

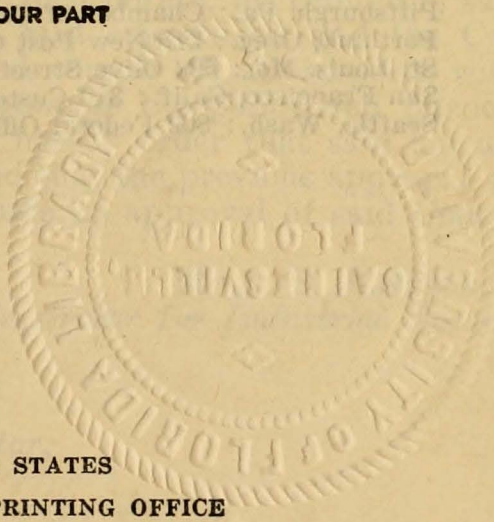
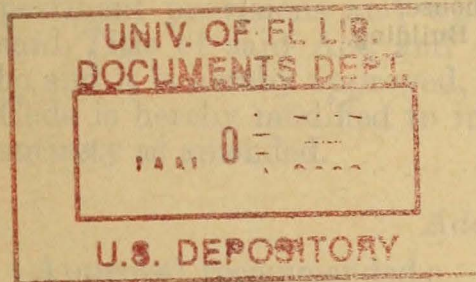
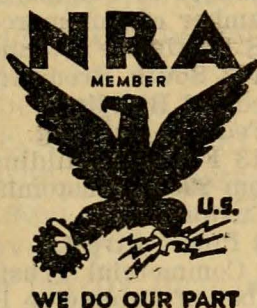
NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO
CODE OF FAIR COMPETITION

FOR THE

BOILER
MANUFACTURING INDUSTRY

AS APPROVED ON AUGUST 28, 1934

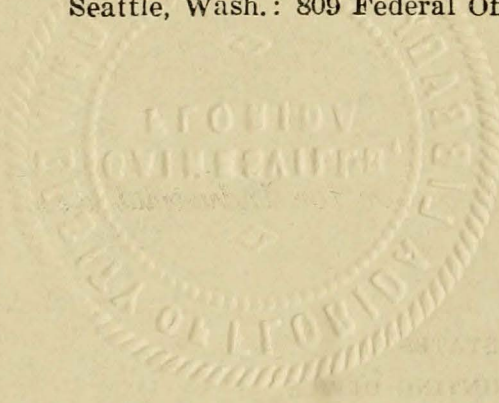


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AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

BOILER MANUFACTURING INDUSTRY

As Approved on August 28, 1934

ORDER

**APPROVING AMENDMENT OF CODE OF FAIR COMPETITION FOR THE
BOILER 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 an amendment to a Code of Fair Competition for the Boiler Manufacturing Industry, and a notice of opportunity to be heard having been sent to all members of the Industry and no objections having been filed 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 No. 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.

HUGH S. JOHNSON,
Administrator for Industrial Recovery.

Approval recommended:

BARTON W. MURRAY,
Division Administrator,

WASHINGTON, D.C.,
August 28, 1934.

REPORT TO THE PRESIDENT

The PRESIDENT,
The White House.

SIR: This is a report on an amendment to the Code of Fair Competition for the Boiler Manufacturing Industry.

A Notice of Opportunity to be Heard was sent to all members of the Industry on August 7, 1934, and no objections were filed with the Administration.

The amendment was presented by the A.B.M.A. Committee of Industrial Recovery, as authorized by Article XIII of the Code which provides as follows:

"Such of the provisions of this Code as are not required to be included therein by the National Industrial Recovery Act may, with the approval of the President, be modified or eliminated upon the application of the A.B.M.A. Committee of Industrial Recovery as changes in circumstances or experience may indicate."

Article IX of the Code provided for the designation of the A.B.M.A. Committee of Industrial Recovery as a Planning and Fair Trade Practice Agency to cooperate with the Administrator in the enforcement of the Code, but made no provision for the re-election of this Committee. The amendment is designed to remedy this situation.

FINDINGS

The Assistant Deputy Administrator in his final report to me on said amendment 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 amendment 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 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 sub-section (a) of Section 3, sub-section (a) of Section 7 and sub-section (b) of Section 10 thereof.

(c) The Code empowers the A.B.M.A. Committee of Industrial Recovery to present the aforesaid amendment on behalf of the Industry as a whole.

(d) The amendment and the Code as amended are not designed to and will not permit monopolies or monopolistic practices.

(e) The amendment 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 amendment.

For these reasons, therefore, I have approved this amendment.

Respectfully,

HUGH S. JOHNSON,
Administrator.

AUGUST 28, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE BOILER MANUFACTURING INDUSTRY

Delete the first sentence of Paragraph 1 of Article IX and substitute in lieu thereof the following:

"To facilitate the effective administration of this Code, and to provide the Administrator with requisite data as to the observance or nonobservance thereof, the A.B.M.A. Committee of Industrial Recovery is hereby designated as a Code Authority to cooperate with the Administrator in the enforcement of this Code; the said Committee to be hereafter elected by vote of the members of the Industry in any fair manner approved by the Administrator."

Approved Code No. 38—Amendment No. 2.
Registry No. 1103-01.

(4)

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AMENDMENT TO CODE OF FAIR COMPETITION FOR THE DOLLAR MANUFACTURING INDUSTRY

On the first session of Paragraph 1 of Article IX and which
are hereby amended the following:

"To include the effective administration of this Code, and to
provide the Administrator with requisite data as to the operation
of industry thereon, the A.S.M.A., Committee of Industrial
Revenue is hereby designated as a Code Authority to cooperate with
the Administrator in the enforcement of this Code. The said Com-
mittee to be further elected by vote of the members of the Industry
in any fair manner approved by the Administrator."

Amended Code of FAIR Competition, Sec. 2
Article No. 1262A