

NATIONAL RECOVERY ADMINISTRATION

**AMENDMENT TO
CODE OF FAIR COMPETITION**


FOR THE

SILK TEXTILE INDUSTRY

AS APPROVED ON MARCH 20, 1935



**UNITED STATES
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Approved Code No. 48—Amendment No. 6

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
SILK TEXTILE INDUSTRY

As Approved on March 20, 1935

ORDER

**APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE SILK
TEXTILE 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 an amendment to a Code of Fair Competition for the Silk Textile Industry, and a notice of an opportunity to be heard having been afforded 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 No. 6859, dated September 27, 1934, and otherwise; does hereby incorporate, by reference, said annexed report and does find that said amendment 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 does hereby order that said amendment be and it is hereby approved, and that the previous approval of said Code is hereby amended to include an approval of said Code in its entirety as amended.

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

Approval recommended:

PRENTISS L. COONLEY,
Division Administrator.

WASHINGTON, D. C.,
March 20, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on the results of the Notice of Opportunity to be Heard on the amendment to the Code of Fair Competition for the Silk Textile Industry, which was issued on February 19, 1935, with the provision that objections against the proposed amendment could be filed any time prior to March 11, 1935. The amendment, which is attached, was presented by the duly qualified and authorized representatives of the Industry complying with statutory requirements.

In accordance with customary procedure all objections were given due consideration, and all statutory and regulatory requirements were complied with.

PROVISIONS OF THE AMENDMENT

This amendment is the standard approved non-partnership non-liability clause.

FINDINGS

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

It finds that:

(a) The amendment to said Code and the 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 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 the standards of labor, and by otherwise rehabilitating industry.

(b) The 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 Code empowers the Code Authority to present the aforesaid amendment on behalf of the Industry as a whole.

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

(e) The amendment and the 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 approval of said amendment.

For these reasons this amendment has been approved.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative officer.

MARCH 20, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE SILK TEXTILE INDUSTRY

Article VI is hereby amended by the addition of a new section 6 which reads as follows:

Nothing contained in this Code shall constitute the members of the Code Authority partners for any purpose. Nor shall any member of the Code Authority be liable in any manner to anyone for any act of any other member, officer, agent or employee of the Code Authority. Nor shall any member of the Code Authority, exercising reasonable diligence in the conduct of the duties hereunder, be liable to anyone for any action or omission to act under this Code, except for his own wilful malfeasance or nonfeasance.

Approved Code No. 48—Amendment No. 6.
Registry No. 263-01.

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Article VII is hereby amended by the addition of a new section 7.1 as follows:

Nothing contained in this Code shall constitute the members of the Code Authority partners for any purpose. No part of the Code Authority be liable to any member or member of any other member, officer, agent or employee of the Code Authority. Nor shall any member of the Code Authority be held responsible or liable in the conduct of the duties hereunder, or liable for any loss or damage or expense or any other loss or damage, except for his own willful and malicious conduct.

Approved Code by the Board of Directors, Inc. &
Signed on 10/1/81