

**NATIONAL RECOVERY ADMINISTRATION**

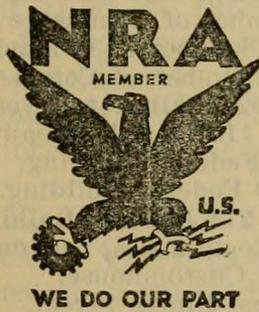
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**AMENDMENT TO  
CODE OF FAIR COMPETITION**

FOR THE

**UNDERWEAR AND ALLIED PRODUCTS  
MANUFACTURING INDUSTRY**

AS APPROVED ON JUNE 8, 1934

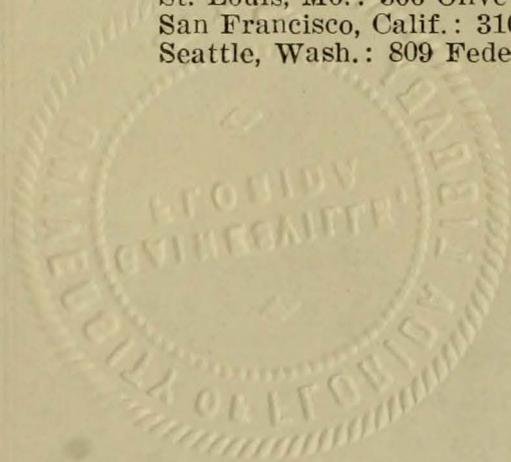


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Approved Code No. 23—Amendment No. 3

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

UNDERWEAR AND ALLIED PRODUCTS  
MANUFACTURING INDUSTRY

As Approved on June 8, 1934

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ORDER

MODIFICATION OF CODE OF FAIR COMPETITION FOR THE UNDERWEAR  
AND ALLIED PRODUCTS 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 a modification of a Code of Fair Competition for the Underwear and Allied Products Manufacturing Industry, and hearings having been duly held thereon and the annexed report on said modification, 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 No. 6543-A, dated December 30, 1933, and otherwise; do hereby incorporate, by reference, said annexed report and do find that said modification and the Code as constituted after being modified 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 modification 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 modified.

HUGH S. JOHNSON,  
*Administrator for Industrial Recovery.*

Approval recommended:

H. O. KING,  
*Division Administrator.*

WASHINGTON, D. C.,  
*June 8, 1934.*

## REPORT TO THE PRESIDENT

The PRESIDENT,  
*The White House.*

SIR: This is a report on the Hearing covering the Amendments to the Code of Fair Competition for the Underwear and Allied Products Industry, held in the Chinese Room, Mayflower Hotel, Washington, D.C., Monday, May 21, 1934. The Amendments which are attached were presented by duly qualified and authorized representatives of the Code Authority for the Underwear and Allied Products Manufacturing Industry, complying with statutory requirements and being the agency that is administering the Code.

In accordance with customary procedure every person who had filed a request for appearance was freely heard in public, and all statutory and regulatory requirements were complied with.

### PROVISIONS OF THE AMENDMENTS

There are three amendments as follows:

1. An amendment limiting the hours members of the supervisory staff may work when operating productive machinery.

2. An amendment specifying that merchandise which is below the minimum size standards shall be marked "NOT-STANDARD SIZE" as a part of the manufacturing process.

3. An amendment excepting the marking of "NOT-STANDARD SIZE" and "Irregulars", "Seconds" or "Imperfects", when the merchandise is destined for export beyond the continental limits of the United States.

### FINDINGS

The 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 in-

creasing purchasing power, by reducing and relieving unemployment, by improving the 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 these amendments have been approved.

Respectfully,

HUGH S. JOHNSON,  
*Administrator.*

JUNE 8, 1934.

## AMENDMENT TO CODE OF FAIR COMPETITION FOR THE UNDERWEAR AND ALLIED PRODUCTS MANU- FACTURING INDUSTRY

Part II, Section 3, is amended by adding a new subsection to read as follows:

(f) Employees listed as part of the "supervisory staff" shall not operate productive machinery for more hours, in any one week, than the Code allows for regular operators on the same class of work.

Part V, Section 2, is amended so that it will read as follows:

2. All standards already formulated in cooperation with the Bureau of Standards of the United States Department of Commerce and approved by the Industry or standards which shall be so formulated and approved shall become the standards for the Industry. Every manufacturer shall plainly mark with an indelible stamp or firmly-sewn label the sizes or measurements of his product thereon. All merchandise manufactured after the effective date, which falls below the minimum size standards, shall be plainly and visibly marked by an indelible stamp or firmly-sewn label "NOT-STANDARD SIZE", and all manufacturers shall stamp or label such goods as herein required, prior to actually putting the merchandise in stock, or in other words, as a part of the manufacturing process. However, any merchandise manufacturer prior to the date of adoption of a standard, for such merchandise, shall not, in any case, be classified as "NOT-STANDARD SIZE" merchandise, and the Managing Director shall notify all known interested persons in the Industry of each new standard adopted and the effective date thereof.

The Code is amended by adding a new part to read as follows:

### PART VIII—MARKING EXPORTS

The provisions of PART V, Section 2, and of PART VI, Section 1 of the Code, with regard to the marking of "NOT-STANDARD SIZE" and "Irregulars," "Seconds" or "Imperfects" garments shall not apply to merchandise exported for sale and consumption beyond the continental limits of the United States of America. Manufacturers taking advantage of this exemption shall report monthly to the office of the Code Authority the quantity of merchandise exported, the quantity of merchandise on hand and the quantity in process of manufacture for export, such quantities to be expressed in the units applicable to their branch of the industry. Stocks on hand and held for export purposes shall be segregated from other stocks. The Code Authority shall establish regulations relating to this provision which shall be sent to all members of the Industry.

Approved Code No. 23—Amendment No. 3.  
Registry No. 275-1-03.



