Approved Code No. 82—Amendment No. 2 Registry No. 1106-1-01

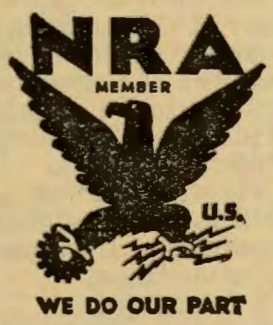
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

STEEL CASTING INDUSTRY

AS APPROVED ON AUGUST 24, 1934



UNIV. OF FL LIB.
DOCUMENTS DEPT.
JAN 0
U.S. DEPOSITORY

UNITED STATES
GOVERNMENT PRINTING OFFICE
WASHINGTON: 1934

For sale by the Superintendent of Documents, Washington, D.C. - - - - - - - - - Price 5 cents

AUTHENTICATED
U.S. GOVERNMENT
INFORMATION
GPO

This publication is for sale by the Superintendent of Documents, Government Printing Office, Washington, D.C., and by district offices of the Bureau of Foreign and Domestic Commerce.

DISTRICT OFFICES OF THE DEPARTMENT OF COMMERCE

Atlanta, Ga.: 504 Post Office Building.
Birmingham, Ala.: 257 Federal Building.
Boston, Mass.: 1801 Customhouse.
Buffalo, N.Y.: Chamber of Commerce Building.
Charleston, S.C.: Chamber of Commerce Building.
Chicago, Ill.: Suite 1706, 201 North Wells Street.
Cleveland, Ohio: Chamber of Commerce.
Dallas, Tex.: Chamber of Commerce Building.
Detroit, Mich.: 801 First National Bank Building.
Houston, Tex.: Chamber of Commerce Building.
Indianapolis, Ind.: Chamber of Commerce Building.
Jacksonville, Fla.: Chamber of Commerce Building.
Kansas City, Mo.: 1028 Baltimore Avenue.
Los Angeles, Calif.: 1163 South Broadway.
Louisville, Ky.: 408 Federal Building.
Memphis, Tenn.: 229 Federal Building.
Minneapolis, Minn.: 213 Federal Building.
New Orleans, La.: Room 225-A, Customhouse.
New York, N.Y.: 734 Customhouse.
Norfolk, Va.: 406 East Plume Street.
Philadelphia, Pa.: 422 Commercial Trust Building.
Pittsburgh, Pa.: Chamber of Commerce Building.
Portland, Oreg.: 215 New Post Office Building.
St. Louis, Mo.: 506 Olive Street.
San Francisco, Calif.: 310 Customhouse.
Seattle, Wash.: 809 Federal Office Building.

Approved Code No. 82—Amendment No. 2

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

STEEL CASTING INDUSTRY

As Approved on August 24, 1934

ORDER

APPROVING AMENDMENT TO THE CODE OF FAIR COMPETITION FOR THE STEEL CASTING 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 an amendment, to a Code of Fair Competition for the Steel Casting Industry, and hearings having been duly held thereon and the annexed report on said amendment 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 6543–A, dated December 30, 1933, and otherwise, do hereby incorporate by reference, said annexed report and do find that said amendment 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 do hereby order that said amendment 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 amended, such approval and such amendment to take effect fifteen (15) days from the date hereof, unless good cause to the contrary is shown to the Administrator before that time and the Administrator issues a subsequent order to that effect.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

BARTON W. MURRAY,
Division Administrator.

WASHINGTON, D.C.,
August 24, 1934.

82311°——1944–113——34

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on amendments to the Code of Fair Competition for the Steel Casting Industry, a public hearing having been duly held thereon in Washington, D.C., on June 14, 1934, in accordance with the provisions of the National Industrial Recovery Act.

The Code of Fair Competition for the Steel Casting Industry was approved by your Order dated November 2, 1933, and amended by my Order of August 3, 1934.

The first amendment provides that no agency or subdivision shall sell, or offer to sell, any product at a price lower than the price filed by a member of such agency or subdivision.

The second amendment provides for the addition of several unfair trade practices to Schedule D of the approved Code relating only to Miscellaneous Castings.

FINDINGS

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

I find 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 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 industries, by avoiding undue restriction 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 amended 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 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 have not been deprived of the right to be heard prior to approval of said amendments.

For these reasons, therefore, I have approved these amendments.

Respectfully,

HUGH S. JOHNSON,
Administrator.

AUGUST 24, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE STEEL CASTING INDUSTRY

Amendment V

Article VII, Section 3 is hereby amended to read as follows:

"If the agency of any subdivision or product classification so decides, no member of the Industry within such subdivision or product classification shall sell or offer for sale, directly or indirectly, by any means whatsoever, any product of the Industry included within a subdivision or product classification for which the agency shall have given notice requiring the filing of price lists, at a price less than the price shown for such product in the list filed by such member."

Amendment VI

Add the following new Sections to Schedule D of said Code:

"Section 8. Furnish pattern equipment or alterations thereof at less than the actual cost of production; provided, however, that if the patterns are and remain the property of the foundry producing them, it shall not be construed as a violation of this provision for such foundry to absorb the cost of patterns or alterations thereof in the case of Miscellaneous Railway Car Castings when ordered in quantities of 500 or more pieces from one pattern at one time."

"Section 9. Absorb the cost of any insurance that may be carried to protect customers' patterns against fire and/or the elements."

"Section 10. Accept responsibility, where there is no liability, for consequential, special or contingent damages, or offer to do more than replace castings rejected due to defective workmanship and/or materials."

"Section 11. Absorb any inspection charges incident to inspection by outside individuals or agents performed at the request of the customer."

"Section 12. Quote or communicate to customers, directly or indirectly, a price before the effective date thereof permissible under Article VII of the Code."

Approved Code No. 82—Amendment No. 2.
Registry No. 1106-1-01.

O

UNIVERSITY OF FLORIDA
3 1262 08582 9900