

Hearings.

(b) In the course of any investigation pursuant to this section the Commission shall hold hearings and give reasonable public notice thereof, and shall afford reasonable opportunity for parties interested to be present, to produce evidence, and to be heard at such hearings.

48 Stat. 945.

Ante, p. 1053.

(c) Section 4 of the Act entitled "An Act to amend the Tariff Act of 1930", approved June 12, 1934, as amended (U. S. C., 1946 edition, title 19, sec. 1354), is hereby amended by striking out the matter following the semicolon and inserting in lieu thereof the following: "and before concluding such agreement the President shall request the Tariff Commission to make the investigation and report provided for by section 3 of the Trade Agreements Extension Act of 1948, and shall seek information and advice with respect to such agreement from the Departments of State, Agriculture, and Commerce, from the National Military Establishment, and from such other sources as he may deem appropriate."

Furnishing of information by Commission.

Restriction on participation in decisions.

SEC. 4. The Commission shall furnish facts, statistics, and other information at its command to officers and employees of the United States preparing for or participating in the negotiation of any foreign trade agreement; but neither the Commission nor any member, officer, or employee of the Commission shall participate in any manner (except to report findings, as provided in section 3 of this Act and to furnish facts, statistics, and other information as required by this section) in the making of decisions with respect to the proposed terms of any foreign trade agreement or in the negotiation of any such agreement.

48 Stat. 943.
19 U. S. C. § 1351;
Supp. I, § 1351 note.

SEC. 5. (a) Within thirty days after any trade agreement under section 350 of the Tariff Act of 1930, as amended, has been entered into which, when effective, will (1) require or make appropriate any modification of duties or other import restrictions, the imposition of additional import restrictions, or the continuance of existing customs or excise treatment, which modification, imposition, or continuance will exceed the limit to which such modification, imposition, or continuance may be extended without causing or threatening serious injury to the domestic industry producing like or similar articles as found and reported by the Tariff Commission under section 3, or (2) fail to require or make appropriate the minimum increase in duty or additional import restrictions required to avoid such injury, the President shall transmit to Congress a copy of such agreement together with a message accurately identifying the article with respect to which such limits or minimum requirements are not complied with, and stating his reasons for the action taken with respect to such article. If either the Senate or the House of Representatives, or both, are not in session at the time of such transmission, such agreement and message shall be filed with the Secretary of the Senate or the Clerk of the House of Representatives, or both, as the case may be.

Copy of agreement to Congress.

Deposit of Commission report with Congressional committees.

(b) Promptly after the President has transmitted such foreign trade agreement to Congress the Commission shall deposit with the Committee on Ways and Means of the House of Representatives, and the Committee on Finance of the Senate, a copy of its report to the President with respect to such agreement.

Approved June 26, 1948.

[CHAPTER 685]

AN ACT

Making appropriations for foreign aid, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following

June 28, 1948
[H. R. 6801]
[Public Law 793]

Foreign Aid Appropriation Act, 1949.

sums are appropriated, out of any money in the Treasury not otherwise appropriated, for foreign aid for such periods as are specified herein ending not later than June 30, 1949, and for other purposes, namely:

TITLE I

ECONOMIC COOPERATION

For expenses necessary to carry out the provisions of the Economic Cooperation Act of 1948 (title I of Public Law 472, approved April 3, 1948) until June 30, 1949: *Provided*, That the entire amount may be apportioned for obligation or may be obligated and expended, if the President, after recommendation by the Administrator, deems such action necessary to carry out the purposes of said Act, during the period ending April 2, 1949, including expenses of attendance at meetings concerned with the purposes of this appropriation (not to exceed \$60,000); purchase (not to exceed fifty including one at not to exceed \$3,000) and hire of passenger motor vehicles; hire of aircraft; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 921); health service program as authorized by law (5 U. S. C. 150); rents in the District of Columbia; transportation of privately owned automobiles; entertainment (not to exceed \$50,000); exchange of funds without regard to section 3651 of the Revised Statutes; and loss by exchange; \$4,000,000,000, of which not to exceed \$200,000 shall be available for expenditures of a confidential character (other than entertainment) under the direction of the Administrator or the Deputy Administrator, who shall make a certificate of the amount of each such expenditure which he may think it advisable not to specify, and every such certificate shall be deemed a sufficient voucher for the amount therein certified; and of which such amount as may be necessary but not to exceed \$20,000,000 shall be available for assistance to the Free Territory of Trieste or either of its zones under the provisions of Public Law 389, Eightieth Congress, first session, until the Free Territory of Trieste or either of its zones becomes eligible for assistance under the Economic Cooperation Act of 1948, which amount shall be charged with any advances made heretofore by the Reconstruction Finance Corporation pursuant to section 103 (b) of the Economic Cooperation Act of 1948, and the Administrator is hereby authorized to repay the Reconstruction Finance Corporation for advances pursuant to section 103 (b) from the sum available for assistance to Trieste or either of its zones under this section: *Provided further*, That not less than 5 per centum of each special local currency account established pursuant to section 115 (b) (6) of the Economic Cooperation Act of 1948 shall be allocated to the use of the United States Government for expenditure for strategic materials where available or for other local currency requirements of the United States of America: *Provided further*, That allocations of funds provided pursuant to provisions of the Economic Cooperation Act of 1948 for Austria and any country under occupation by forces of the United States shall be made to the United States Military Government of such countries for administrative and other expenses: *Provided*, That where the Economic Cooperation Administrator requests the United States military authorities to perform certain functions under the Act, the Economic Cooperation Administrator shall reimburse the military authorities for administrative expenses incurred in the performance of such functions: *Provided further*, That not to exceed \$58,000,000 may be expended for administrative and other expenses including not to exceed \$12,000,000 for direct administration and not to exceed \$6,000,000 for technical assistance authorized under section 111 (a) (3) of the Economic Cooperation Act of 1948: *Provided further*,

Ante, p. 137.

60 Stat. 843.
Ante, p. 1008.
60 Stat. 903.

31 U. S. C. § 543.

Trieste.

61 Stat. 934.
22 U. S. C., Supp. I,
§ 1411 and note.
Ante, p. 137.

Ante, p. 138.
Repayment to
R.F.C.

Allocation of local
currency for U. S. use.

Ante, p. 151.

Reimbursement of
military authorities.

Ante, p. 144.

Ante, p. 153.

Transportation rates of relief packages.

Limitation on certain investment guaranties.

Ante, p. 144.

Joint Committee on Foreign Economic Cooperation.

Ante, pp. 157, 213, 1027.

That pursuant to section 117 (c) of the Foreign Assistance Act of 1948, the Administrator shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to any participating foreign country, regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals: *Provided further*, That guaranties of investments in enterprises producing or distributing informational media provided for under section 111 (b) (3) of the Economic Cooperation Act of 1948, or otherwise, shall not exceed \$10,000,000 in the first year: *Provided further*, That there shall be included within the local currency administrative expenditures of the United States such sums as may be necessary to meet expenditures of members and staff of the Joint Committee on Foreign Economic Cooperation in the course of performance of committee functions within respective participating countries.

INTERNATIONAL CHILDREN'S EMERGENCY FUND

To enable the President during the fiscal year 1949 to carry out the provisions of the International Children's Emergency Fund Assistance Act of 1948 (title II of Public Law 472, approved April 3, 1948), \$35,000,000.

Ante, p. 157.

ASSISTANCE TO GREECE AND TURKEY

For an additional amount for "Assistance to Greece and Turkey", as authorized by the Act of May 22, 1947 (Public Law 75) as amended and supplemented by the Greek-Turkish Assistance Act of 1948 (title III of Public Law 472, approved April 3, 1948), \$225,000,000, which, together with the amount heretofore appropriated under this head, shall remain available until June 30, 1949; and the limitation under this head in the Supplemental Appropriation Act, 1948, on the amount available for administrative expenses, is increased from \$4,500,000 to "\$4,900,000", and the limitation under said head on the amount available for such expenses in the District of Columbia is increased from "\$300,000" to "\$400,000": *Provided*, That said limitations shall apply only to the administrative expenses of the Department of State: *Provided further*, That any funds heretofore or hereafter allocated under authority contained in section 2 (a) of the Act of May 22, 1947 (Public Law 75), as amended, shall be available for obligation and expenditure in accordance with the laws governing obligations and expenditures of the department, agency, or independent establishment to which allocated, but this proviso shall not operate to increase the limitation heretofore provided for administrative expenses.

61 Stat. 103.
22 U. S. C., Supp. I,
§§ 1401-1408.

Ante, p. 157.

61 Stat. 613.

Applicability of limitations.

61 Stat. 104.
22 U. S. C., Supp. I,
§ 1402 (a).

ASSISTANCE TO CHINA

For expenses necessary to carry out the provisions of the China Aid Act of 1948 (title IV of Public Law 472, approved April 3, 1948), until April 2, 1949, including expenses of attendance at meetings concerned with the purposes of this appropriation; purchase and hire of passenger motor vehicles; purchase, maintenance, and operation of aircraft; payment of claims pursuant to section 403 of the Federal Tort Claims Act (28 U. S. C. 921); health service program as authorized by law (5 U. S. C. 150); transportation of privately owned automobiles; entertainment (not to exceed \$3,000); exchange of funds without regard to section 3651 of the Revised Statutes; and loss by exchange; \$400,000,000, of which not to exceed \$1,200,000 shall be available for administrative expenses and of which \$125,000,000 shall be available exclusively as provided in subsection 404 (b) of said Act.

Ante, p. 158.

60 Stat. 843.
Ante, p. 1008.

60 Stat. 903.

31 U. S. C. § 543.

Ante, p. 159.

NATIONAL MILITARY ESTABLISHMENT

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

GOVERNMENT AND RELIEF IN OCCUPIED AREAS

For expenses, not otherwise provided for, necessary to meet the responsibilities and obligations of the United States in connection with the government or occupation of certain foreign areas, including personal services in the District of Columbia and elsewhere and, subject to such authorization and limitations as the Secretary of the Army may prescribe, not to exceed \$220,000 may be available for tuition, personal allowances (not to exceed \$10 per day), travel expenses (not to exceed those authorized for like United States military or civilian personnel), and fees incident to instruction in the United States or elsewhere of such persons as may be required to carry out the provisions of this appropriation; travel expenses and transportation; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per day and travel expenses for individuals; translation rights, photographic work, educational exhibits, and dissemination of information, including preview and review expenses incident thereto; expenses incident to the operation of schools for American children; printing and binding; hire of passenger motor vehicles and aircraft; repair and maintenance of buildings, utilities, facilities, and appurtenances; contingencies for the United States commanders of foreign areas, to be expended in their respective discretions (not exceeding amounts authorized or approved by the Secretary of the Army); such minimum supplies for the civilian populations of such areas as may be essential to prevent starvation, disease, or unrest, prejudicial to the objectives sought to be accomplished, and such supplies, commodities, and equipment as may be essential to carry out the purposes of this appropriation; \$1,300,000,000, of which not to exceed \$55,000,000 shall be available for administrative expenses: *Provided*, That when military personnel of the Department of the Army are employed primarily for the purposes of this appropriation, the mileage and other travel allowances to which they may be entitled shall be paid herefrom: *Provided further*, That the general provisions of the appropriation Act for the fiscal year 1949 for the military functions of the Department of the Army shall apply to this appropriation: *Provided further*, That expenditures from this appropriation may be made outside continental United States, when necessary to carry out its purposes, without regard to sections 355, 1136, 3648, and 3734, Revised Statutes, as amended, civil-service or classification laws, or provisions of law prohibiting payment of any person not a citizen of the United States: *Provided further*, That expenditures from this appropriation may be made, when necessary to carry out its purposes, without regard to section 3709, Revised Statutes, as amended, and the Armed Services Procurement Act of 1947 (Public Law 413, Eightieth Congress): *Provided further*, That expenditures may be made hereunder for the purposes of economic rehabilitation in Japan, Korea, and the Ryukyus in such manner as to be consistent with the general objectives of the Economic Cooperation Act of 1948: *Provided further*, That funds appropriated hereunder and unexpended at the time of the termination of occupation by the United States, of any area for which such funds are made available, may be expended by the President for the procurement of such commodities and technical services, and commodities procured from funds herein or heretofore appropriated for government and relief in occupied areas and not delivered to such an area prior to the time of the termination of occupation, may be utilized by the President, as may be necessary to assist in the

Tuition.

60 Stat. 810.

Minimum supplies for civilian populations.

Administrative expenses.

Travel allowances.

Ante, p. 1028.40 U. S. C. § 255; 10 U. S. C. § 1339; 31 U. S. C. § 529; 40 U. S. C. §§ 259, 267.
Ante, p. 381.

41 U. S. C. § 5.

Ante, p. 21.

Economic rehabilitation in Japan, Korea, and the Ryukyus.

Ante, p. 137.

Procurement of commodities and technical services.

Bilateral agreement.

61 Stat. 935-937.
22 U. S. C., Supp.
I, § 1411 note.
Payment of certain
transportation
charges.

Transportation
rates on relief pack-
ages.

Authority of Joint
Committee on For-
eign Economic Coop-
eration.

Ante, p. 156.

Ante, p. 137.

maintenance of the political and economic stability of such areas: *Provided further*, That before any such assistance is made available, an agreement shall be entered into between the United States and the recognized government or authority with respect to such area containing such undertakings by such government or authority as the President may determine to be necessary in order to assure the efficient use of such assistance in furtherance of such purposes: *Provided further*, That such agreement shall, where applicable, include requirements and undertakings corresponding to the requirements and undertakings specified in sections 5, 6, and 7 of the Foreign Aid Act of 1947 (Public Law 389, 80th Congress): *Provided further*, That funds appropriated hereunder may be used, insofar as practicable, and under such rules and regulations as prescribed by the Secretary of the Army, to pay ocean transportation charges from United States ports, including territorial ports, to ports in Japan, Korea, and the Ryukyus for the movement of supplies donated to, or purchased by, United States voluntary nonprofit relief agencies registered with and recommended by the Advisory Committee on Voluntary Foreign Aid or of relief packages consigned to individuals residing in such countries: *Provided further*, That under the rules and regulations to be prescribed, the Secretary of the Army shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to Japan, Korea, or the Ryukyus regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals: *And provided further*, That the Joint Committee on Foreign Economic Cooperation established pursuant to provisions of section 124 (a) of the Economic Cooperation Act of 1948 shall have the same duties, powers, and responsibilities with respect to programs carried out by appropriations for Government and Relief in Occupied Areas as it has with respect to programs under the Economic Cooperation Act of 1948.

DEPARTMENT OF STATE

INTERNATIONAL ACTIVITIES

Ante, pp. 308, 1046.

United States participation in international organizations: For expenses necessary for United States participation in international organizations, including payment of the annual contributions, quotas, and assessments, and costs of permanent United States representation to such organizations, in not to exceed the respective amounts as follows:

61 Stat. 214.
22 U. S. C., Supp. I,
§§ 289-290d.
Limitation on use of
funds.

International Refugee Organization (Public Law 146, Eightieth Congress), \$70,710,228, of which amount \$70,643,728 shall be available for contribution: *Provided*, That not to exceed 60 per centum of the funds appropriated herein shall be available for contribution to the International Refugee Organization until such time as there are effected agreements providing for a caloric diet for the occupants of refugee camps in Europe that is no higher than that prevailing in the country in which such camps are located.

TITLE II—GENERAL PROVISIONS

Persons engaging,
etc., in strikes against
or advocating over-
throw of U. S. Gov-
ernment.

SEC. 201. No part of any appropriation contained in this title shall be used to pay the salary or wages of any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence:

Provided, That for the purposes hereof an affidavit shall be considered prima facie evidence that the person making the affidavit has not contrary to the provisions of this section engaged in a strike against the Government of the United States, is not a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or that such person does not advocate, and is not a member of an organization that advocates, the overthrow of the Government of the United States by force or violence: *Provided further*, That any person who engages in a strike against the Government of the United States or who is a member of an organization of Government employees that asserts the right to strike against the Government of the United States, or who advocates, or who is a member of an organization that advocates, the overthrow of the Government of the United States by force or violence, and accepts employment the salary or wages for which are paid from any appropriation contained in this title shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penalty clause shall be in addition to, and not in substitution for, any other provisions of existing law.

SEC. 202. No funds made available under the authority of this Act shall be used for the purchase in bulk of any commodities (other than commodities procured by or in the possession of the Commodity Credit Corporation pursuant to Act of July 1, 1941 (55 Stat. 498), as amended), at prices higher than the market price prevailing in the United States at the time of the purchase adjusted for differences in the cost of transportation to destination, quality, and terms of payment: *Provided*, That no funds available under this Act shall be used for the purchase of wool other than from existing stocks owned by the Commodity Credit Corporation, unless or until such stocks are exhausted.

SEC. 203. No part of the funds herein appropriated shall be used to purchase farm machinery, including tractors, in the United States in an amount which will bring the total exports of such machinery and tractors during the period for which this appropriation is made, from the United States, by or for the benefit of the countries participating in the European recovery program, to more than \$75,000,000.

SEC. 204. Whenever an export license for a commodity, the production or shipment of which to a nonparticipating country was contracted for in good faith prior to March 1, 1948, is denied or cannot be obtained under section 6 of the Act of July 2, 1940 (54 Stat. 714), as amended, the Administrator shall provide for the procurement of such commodity to transfer to a participating country in accordance with the requirements of such country, at not less than the contract price of such commodity to the producer or exporter, as the case may be, including any cost incurred in converting the commodity to meet the requirements of the participating country.

SEC. 205. Not less than 50 per centum of the United States export requirements of nitrogenous fertilizer materials or nitrogenous compounds (including anhydrous ammonia) for nonoccupied areas shall come from production of plants operated by or for the Department of the Army.

In addition, the Department of the Army shall make available, for the commercial production of nitrogenous fertilizer materials for domestic use, 10 per centum of the total anhydrous ammonia produced in the United States in plants operated by or for the Department of the Army, said anhydrous ammonia to be distributed as directed by the Department of Commerce, which shall give preference, in distributing said anhydrous ammonia, to producers of

Affidavit.

Penalty.

Purchase price of commodities.

15 U. S. C. §§ 713, 713a-1, 713a-4, 713a-8; Supp. I, §§ 713, 713a-4, 713a-8.
Post, p. 1248.

Restriction on purchase of wool.

Farm machinery.

Procurement of commodities denied export licenses.

50 U. S. C. app. § 701; Supp. I, § 701.

Nitrogenous fertilizer materials, etc.

Anhydrous ammonia for commercial production.

Priority.

Production and sale of nitrogenous fertilizer materials by Department of Army.

ammonium sulphate who were producing ammonium sulphate during the six months preceding the enactment of this Act or who shall have ceased to produce, or shall be faced with an imminent shutdown in the production of, ammonium sulphate for want of anhydrous ammonia, to the extent necessary to permit such producers to operate. The Department of the Army is hereby authorized to produce and sell, in addition to its production for occupied areas, such nitrogenous fertilizer materials or nitrogenous compounds (including anhydrous ammonia) required for United States exports to nonoccupied areas or for the production of nitrogenous fertilizer materials for domestic use and to credit the proceeds of such sales to the appropriation for Government and Relief in Occupied Areas to the extent of the cost of such production for such sales and any balance to miscellaneous receipts of the Treasury.

Commercial manufacturing plants in U. S.

SEC. 206. No funds made available under this Act shall be used by any governmental agency for the purpose of building additional commercial manufacturing plants in the United States.

Short title.

SEC. 207. This Act may be cited as the "Foreign Aid Appropriation Act, 1949".

Approved June 28, 1948.

[CHAPTER 686]

JOINT RESOLUTION

Providing for participation by the Government of the United States in the Pan American Railway Congress, and authorizing an appropriation therefor.

June 28, 1948
[S. J. Res. 177]
[Public Law 794]

Pan American Railway Congress.
Acceptance of membership for U. S.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized to accept membership for the Government of the United States in, and to appoint the United States delegates and their alternates to, the Pan American Railway Congress, the constitution and bylaws of which were approved in Montevideo, Uruguay, April 1946, and deposited in the archives of the Pan American Union in Washington.

Appropriation authorized.

SEC. 2. There is hereby authorized to be appropriated to the Department of State, out of any money in the Treasury not otherwise appropriated—

(a) Not more than \$5,000 annually for the payment by the United States of its proportionate share of the expenses of the Pan American Railway Congress and its Permanent Commission; and

(b) Such additional sums as may be needed for the payment of all necessary expenses incident to participation by the United States in the activities thereof, including expenses of the United States delegates, their alternates, and appropriate staff, without regard to the civil-service laws and the Classification Act of 1923, as amended; personal services in the District of Columbia; services as authorized by section 15 of Public Law 600, Seventy-ninth Congress; hire of passenger motor vehicles and other local transportation; printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111), and section 3709 of the Revised Statutes, as amended; and such other expenses as the Secretary of State finds necessary to participation by the United States in the activities of the organization: *Provided,* That the provisions of section 6 of the Act of July 30, 1946 (Public Law 565, Seventy-ninth Congress), and regulations thereunder, applicable to expenses incurred pursuant to that Act shall be applicable to any expenses incurred pursuant to this paragraph (b).

Additional sums.

42 Stat. 1488.
5 U. S. C. §§ 661-674.

60 Stat. 810.
5 U. S. C. § 55a.

40 Stat. 1270.

41 U. S. C. § 5.

60 Stat. 714.
22 U. S. C. § 287r.

Approved June 28, 1948.