execution of the contract. If an allowance is made for a trade-in, such allowance shall be deducted from the contract price before the twenty-five (25) per cent cash payment is computed.

Approved Code No. 201D—Amendment No. 2.
Registry No. 1606-04.





member of the Trade may equate delivery charges with the nearest member of the Trade; and provided, further, that whenever a member of the Trade delivers by personal or truck service outside the corporate limits of a town or city or metropolitan area (as defined by the Divisional Code Authority) in which a member of the Trade is located, a charge shall be made not less than the lowest amount of charges specified with the nearest member of the Trade. All delivery charges shall be shown on the sales slip or invoice covering such article.

This Supplementary Code is amended by adding to Article V, Section 1, Subsection (1) the following sentence: Provided, however, that the Divisional Code Authority may permit the form of trade articles for such period of time as similar articles owned by a customer are being repaired.

This Supplementary Code is further amended by striking out Article V, Section 1, Subsection (1) and substituting therefor the following: (1) In the case of installment sale of furniture, the installment sale terms shall be as follows: Not less than two years (24) per cent of the contract price to be paid upon execution of the contract. If an advance is made for a trade-in, the advance shall be deducted from the contract price before the twenty percent per cent assignment is completed.

Approved by the Board of Trade on this 10th day of August, 1934.

Witness my hand and seal of the Board of Trade at Tallahassee, Florida, this 10th day of August, 1934.

Secretary of the Board of Trade

President of the Board of Trade

Member of the Board of Trade