

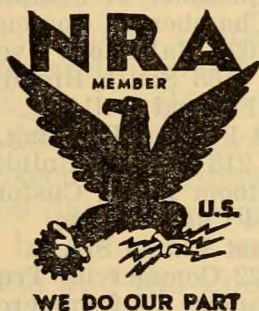
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

DRESS MANUFACTURING
INDUSTRY

AS APPROVED ON JANUARY 4, 1935



UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON : 1935

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Approved Code No. 64—Amendment No. 4

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

DRESS MANUFACTURING INDUSTRY

As Approved on January 4, 1935

ORDER

APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE DRESS MANUFACTURING 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 two amendments to a Code of Fair Competition for the Dress Manufacturing Industry, and an opportunity to be heard having been afforded thereon, and the annexed report 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 amendments 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 amendments be and are 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, such approval to take effect twenty (20) days from the date hereof, unless good cause to the contrary is shown to the National Industrial Recovery Board before that time and the National Industrial Recovery Board issues a subsequent order to that effect.

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

Approval recommended:

PRENTISS L. COONLEY,
Acting Division Administrator.

WASHINGTON, D. C.,
January 4, 1935.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: The Code Authority for the Dress Manufacturing Industry submitted two proposed amendments to the Code of Fair Competition for the Dress Manufacturing Industry. These amendments were presented to the Legal Division, the Industrial Advisory Board, the Division of Research and Planning, the Consumers Advisory Board and the Labor Advisory Board and received their approval.

As these amendments were in accordance with standard form and consistent with the policies of the Administration, Public Hearings were considered unnecessary, and in lieu of Public Hearings, Notices of Opportunity to be Heard were printed and distributed in the same manner as Notices of Public Hearing. A specified date was set forth in such notices, by which time objections and criticisms were to be received relative to these amendments.

The first amendment provides that no member of the Code Authority for the Dress Manufacturing Industry shall be liable in any manner to anyone for any act of any other member, officer, agent or employee of the Code Authority.

The second amendment provides that if merchandise purchased consists of completed garments out of stock, ordered for shipment within two working days from the date of the order, the manufacturer shall have an additional twenty-four hours from the expiration date of the order in which to make shipment.

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

The National Industrial Recovery Board finds that:

(a) The amendments to said Code and the Code as amended are well designed to promote the policies and purposes of Title I of the National 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 purpose of cooperative action of labor and management under adequate governmental sanctions 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 increased purchasing power, by reducing and relieving unemployment, by improving 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 limi-

tation 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 afore-said amendments on behalf of the Industry as a whole.

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

(e) The amendments 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 will not have been deprived of the right to be heard prior to the effective date of these amendments.

For the National Industrial Recovery Board:

W. A. HARRIMAN,
Administrative Officer.

JANUARY 4, 1935.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE DRESS MANUFACTURING INDUSTRY

Article VI of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended by adding Section 4, 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 or of its staff 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, or of its staff exercising reasonable diligence in the conduct of his duties hereunder, be liable to anyone for any act or omission to act under this Code, except for his own wilful malfeasance or nonfeasance.”

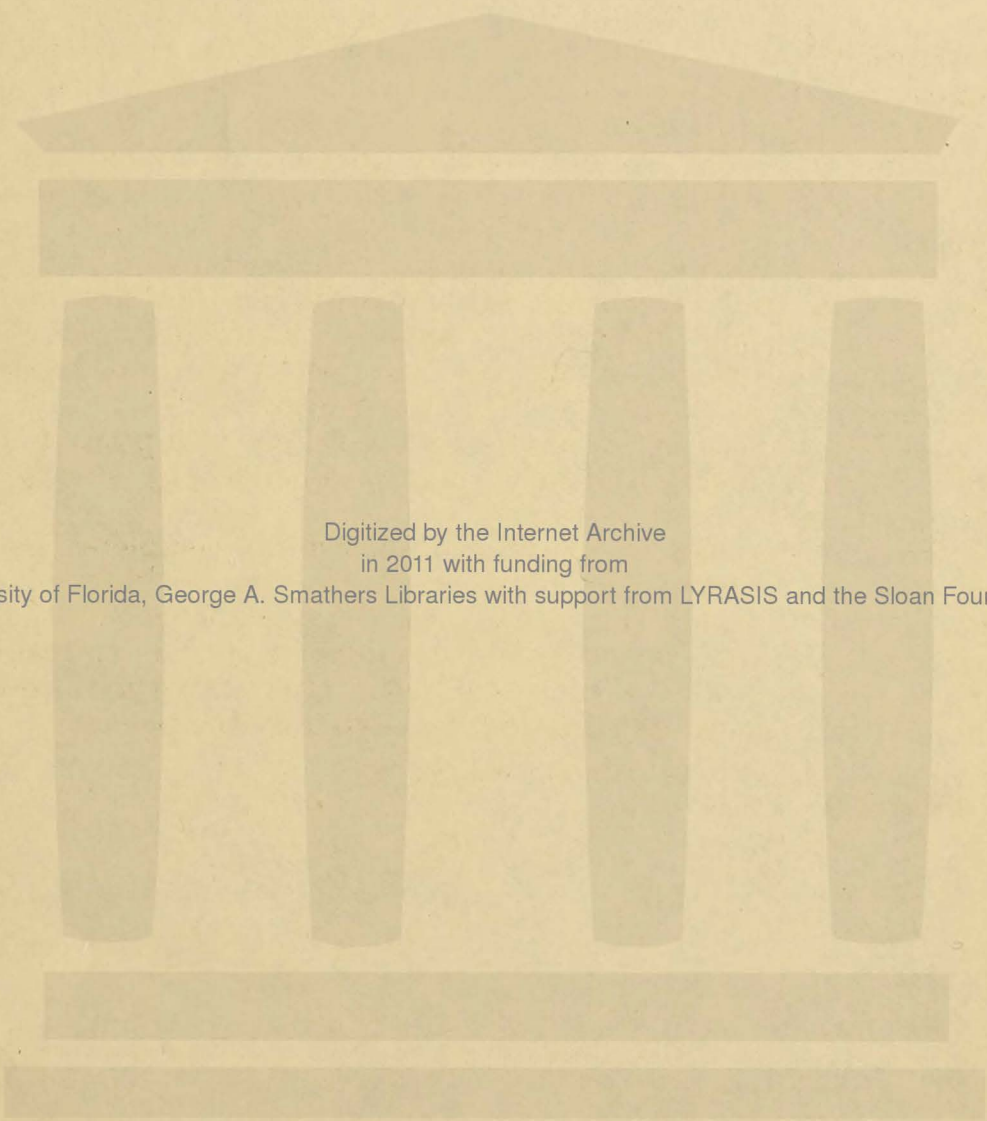
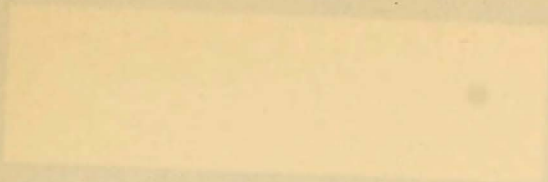
Article IX, Section 13, of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended by adding subdivision (d) as follows:

“That if merchandise purchased consists of completed garments out of stock, ordered for shipment within two working days from the date of the order, the cancellation clause shall not apply but the manufacturer shall have twenty-four hours from the expiration date of the order in which to make shipment after which the order shall automatically be cancelled unless reinstated by the buyer.”

Approved Code No. 64—Amendment No. 4.
Registry No. 228-01.

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AMENDMENT TO CODE OF FAIR COMPETITION FOR
THE DRESS MANUFACTURING INDUSTRY

Article VI of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended by adding Section 601.01 as follows:

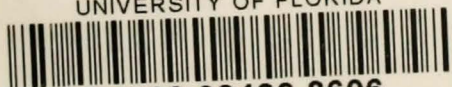
Nothing contained in this Code shall constitute the members of the Code Authority partners for any purpose. Nor shall any member of the Code Authority or of its staff be liable in any manner to anyone for any act of any other member, officer, agent or employee of the Code Authority. Nor shall any member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

Article IX, Section 12, of the Code of Fair Competition for the Dress Manufacturing Industry shall be amended by adding subsection (d) as follows:

"That if merchandise purchased consists of completed garments out of stock ordered for shipment within two working days from the date of the order, the manufacturer shall not ship, but the manufacturer shall have twenty-four hours from the expiration date of the order in which to make shipment after which the order shall even though be cancelled unless reinstated by the buyer."

Approved Code No. 12, Amendment No. 42
Revised No. 12-42

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