

Restriction on acquisition of land.

SEC. 2. Unless consented to by an owner retaining the reservation set forth in subsection (1) of section 1 hereof, no action shall be taken by the Federal Government during the period of such reservation to purchase, acquire, or otherwise terminate or interfere with any lease or leases which may be applicable to said owner's lands.

Rules and regulations.

SEC. 3. Any reservations retained under the provisions of subsection (1) of section 1 hereof shall be exercised by the owners subject to reasonable rules and regulations which the Secretary may prescribe for the protection of the park, but which shall permit the reserved rights to be exercised so that the oil, gas, and minerals may be explored for, developed, extracted, and removed from the park area in accordance with sound conservation practices. All operations shall be carried on under such regulations as the Secretary may prescribe to protect the lands and areas for park purposes.

Acquisition of title.

SEC. 4. In any action caused by the Secretary of the Interior to be commenced for the acquisition of lands under the provisions hereof, reasonable diligence shall be exercised by him to ascertain whether owners elect to retain reservations in accordance with the provisions of this Act. If, after the exercise of such reasonable diligence, owners cannot be located, or do not appear in judicial proceedings to acquire the lands, so that it may be ascertained whether they desire to retain reservations in accordance with the provisions hereof, the Secretary may acquire the fee simple title to their lands free and clear of reservations as set forth in subsections (1) and (2) of section 1 hereof.

Approved October 10, 1949.

[CHAPTER 660]

AN ACT

To amend the United Nations Participation Act of 1945.

October 10, 1949  
[H. R. 4708]  
[Public Law 341]

United Nations Participation Act of 1945, amendments.

59 Stat. 619.  
22 U. S. C. § 287 (a)-(d); Supp. II, § 287 note.

U. S. representative and deputy representative to United Nations.

Duties.

Additional U. S. deputy representative to Security Council.

Representatives and alternates for sessions of General Assembly.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsections (a), (b), (c), and (d) of section 2 of the United Nations Participation Act of 1945 are hereby amended to read as follows:

“(a) The President, by and with the advice and consent of the Senate, shall appoint a representative and a deputy representative of the United States to the United Nations, both of whom shall have the rank and status of envoy extraordinary and ambassador plenipotentiary and shall hold office at the pleasure of the President. Such representative and deputy representative shall represent the United States in the Security Council of the United Nations and may serve ex officio as United States representative on any organ, commission, or other body of the United Nations other than specialized agencies of the United Nations, and shall perform such other functions in connection with the participation of the United States in the United Nations as the President may from time to time direct.

“(b) The President, by and with the advice and consent of the Senate, shall appoint an additional deputy representative of the United States to the Security Council who shall hold office at the pleasure of the President. Such deputy representative shall represent the United States in the Security Council of the United Nations in the event of the absence or disability of both the representative and the deputy representative of the United States to the United Nations.

“(c) The President, by and with the advice and consent of the Senate, shall designate from time to time to attend a specified session or specified sessions of the General Assembly of the United Nations not to exceed five representatives of the United States and such number of alternates as he may determine consistent with the rules of pro-

cedure of the General Assembly. One of the representatives shall be designated as the senior representative.

“(d) The President may also appoint from time to time such other persons as he may deem necessary to represent the United States in the organs and agencies of the United Nations, but the representative of the United States in the Economic and Social Council and in the Trusteeship Council of the United Nations shall be appointed only by and with the advice and consent of the Senate, except that the President may, without the advice and consent of the Senate, designate any officer of the United States to act, without additional compensation, as the representative of the United States in either such Council (A) at any specified session thereof where the position is vacant or in the absence or disability of the regular representative, or (B) in connection with a specified subject matter at any specified session of either such Council in lieu of the regular representative. The President may designate any officer of the Department of State, whose appointment is subject to confirmation by the Senate, to act, without additional compensation, for temporary periods as the representative of the United States in the Security Council of the United Nations in the absence or disability of the representative and deputy representatives appointed under section 2 (a) and (b) or in lieu of such representatives in connection with a specified subject matter. The advice and consent of the Senate shall be required for the appointment by the President of the representative of the United States in any commission that may be formed by the United Nations with respect to atomic energy or in any other commission of the United Nations to which the United States is entitled to appoint a representative.”

SEC. 2. Section 2 of such Act is further amended by adding the following new subsection:

“(f) All persons appointed in pursuance of authority contained in this section shall receive compensation at rates determined by the President upon the basis of duties to be performed but not in excess of rates authorized by sections 411 and 412 of the Foreign Service Act of 1946 (Public Law 724, Seventy-ninth Congress) for chiefs of mission and Foreign Service officers occupying positions of equivalent importance, except that no member of the Senate or House of Representatives or officer of the United States who is designated under subsections (c) and (d) of this section as a representative of the United States or as an alternate to attend any specified session or specified sessions of the General Assembly shall be entitled to receive such compensation.”

SEC. 3. Subsection (b) of section 5 of such Act is hereby amended by inserting “or aircraft,” after “or vehicle.”

SEC. 4. The proviso in section 6 of such Act is hereby amended by inserting after “That” the following: “, except as authorized in section 7 of this Act.”

SEC. 5. Such Act is hereby amended by inserting after section 6 the following new section:

“SEC. 7. (a) Notwithstanding the provisions of any other law, the President, upon the request by the United Nations for cooperative action, and to the extent that he finds that it is consistent with the national interest to comply with such request, may authorize, in support of such activities of the United Nations as are specifically directed to the peaceful settlement of disputes and not involving the employment of armed forces contemplated by chapter VII of the United Nations Charter—

“(1) the detail to the United Nations, under such terms and conditions as the President shall determine, of personnel of the

Other appointments.

Economic and Social Council and Trusteeship Council.

Officer of Department of State as representative to Security Council.

Commission with respect to atomic energy, etc.

59 Stat. 619.  
22 U. S. C. § 287;  
Supp. II, § 287 note.  
Compensation.

60 Stat. 1002, 1003.  
22 U. S. C. §§ 866,  
867.  
Ante, p. 407.

59 Stat. 620.  
22 U. S. C. § 287c (b).

59 Stat. 621.  
22 U. S. C. § 287d.

Authority of President.

59 Stat. 1043.  
Detail of personnel of armed services.

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| <p>Furnishing of facilities.</p> <p>Availability of funds, supplies, etc.</p> <p>Reimbursement from United Nations.</p> <p>Waiver.</p> <p>Credits in account.</p> <p>Appropriation authorized.<br/><i>Infra.</i></p> <p>Disclosure of information.</p> <p>59 Stat. 621.<br/>22 U. S. C. § 287e;<br/>Supp. II, § 287e note.<br/>Annual appropriation authorized.<br/><i>Ante</i>, p. 450.</p> <p>59 Stat. 1057.<br/><i>Ante</i>, p. 735.</p> <p>42 Stat. 1488.<br/>5 U. S. C. §§ 661-674;<br/>Supp. II, § 662 <i>et seq.</i><br/><i>Post</i>, p. 972.</p> | <p>armed forces of the United States to serve as observers, guards, or in any noncombatant capacity, but in no event shall more than a total of one thousand of such personnel be so detailed at any one time: <i>Provided</i>, That while so detailed, such personnel shall be considered for all purposes as acting in the line of duty, including the receipt of pay and allowances as personnel of the armed forces of the United States, credit for longevity and retirement, and all other perquisites appertaining to such duty: <i>Provided further</i>, That upon authorization or approval by the President, such personnel may accept directly from the United Nations (a) any or all of the allowances or perquisites to which they are entitled under the first proviso hereof, and (b) extraordinary expenses and perquisites incident to such detail;</p> <p>“(2) the furnishing of facilities, services, or other assistance and the loan of the agreed fair share of the United States of any supplies and equipment to the United Nations by the National Military Establishment, under such terms and conditions as the President shall determine;</p> <p>“(3) the obligation, insofar as necessary to carry out the purposes of clauses (1) and (2) of this subsection, of any funds appropriated to the National Military Establishment or any department therein, the procurement of such personnel, supplies, equipment, facilities, services, or other assistance as may be made available in accordance with the request of the United Nations, and the replacement of such items, when necessary, where they are furnished from stocks.</p> <p>“(b) Whenever personnel or assistance is made available pursuant to the authority contained in subsection (a) (1) and (2) of this section, the President shall require reimbursement from the United Nations for the expense thereby incurred by the United States: <i>Provided</i>, That in exceptional circumstances, or when the President finds it to be in the national interest, he may waive, in whole or in part, the requirement of such reimbursement: <i>Provided further</i>, That when any such reimbursement is made, it shall be credited, at the option of the appropriate department of the National Military Establishment, either to the appropriation, fund, or account utilized in incurring the obligation, or to an appropriate appropriation, fund, or account currently available for the purposes for which expenditures were made.</p> <p>“(c) In addition to the authorization of appropriations to the Department of State contained in section 8 of this Act, there is hereby authorized to be appropriated to the National Military Establishment, or any department therein, such sums as may be necessary to reimburse such Establishment or department in the event that reimbursement from the United Nations is waived in whole or in part pursuant to authority contained in subsection (b) of this section.</p> <p>“(d) Nothing in this Act shall authorize the disclosure of any information or knowledge in any case in which such disclosure is prohibited by any other law of the United States.”</p> <p>SEC. 6. Section 7 of such Act is hereby amended to read as follows:</p> <p>“SEC. 8. There is hereby authorized to be appropriated annually to the Department of State, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for the payment by the United States of its share of the expenses of the United Nations as apportioned by the General Assembly in accordance with article 17 of the Charter, and for all necessary salaries and expenses of the representatives provided for in section 2 hereof, and of their appropriate staffs, including personal services in the District of Columbia and elsewhere, without regard to the civil-service laws and the Classification Act of 1923, as amended; travel expenses without regard to</p> |
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the Standardized Government Travel Regulations, as amended, the Travel Expense Act of 1949, and section 10 of the Act of March 3, 1933, as amended, and, under such rules and regulations as the Secretary of State may prescribe, travel expenses of families and transportation of effects of United States representatives and other personnel in going to and returning from their post of duty; allowances for living quarters, including heat, fuel, and light, as authorized by the Act approved June 26, 1930 (5 U. S. C. 118a); cost-of-living allowances for personnel stationed abroad under such rules and regulations as the Secretary of State may prescribe; communications services; stenographic reporting, translating, and other services, by contract; hire of passenger motor vehicles and other local transportation; rent of offices; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); allowances and expenses as provided in section 6 of the Act of July 30, 1946 (Public Law 565, Seventy-ninth Congress), and allowances and expenses equivalent to those provided in section 901 (3) of the Foreign Service Act of 1946 (Public Law 724, Seventy-ninth Congress); the lease or rental (for periods not exceeding ten years) of living quarters for the use of the representative of the United States to the United Nations referred to in paragraph (a) of section 2 hereof, the cost of installation and use of telephones in the same manner as telephone service is provided for use of the Foreign Service pursuant to the Act of August 23, 1912, as amended (31 U. S. C. 679), and the allotment of funds, similar to the allotment authorized by section 902 of the Foreign Service Act of 1946, for unusual expenses incident to the operation and maintenance of such living quarters, to be accounted for in accordance with section 903 of said Act; and such other expenses as may be authorized by the Secretary of State; all without regard to section 3709 of the Revised Statutes, as amended (41 U. S. C. 5)."

Approved October 10, 1949.

[CHAPTER 661]

AN ACT

To clarify the active-duty status of certain officers of the Army of the United States and the Air Force of the United States, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That all periods of service of any officer of the Army of the United States or the Air Force of the United States who was called or recalled to active duty in the armed forces of the United States between April 1, 1944, and May 1, 1948, for medical observation or treatment, physical evaluation, or retiring-board proceedings for the purpose of determining the eligibility of such officer to receive disability or retirement pay benefits shall be, and hereby are, deemed to be active duty in the armed forces of the United States to the same extent as though such officer had been called or recalled to active duty without limitation as to purpose, and such officer shall be entitled to credit such service performed prior to May 1, 1948, for all purposes.

SEC. 2. Any officer of the Army of the United States or the Air Force of the United States who was admitted into a service hospital while on terminal leave prior to October 1, 1947, who reverted to inactive status prior to release from such hospitalization, and who has not subsequently been retired or certified to the Veterans' Administration for retirement benefits, shall be deemed to have been on active duty, for all purposes, until the date of the release from such hospitalization: *Provided,* That such an officer or his estate apply for the benefits of this section within two years from the date of enactment

*Ante*, p. 166.  
47 Stat. 1516.  
5 U. S. C. § 73b.

46 Stat. 818.

40 Stat. 1270.  
*Ante*, p. 405.

60 Stat. 714.  
22 U. S. C. § 287r;  
Supp. II, § 287r note.  
60 Stat. 1026.  
22 U. S. C. § 1131 (3).

*Ante*, p. 734.

37 Stat. 414.  
60 Stat. 1026.  
22 U. S. C. § 1132.

60 Stat. 1026.  
22 U. S. C. § 1133.

*Ante*, p. 403.

October 10, 1949  
[H. R. 4767]  
[Public Law 342]

U. S. Army and Air  
Force.  
Active-duty status  
of certain officers.

Hospitalization dur-  
ing terminal leave.

Application for  
benefits.