

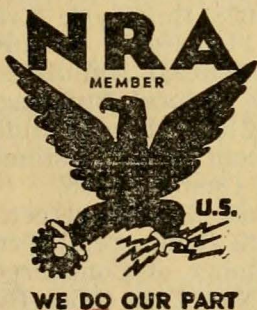
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO  
CODE OF FAIR COMPETITION

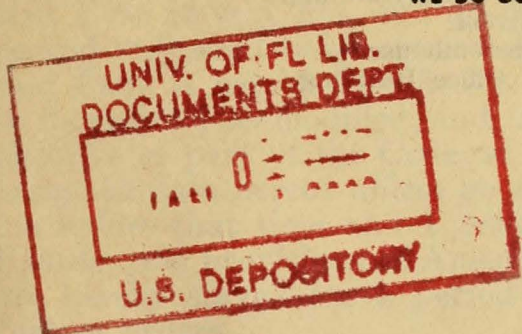
FOR THE

FARM EQUIPMENT  
INDUSTRY

AS APPROVED ON MAY 7, 1934



WE DO OUR PART



UNITED STATES  
GOVERNMENT PRINTING OFFICE  
WASHINGTON: 1934

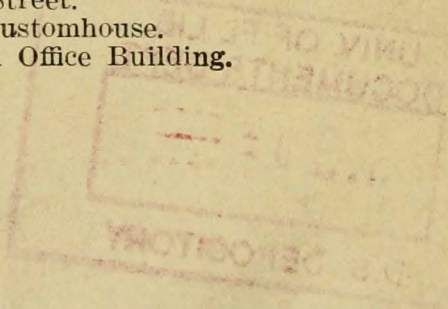




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Approved Code No. 39—Amendment No. 2

## AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

## FARM EQUIPMENT INDUSTRY

As Approved on May 7, 1934

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### ORDER

#### APPROVING MODIFICATION OF CODE OF FAIR COMPETITION FOR THE FARM EQUIPMENT INDUSTRY

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 Modifications of a Code of Fair Competition for the Farm Equipment Industry, and hearings having been duly held thereon and the annexed report on said Modifications, containing findings with respect thereto, having been made and directed to the President:

NOW, THEREFORE, on behalf of the President of the United States, I, Hugh S. Johnson, Administrator for Industrial Recovery, pursuant to authority vested in me by Executive Order of the President, including Executive Order No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said Modifications and the 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 do hereby order that said Modifications be and they are hereby approved, and that the previous approval of said Code is hereby modified to include an approval of said Code in its entirety as modified, and that such Modifications shall become effective as part of the Code, at the expiration of fifteen (15) days from the date hereof unless good cause to the contrary is shown to me before that time and I issue a subsequent order to that effect. Further, the provisions of Amendment No. 5 relating to heat firemen are hereby stayed for a period of sixty (60) days subject to my further orders.

HUGH S. JOHNSON,  
*Administrator for Industrial Recovery.*

Approval recommended:

A. R. GLANCY,  
*Division Administrator.*

WASHINGTON, D.C.,  
*May 7, 1934.*



## REPORT TO THE PRESIDENT

The PRESIDENT,  
*The White House.*

SIR: This is a report of the Modifications of the Code of Fair Competition for the Farm Equipment Industry as revised after a Public Hearing conducted in Washington on February 23, 1934, in accordance with Article XI of said Code as approved on October 3, 1933.

The definition of the products of the Industry has been amended to include poultry, barn and barnyard equipment, and in accordance with the modified definition the following groups are brought within the provisions of the original Code:

- Barn Equipment Association
- Poultry Equipment Association
- Bee Equipment Manufacturers' Association
- National Association of Silo Manufacturers
- Incubator Manufacturers' Association
- Sheet Steel Farm Equipment Association

The term "association" is now defined to mean the "Farm Equipment Institute", instead of "National Association of Farm Equipment Manufacturers".

Watchmen and heat firemen (as distinguished from power or pressure firemen) are exempted from those provisions of the Code which limit hours of labor to forty-eight (48) per week or not to exceed an average of forty (40) per week over a six-months period, but their hours may not exceed fifty-six (56) per week.

Sales by members of the Industry to governmental agencies are not governed by the provision in the Code which limits the period of credit to two (2) years.

### FINDINGS

The Deputy Administrator in his final report to me on said Modifications of said Code having found as herein set forth and on the basis of all the proceedings in this matter:

I find that:

(a) The Modifications of said Code and the Code as modified 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 purposes of cooperative action among trade groups, by inducing and maintaining united 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 Code as modified 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 Farm Equipment Institute was and is an industrial association truly representative of the aforesaid Industry and that said association imposed and imposes no inequitable restrictions on admission to membership therein and has applied for or consents to these Modifications.

(d) The Modifications and the Code as modified are not designed to and will not permit monopolies or monopolistic practices.

(e) The Modifications and the Code as modified 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 approval of said Modifications.

For these reasons, these Modifications have been approved by me, but, on the condition that the provisions of Amendment No. 5 relating to heat firemen are hereby stayed for a period of sixty (60) days subject to my further orders.

Respectfully,

HUGH S. JOHNSON,  
*Administrator.*

MAY 7, 1934.



# AMENDMENT TO CODE OF FAIR COMPETITION FOR THE FARM EQUIPMENT INDUSTRY

## PURPOSE

Pursuant to Article XI of the Code of Fair Competition for the Farm Equipment Industry, duly approved by the President on October 3, 1933, and further to effectuate the policies of Title I of the National Industrial Recovery Act, the following modifications are established as a part of said Code of Fair Competition and shall be binding upon every member of the Farm Equipment Industry:

## AMENDMENT NO. 2

### ARTICLE II—DEFINITIONS

*Article II, Section 1, Paragraph 1*—amended to read as follows:  
“As used in the Code the term ‘farm equipment’ includes all equipment used in farm operations except automobiles, motor trucks, household utilities, and farm hardware such as hand rakes, shovels, spades, and hoes. Poultry, barn and barnyard equipment are included.”

## AMENDMENT NO. 3

### ARTICLE II—DEFINITIONS

*Article II, Section 1, Paragraph 4*—amended to read as follows:  
“The term ‘association’ means Farm Equipment Institute, an Illinois corporation.”

## AMENDMENT NO. 5

### ARTICLE V—HOURS OF LABOR AND RATES OF PAY

*Article V, Section 3, Subsection (a), Paragraph 3*—amended to read as follows:

“The limitations as to hours of labor shall not apply to employees in a supervisory capacity receiving more than \$35.00 a week or to field service men; or to watchmen and heat firemen who shall not be employed in excess of 56 hours per week, but shall apply to pressure or power firemen.”<sup>1</sup>

## AMENDMENT NO. 6

### ARTICLE VII—TRADE PRACTICES

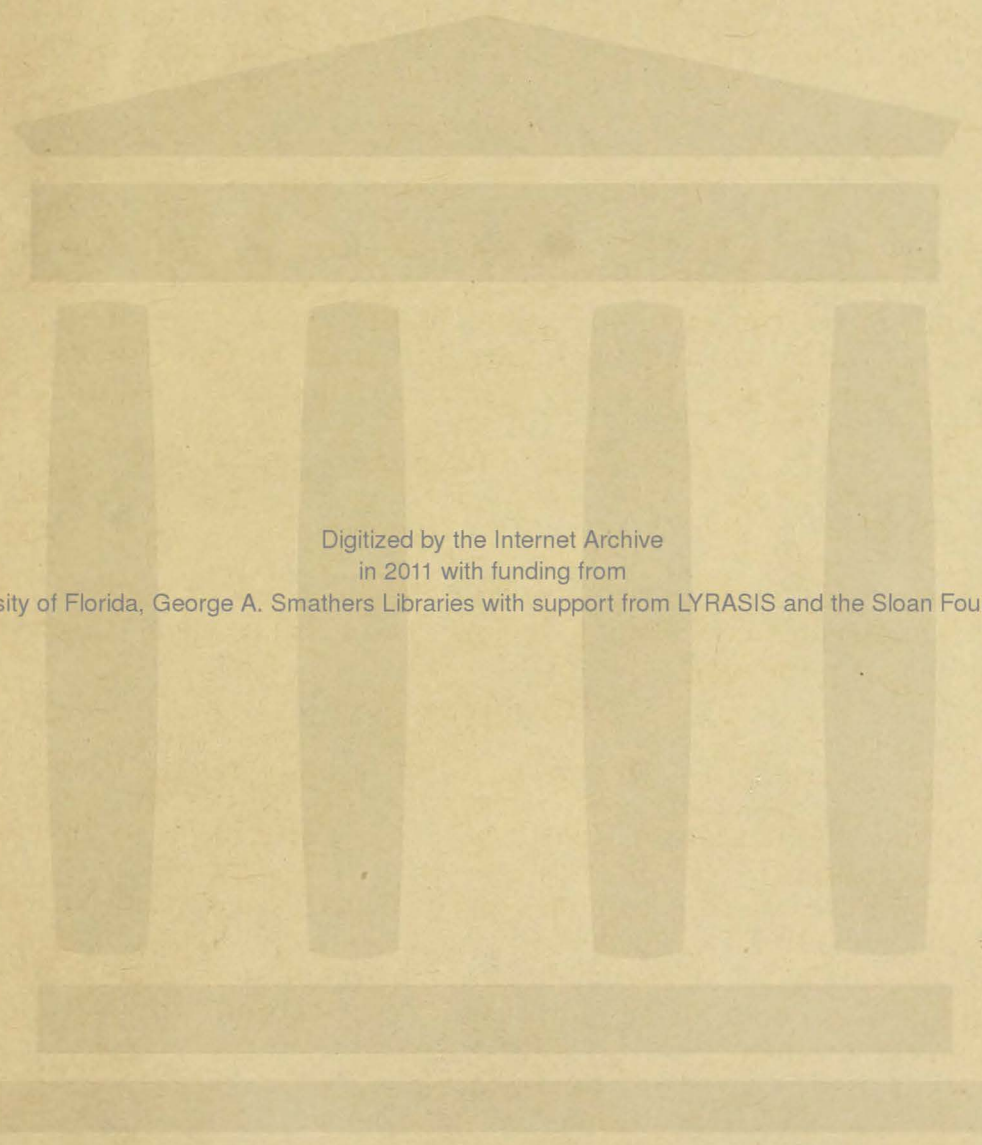
*Article VII, Section 8*—added to read as follows:  
“The provisions of Section 1 of this Article limiting the period of credit to two years shall not apply to sales to governmental agencies.”

Approved Code No. 39. Amendment No. 2.  
Registry No. 1303-1-04.

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<sup>1</sup> See paragraph 2 of order approving this Amendment.





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