

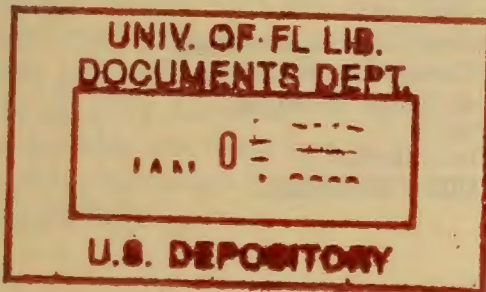
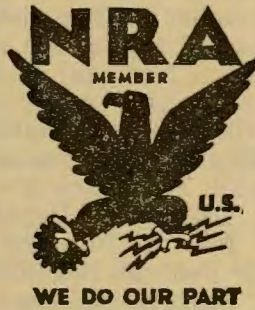
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

CONSTRUCTION INDUSTRY

AS APPROVED ON APRIL 13, 1934



UNITED STATES
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Approved Code No. 244—Amendment No. 2

AMENDMENT TO CODE OF FAIR COMPETITION
FOR THE
CONSTRUCTION INDUSTRY

As Approved on April 13, 1934

ORDER

APPROVING MODIFICATION OF CODE OF FAIR COMPETITION FOR THE
CONSTRUCTION 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 a modification to a Code of Fair Competition for the Construction Industry, and opportunity to object having been given, and no objection filed, and the annexed report on said modification, 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 Orders 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 modification and the Code as constituted after being modified 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 modification be and it is 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.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

GEO. L. BERRY,
Division Administrator.

WASHINGTON, D.C.,
April 13, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on a modification of the Code of Fair Competition for the Construction Industry which was approved by you on January 31, 1934.

The Deputy Administrator in his final report to me on said modification 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 modification of said Code as modified is 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 the industries, by avoiding undue restrictions 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 Code empowers the Code Authority to present the aforesaid modification on behalf of the industry as a whole.

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

(e) The modification 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 modification.

For these reasons this modification has been approved.

Respectfully,

HUGH S. JOHNSON,
Administrator.

WASHINGTON, D.C.,
April 13, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE CONSTRUCTION INDUSTRY

New Section 3 of Article IV-C.

SECTION 3. The Construction Code Authority may incorporate under the laws of any State of the United States or of the District of Columbia, or may assume or adopt such existing corporate form under any of such laws as it may deem appropriate for the proper performance, as and from the effective date, of its activities, powers and duties hereunder, such corporation or corporate form to be not for profit and to be known as "Construction Code Authority, Incorporated"; provided that the powers, duties, objects and purposes of the said corporation shall, to the satisfaction of the Administrator, be limited to the powers, duties, objects and purposes of the Construction Code Authority as provided in this Code; provided, further, that the existence of the said corporation shall be during the term of the Code; and provided, further, that the certificate of incorporation and by-laws shall be subject to the disapproval of the Administrator.

Each Divisional Code Authority established for any division of the industry as defined in the chapter incorporated in this Code relating thereto, and each subdivisional administrative committee or agency established under the provisions of any such chapter may, upon submission to and approval by the Administrator of its proposed certificate of Incorporation and by-laws, incorporate, not for profit, under the laws of any State of the United States or of the District of Columbia, such corporation to be known as "Divisional Code Authority for (the specific division), Inc.", or "Subdivisional Administrative (Committee or Agency) for (the specific subdivision), Inc.", respectively, or other appropriate name satisfactory to the Administrator. The powers, duties, objects and purposes of each such corporation shall be limited to those conferred upon it in or under any such chapter of this Code, and the existence of each such corporation shall be during the term of such chapter.

Approved Code No. 244—Amendment No. 2.
Registry No. 1616-2-31.

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