

Validation of
payments.

65 Stat. 423.

60 Stat. 808.

5 USC 73b.

in connection with Naval Intelligence: *Provided*, That any payments which have heretofore been made for such purposes are hereby expressly validated. All payments made under the provisions of this Act shall be made from, and all payments validated under such provisions shall be charged to, the amount appropriated by the Department of Defense Appropriation Act, 1952, to the Department of the Navy for emergencies and extraordinary expenses, as authorized by section 6 of the Act of August 2, 1946.

Approved April 11, 1952.

Public Law 313

CHAPTER 204

JOINT RESOLUTION

April 14, 1952
[H. J. Res. 423]

To continue the effectiveness of certain statutory provisions until June 1, 1952.

Whereas the existing state of war with Japan is the last declared state of war to which the United States is a party and the termination thereof and of the national emergencies proclaimed in 1939 and 1941 would render certain statutory provisions inoperative; and Whereas some of these statutory provisions are needed to insure the national security and the capacity of the United States to support the United Nations in its efforts to establish and maintain world peace; and

Whereas, in view of the impending termination of this state of war, it is desirable to extend these needed statutory provisions immediately until June 1, 1952, to permit further consideration of a more extended continuation: Now, therefore, be it

Emergency Pow-
ers Interim Con-
tinuation Act.

50 USC app. note
prec. 1.

Continuance of
certain statutory
provisions.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the termination hereafter of the war with Japan declared December 8, 1941 (55 Stat. 795), and of the national emergencies proclaimed by the President on September 8, 1939 (Proc. 2352, 54 Stat. 2643), and on May 27, 1941 (Proc. 2487, 55 Stat. 1647), and notwithstanding any proclamation of peace with respect to such war—

(a) Except insofar as they otherwise have further effectiveness the following statutory provisions and the authorizations conferred and liabilities imposed thereby shall remain in full force and effect to and including June 1, 1952, notwithstanding any other terminal date or provision of law with respect to such statutory provisions and notwithstanding any limitation, by reference to war or national emergency, of the time during or for which authorizations or liabilities thereunder may be exercised or imposed; and acts or events of the kind giving rise to legal consequences under any of those provisions when performed or occurring during the existing state of war shall give rise to the same legal consequences when they are performed or occur during the period above provided for.

(1) Act of December 17, 1942 (ch. 739, sec. 1, 56 Stat. 1053), as amended (50 U. S. C. App. 1201).

(2) That portion of section 5 (m) of the Act of May 18, 1933 (ch. 32, 48 Stat. 62; 16 U. S. C. 831d (m)), authorizing the sale of products of the Tennessee Valley Authority to allies of the United States; and the term "allies", as used therein, shall include nations associated with the United States in defense activities.

(3) Act of March 27, 1942 (ch. 199, secs. 1301–1304, 56 Stat. 185–186; 50 U. S. C. App. 643, 643a, 643b, 643c).

(4) Act of July 7, 1943 (ch. 192, sec. 11, 57 Stat. 382; 44 U. S. C. 376).

(5) Act of June 22, 1944 (ch. 268, sec. 102, 58 Stat. 285), as amended (38 U. S. C. 693b).

(6) Act of June 24, 1948 (ch. 625, sec. 4 (d), 62 Stat. 607), as amended (50 U. S. C. App. 454 (d)).

(7) Act of July 2, 1940 (ch. 508, sec. 1 (a) and 1 (b), 54 Stat. 712, 713), as extended by sections 13 and 16 of the Act of June 5, 1942 (ch. 340, 56 Stat. 317; 50 U. S. C. App. 773, 1171 (a), 1171 (b)); and the authority thereby granted to the Secretary of the Army is hereby conferred on the Secretary of the Navy, to be exercised by him on behalf of the Department of the Navy, using naval appropriations for the purpose.

(8) Act of June 5, 1942 (ch. 340, secs. 1, 7, and 11, 56 Stat. 314, 316, 317; 50 U. S. C. App. 761, 767, 771).

(9) Act of July 1, 1944 (ch. 373, secs. 212, 213, and 216, 58 Stat. 689-691; 42 U. S. C. 213, 214, and 217).

(10) Act of January 2, 1942 (ch. 645, sec. 7), as added by the Act of April 22, 1943 (ch. 67, sec. 7, 57 Stat. 67; 31 U. S. C. 224i).

(11) Act of March 7, 1942 (ch. 166, secs. 1-12, 14, 15, 56 Stat. 143-147), as amended (50 U. S. C. App. 1001-1012, 1014, 1015), and as extended by section 4 (e) of the Act of June 24, 1948 (ch. 625, 62 Stat. 608; 50 U. S. C. App. 454 (e)). Said Act of March 7, 1942, as amended, is hereby further amended as follows and as so amended is extended in accordance with said section 4 (e) of the Act of June 24, 1948: Section 2 (50 U. S. C. App. 1002) is amended by deleting "interned in a neutral country, captured by an enemy" and inserting in lieu thereof "interned for reasons arising out of any armed conflict in which Armed Forces of the United States are engaged, captured as a result of any such armed conflict". Section 6 (50 U. S. C. App. 1006) is amended by deleting "an enemy or is interned in a neutral country" and inserting in lieu thereof "a hostile force or interned for reasons arising out of any armed conflict in which Armed Forces of the United States are engaged". Section 9 (50 U. S. C. App. 1009) is amended by deleting "in the lands of an enemy" and inserting in lieu thereof "in the hands of a hostile force". Section 12 (50 U. S. C. App. 1012) is amended by deleting "interned in a neutral country, or captured by the enemy" and inserting in lieu thereof "interned for reasons arising out of such operations, or captured as a result of such operations". Section 14 (50 U. S. C. App. 1014) is amended to read as follows:

Missing Persons
Act, amendments.

"SEC. 14. The provisions of this Act, applicable to persons captured by armed forces against which Armed Forces of the United States are engaged in armed conflict, shall also apply to any person beleaguered or besieged by hostile armed forces."

(12) Act of December 4, 1942 (ch. 674, secs. 2, 3, and 4, 56 Stat. 1039; 10 U. S. C. 904b, 904c, 904d).

(13) Act of October 26, 1942 (ch. 624, 56 Stat. 987; 50 U. S. C. App. 836).

(14) Act of December 18, 1942 (ch. 765, 56 Stat. 1057; 10 U. S. C. 906 and note, 907 and note).

(15) Act of September 16, 1942 (ch. 561, secs. 1-3, 56 Stat. 753), as amended (50 U. S. C. 301-303).

(16) Act of June 25, 1942 (ch. 447, 56 Stat. 390-391; 50 U. S. C. App. 781-785).

(17) Act of October 14, 1940 (ch. 862, 54 Stat. 1125), as amended, secs. 1, 202, 301, 401, 402, and 501 (42 U. S. C. 1521, 1532, 1541, 1561, 1562, 1571). In view of the continuing existence of acute housing needs occasioned by World War II, the emergency declared by the President on September 8, 1939, shall, for the purpose of continuing

55 Stat. 362; 56
Stat. 212; 59 Stat.
260.
54 Stat. 2643.
50 USC app. note
prec. 1.

the use of property held under said Act of October 14, 1940, continue to exist until and including June 1, 1952.

(18) Act of December 2, 1942 (ch. 668, titles I and II, 56 Stat. 1028), as amended (42 U. S. C. 1701–1706, 1711–1717). The following terms, as used therein, and the terms “allies” and “war effort”, as used in the statutory provisions referred to in section 101 (a) (1) thereof (42 U. S. C. 1701 (a) (1)), shall be construed as follows: The term “enemy” shall include any nation, government, or force engaged in armed conflict with (i) the armed forces of the United States or any ally or (ii) persons covered by said titles I and II. The term “allies” shall include any nation, government, or force associated with the United States in defense activities. The terms “national war effort” and “war effort” shall include national defense. The term “war activities” shall include activities directly related to military operations.

(19) The paragraph designated “(2)” which was inserted into the Act of March 3, 1909 (ch. 255, 35 Stat. 753), by the Act of April 9, 1943 (ch. 39, 57 Stat. 60; 34 U. S. C. 533).

(20) Act of October 25, 1943 (ch. 276, 57 Stat. 575), as amended by section 2 of the Act of April 9, 1946 (ch. 121, 60 Stat. 87; 38 U. S. C. 11a note).

(21) Act of December 23, 1944 (ch. 716, 58 Stat. 921; 50 U. S. C. App. 1705 and note, 1706, 1707).

(22) Act of July 28, 1945 (ch. 328, sec. 5 (b), 59 Stat. 505; 5 U. S. C. 801); and the term “enemy” as used therein shall include any nation, government, or force engaged in armed conflict with (i) the Armed Forces of the United States or of any nation, government, or force associated with the United States in defense activities or (ii) persons covered by said statutory provision.

(23) Act of June 27, 1942 (ch. 453, 56 Stat. 461; 50 U. S. C. App. 801, 802).

(24) Act of December 22, 1942 (ch. 803, 56 Stat. 1071; 48 U. S. C. 510 note).

(25) Act of October 17, 1942 (ch. 615, secs. 1–4, 56 Stat. 796; 36 U. S. C. 179–182).

(26) Act of October 17, 1940 (ch. 888, sec. 512, 54 Stat. 1190), as amended (50 U. S. C. App. 572); and this provision shall be applicable also to citizens of the United States who serve on or before July 1, 1952, with the forces of any nation that is participating with the United States in any armed conflict in which the United States may be engaged.

(27) Act of July 15, 1949 (ch. 338, title V, sec. 507, 63 Stat. 436; 42 U. S. C. 1477).

(28) Act of October 14, 1940 (ch. 862, title V, sec. 503), as added by the Act of June 23, 1945 (ch. 192, 59 Stat. 260; 42 U. S. C. 1573).

(29) Act of September 27, 1944 (ch. 421, 58 Stat. 747), as amended (43 U. S. C. 279–284).

(30) Act of December 21, 1928 (ch. 42, sec. 9, 45 Stat. 1063), as amended (43 U. S. C. 617h).

(31) Act of July 22, 1937 (ch. 517, sec. 1, 50 Stat. 522), as amended (7 U. S. C. 1001).

(32) Act of April 24, 1912 (ch. 90, secs. 1 and 2, 37 Stat. 90, 91), as amended (36 U. S. C. 10, 11).

(33) The eighth paragraph (designated “Military traffic in time of war”) of section 6 of the Act of February 4, 1887, chapter 104, as that section was amended by section 2 of the Act of June 29, 1906 (ch. 3591, 34 Stat. 586; 10 U. S. C. 1362 and 49 U. S. C. 6 (8)).

(34) The first complete sentence (designated “Transportation of troops, and so forth, exclusive control of systems in time of war”) at

the top of page 645 of 39 Stat. in the Act of August 29, 1916 (ch. 418, sec. 1; 10 U. S. C. 1361); and the President may exercise his authority thereunder through such officers or agencies as he may designate.

(35) Act of February 4, 1887 (ch. 104, sec. 1 (15)), as enacted by Act of February 28, 1920 (ch. 91, sec. 402, 41 Stat. 456, 476; 49 U. S. C. 1 (15)).

(36) Act of February 4, 1887 (ch. 104, sec. 420), as added by Act of May 16, 1942 (ch. 318, sec. 1, 56 Stat. 284, 298; 49 U. S. C. 1020).

(37) Act of June 6, 1941 (ch. 174, 55 Stat. 242-245), as amended (50 U. S. C. App. 1271-1275).

(38) Act of December 3, 1942 (ch. 670, sec. 2, 56 Stat. 1038; 33 U. S. C. 855a).

(39) Title 18, United States Code, sections 794, 2153, 2154, and 2388. 62 Stat. 737, 799, 811.

(40) Act of May 22, 1918 (ch. 81, 40 Stat. 559), as amended by the Act of June 21, 1941 (ch. 210, 55 Stat. 252, 253; 22 U. S. C. 223-226b).

(41) Act of October 31, 1942 (ch. 634, 56 Stat. 1013; 35 U. S. C. 89 and note and 90-96); and the terms "prosecution of the war" and "conditions of wartime production", as used therein, shall include, respectively, prosecution of defense activities and conditions of production during the national emergency proclaimed by the President on December 16, 1950.

(42) Title 28, United States Code, section 2680 (j).

62 Stat. 984.

(43) Act of July 1, 1944 (ch. 373, sec. 211 (c), 58 Stat. 688), as amended (42 U. S. C. 212 (c)).

(b) The following statutory provisions which are normally operative in time of peace shall not become operative upon the termination of the state of war with Japan but rather (in addition to being inoperative, in accordance with their terms, in time of war) shall continue to be inoperative until and including June 1, 1952, any other provision of law with respect thereto to the contrary notwithstanding:

Continuance of
certain inoperative
provisions.

(1) Those portions of section 37 of the Act of June 3, 1916 (ch. 134, 39 Stat. 189), as amended (10 U. S. C. 353), which restrict the appointment of Reserve officers in time of peace.

(2) The second sentence of section 40b of the Act of June 3, 1916, as added by section 33 of the Act of June 4, 1920 (ch. 227, 41 Stat. 777), as amended (10 U. S. C. 386).

(3) Act of August 4, 1942 (ch. 547, sec. 10, 56 Stat. 738; 34 U. S. C. 850i).

(4) Act of June 28, 1944 (ch. 306, sec. 2, 58 Stat. 624), as amended (10 U. S. C. 1214; 34 U. S. C. 555b).

(5) Act of March 3, 1893 (ch. 212, 27 Stat. 717; 34 U. S. C. 196).

(6) Act of June 16, 1890 (ch. 426, sec. 4, 26 Stat. 158; 10 U. S. C. 651).

(7) Joint resolution of November 4, 1939 (ch. 2, sec. 7, 54 Stat. 8; 22 U. S. C. 447 (a)-(d)).

(c) The President is hereby authorized to continue in effect until and including June 1, 1952, all appointments under the provisions of sections 37 and 38 of the Act of June 3, 1916 (ch. 134, 39 Stat. 189, 190), and section 127a of said Act as added by the Act of June 4, 1920 (ch. 227 (41 Stat. 785)), as amended (10 U. S. C. 358, 32 U. S. C. 19, 10 U. S. C. 513); section 515 (e) of the Act of August 7, 1947 (ch. 512, 61 Stat. 907; 10 U. S. C. 506d (e)); and section 3 of the Act of August 21, 1941 (ch. 384, 55 Stat. 652), as amended (10 U. S. C. 591a), which are in effect on the date of the approval of this Act as officers and warrant officers of the Army of the United States and as officers and warrant officers of the United States Air Force, in-

cluding appointments as officers and warrant officers in the Organized Reserve Corps, the Air Force Reserve, the National Guard of the United States, and the Air National Guard of the United States, any other provision of law to the contrary notwithstanding.

Date of termination of war for certain claims purposes.

(d) For the purpose of section 1 of the Act of May 29, 1945 (ch. 135, 59 Stat. 225), as amended (31 U. S. C. 222c), and for the purpose of section 2 of the Act of December 28, 1945 (ch. 597, 59 Stat. 662; 31 U. S. C. 222e), the date of the termination of a time of war and the establishment of peace shall be June 1, 1952, notwithstanding any other termination of war or establishment of peace.

(e) For the purpose of section 1 of the Act of July 3, 1943 (ch. 189, 57 Stat. 372), as amended (31 U. S. C. 223b), and for the purpose of section 1 of the Act of December 28, 1945 (ch. 597, 59 Stat. 662; 31 U. S. C. 223d), the date of the termination of a time of war and the establishment of peace shall, with respect to accidents or incidents occurring after June 23, 1950, be June 1, 1952, notwithstanding any other termination of war or establishment of peace.

Authority of Secretary of Air Force.

SEC. 2. Authority now conferred upon the Secretary of the Air Force under the statutory provisions cited in this Act is hereby extended to the same extent as the authority of the Secretary of the Army thereunder.

Real-estate actions.
65 Stat. 365.
40 USC 551.

SEC. 3. Nothing in this Act shall be construed to repeal or modify section 601 of Public Law 155, Eighty-second Congress, first session, relative to coming into agreement with the Committee on Armed Services of the Senate and of the House of Representatives with respect to real-estate actions by or for the use of the military departments or the Federal Civil Defense Administration.

Separability.

SEC. 4. If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remaining provisions of this Act, or the application of such provision to other persons or circumstances, shall not be affected thereby.

Seizure of privately owned plants.

SEC. 5. Nothing contained herein shall be construed to authorize seizure by the Government, under authority of any Act herein extended, of any privately owned plants or facilities which are not public utilities.

Short title.

SEC. 6. This Act may be cited as the "Emergency Powers Interim Continuation Act".

Approved April 14, 1952.

Public Law 314

CHAPTER 205

JOINT RESOLUTION

April 15, 1952
[H. J. Res. 350]

To provide an extension of time for the authorization for certain projects for local flood protection in the Tennessee River Basin.

Tennessee River.
Flood protection projects.

33 USC 701c
note, 701f note.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding the second proviso in section 2 of the Act entitled, "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved August 18, 1941 (55 Stat. 638), the authorization in section 3 of such Act of projects for local flood protection on the Tennessee River at Chattanooga, Tennessee, and Rossville, Georgia, shall expire on December 31, 1953, unless local interests shall before such date furnish assurances satisfactory to the Secretary of the Army that the required local cooperation in such projects will be furnished.

Approved April 15, 1952.