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TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10101

AMENDMENT OF EXECUTIVE ORDER NO. 9746 OF JULY 1, 1946,¹ RELATING TO THE PANAMA CANAL

By virtue of the authority vested in me by the Constitution and laws of the United States, including the Canal Zone Code, approved July 19, 1934, as amended, and as President of the United States, Executive Order No. 9746 of July 1, 1946, entitled "Authorizing the Secretary of War and the Governor of the Panama Canal To Perform Certain Functions Relating to the Panama Canal and the Canal Zone", is hereby amended as follows:

1. Section 4 of such order is amended by adding thereto at the end thereof the following paragraph:

"(g) Canal Zone Code, title 2, section 5 (48 U. S. C. 1305), to the extent that such section authorizes the establishment of the organization for the care, maintenance, sanitation, operation, and protection of the Panama Canal and the government of the Canal Zone, the definition of the duties of the officers, employees, and agents in such organization, and the making of such changes in organization and duties as may from time to time be deemed necessary in the interest of good administration: *Provided*, (1) that such organization shall be known as The Panama Canal; (2) that such organization shall be under the direction of the Governor of the Panama Canal subject to the supervision of the Secretary of the Army, who shall be the representative of the President for such purpose; and (3) that there shall be in such organization a Lieutenant Governor of the Panama Canal, who shall (a) be appointed by the Governor of the Panama Canal subject to the approval of the Secretary of the Army, (b) perform such duties as the Governor of the Panama Canal shall designate, and (c), unless the Secretary of the Army shall designate another person for such purpose, act as Governor of the Panama Canal during the absence or disability of the Governor or in the event of a vacancy in the office of Governor."

2. The words "Secretary of the Army" are substituted for the words "Secretary of War" wherever the latter words occur in such order or in the title thereof.

HARRY S. TRUMAN

THE WHITE HOUSE,
January 31, 1950.

[F. R. Doc. 50-1008; Filed, Feb. 1, 1950; 4:08 p. m.]

EXECUTIVE ORDER 10102

TRANSFER OF CERTAIN BUSINESS OPERATIONS, FACILITIES AND APPURTENANCES FROM THE PANAMA CANAL TO THE PANAMA RAILROAD COMPANY

By virtue of the authority vested in me by section 51 of title 2 of the Canal Zone Code, as amended by section 2 of the act of August 12, 1949, 63 Stat. 600 (Public Law 223, 81st Congress), it is ordered as follows:

SECTION 1. The following-described buildings in the Canal Zone, now owned by The Panama Canal but utilized by the Panama Railroad Company in its commissary and harbor-terminals operations, are hereby transferred to the Panama Railroad Company:

- (a) Commissary Annex, Ancon.
- (b) Commissary, Madden Dam.
- (c) Commissary, Diablo Heights.
- (d) Combination Storehouse, Cristobal.

Sec. 2. The following-described docks and piers in the Canal Zone, now owned by The Panama Canal but operated by the Panama Railroad Company, are hereby transferred to the Panama Railroad Company:

- (a) At the Atlantic terminal: Piers Nos. 6 and 16, and Mindi Dock.
- (b) At the Pacific terminal: Docks Nos. 6 and 7, and Pier 18.

Sec. 3. Dock No. 16 and the north half of Dock No. 15, at the Pacific terminal, shall remain the property of The Panama Canal but shall continue to be operated by the Panama Railroad Company. As the sole consideration for the occupancy and use of the docks referred to in this section, the Panama Railroad

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¹ 8 CFR, 1946 Supp.



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Company is hereby obligated to maintain and repair such docks.

SEC. 4. All such coal-handling facilities, structures and appurtenances at Cristobal, Canal Zone, as are owned by The Panama Canal and form a part of the Cristobal Coaling Plant (the plant as a whole being operated by the Panama Railroad Company but owned in part by The Panama Canal and in part by the Panama Railroad Company) are hereby transferred to the Panama Railroad Company.

SEC. 5. The railroad roundhouses and car shops, together with appurtenant structures and facilities, in the Canal Zone, devoted to the maintenance and repair of railroad locomotives and cars and heretofore maintained and operated by The Panama Canal, shall hereafter be maintained and operated by the Panama Railroad Company; and there are hereby transferred to the Panama Railroad Company all of the personnel, property (with the exception of Cristobal Roundhouse which is now owned by the Panama Railroad Company), records, related assets, contracts, obligations, and liabilities of or appertaining to the property required by this section to be hereafter maintained and operated by the Panama Railroad Company.

SEC. 6. With the exception of the oil-storage tanks owned by The Panama Canal, the pipe lines connecting such tanks with the manifolds and the distribution lines from such tanks, which facilities are used predominantly for governmental, rather than commercial, purposes, all of the oil-handling facilities heretofore maintained and operated by The Panama Canal in the Canal Zone shall hereafter be maintained and operated by the Panama Railroad Company; and there are hereby transferred to the Panama Railroad Company all of the personnel, property, records, related assets, contracts, obligations, and liabilities of or appertaining to the facilities required by this section to be hereafter maintained and operated by the Panama Railroad Company.

SEC. 7. The printing plant at Mount Hope, Canal Zone, known as the Panama Canal Press, now owned in part by The Panama Canal and in part by the Panama Railroad Company (the latter owning the building and certain of the equipment), and heretofore maintained and operated by The Panama Canal, shall

hereafter be maintained and operated by the Panama Railroad Company; and there are hereby transferred to the Panama Railroad Company all of the personnel, property (so far as not already owned by the Panama Railroad Company), records, related assets, contracts, obligations, and liabilities of or appertaining to such printing plant: *Provided, however,* that such transfer shall not include the printing supplies and materials on hand at the time of the transfer.

SEC. 8. The gasoline service stations heretofore established, maintained, and operated by The Panama Canal in the Canal Zone shall hereafter be maintained and operated by the Panama Railroad Company; and there are hereby transferred to the Panama Railroad Company all of the personnel, property, records, related assets, contracts, obligations, and liabilities of or appertaining to such facilities.

SEC. 9. The transfers from The Panama Canal to the Panama Railroad Company of personnel, property, records, related assets, contracts, obligations, and liabilities accomplished by this order shall, as provided by law, be deemed to have been accepted and assumed by the Panama Railroad Company without the necessity of any act or acts on the part of the said Company except as otherwise stipulated in the provisions of law applicable to the said Company, including the provisions of section 246 of title 2 of the Canal Zone Code, as added by section 2 of the act of June 29, 1948, 62 Stat. 1076, relative to adjustment of the investment of the United States in the said Company.

SEC. 10. Executive Order No. 7021 of April 19, 1935, authorizing the Governor of The Panama Canal to arrange for the operation by the Panama Railroad Company of Panama Canal piers, and Executive Order No. 9479 of September 6, 1944, amending that order, are hereby revoked.

SEC. 11. The foregoing provisions of this order shall take effect on July 1, 1950, except that section 5 and section 9 so far as it relates to section 5 shall become effective on February 1, 1950.

HARRY S. TRUMAN

THE WHITE HOUSE,

January 31, 1950.

[F. R. Doc. 50-1009; Filed, Feb. 1, 1950; 4:09 p. m.]

EXECUTIVE ORDER 10103

AMENDMENT OF EXECUTIVE ORDER NO. 9721 OF MAY 10, 1946,¹ PROVIDING FOR THE TRANSFER OF PERSONNEL TO CERTAIN PUBLIC INTERNATIONAL ORGANIZATIONS

By virtue of the authority vested in me by the Civil Service Act (22 Stat. 403) and by section 1753 of the Revised Statutes of the United States, and as President of the United States, it is ordered that Executive Order No. 9721 of May 10, 1946, authorizing the transfer, under certain conditions, of civilian employees

¹ 3 CFR, 1944 Supp.

² 3 CFR, 1946 Supp.

in the Executive branch of the Federal Government to public international organizations in which the United States Government participates, be, and it is hereby, amended in the following respects:

1. Section 1 is amended, effective as of May 10, 1946, by adding at the end thereof the following sentence:

"Any employee so transferred shall, for a period not to exceed three years from the date of transfer and while employed by the said international organization, be considered as being on leave of absence from his employment by the Federal Government: *Provided,* that the employee is subsequently reemployed by the Federal Government in accordance with section 3 of this order."

2. Section 2, which by its terms became inoperative on May 10, 1949, is revived and amended, effective as of that date, to read as follows:

"Any employee serving under a war-service indefinite appointment who is transferred to a public international organization pursuant to this order and, while serving in such organization and within three years from the date of such transfer, is either reached in regular order for probational appointment from a civil-service register appropriate for filling the position in which he was serving or could, with the approval of the head of such agency, have been given a competitive status under Civil Service Rule III if he had remained in the position in which he last served in a Federal agency, shall be considered as having acquired a competitive status as of the date he is reached for probational appointment or classification. Any employee transferred to a public international organization pursuant to this order who was serving in such organization on September 30, 1949, and had served continuously therein from the date of his transfer shall be considered, so far as Executive Order No. 10080 of September 30, 1949,² is concerned, as having been in an active-duty status on September 30, 1949, in the position in the Federal Government from which he was transferred and as having had continuous service with the Federal Government from the date of his transfer to September 30, 1949."

HARRY S. TRUMAN

THE WHITE HOUSE,

February 1, 1950.

[F. R. Doc. 50-1010; Filed, Feb. 1, 1950; 4:09 p. m.]

EXECUTIVE ORDER 10104

DEFINING CERTAIN VITAL MILITARY AND NAVAL INSTALLATIONS AND EQUIPMENT AS REQUIRING PROTECTION AGAINST THE GENERAL DISSEMINATION OF INFORMATION RELATIVE THERETO

WHEREAS section 795 of title 18 of the United States Code provides:

"(a) Whenever, in the interests of national defense, the President defines certain vital military and naval installations or

¹ 14 F. R. 5985.

equipment as requiring protection against the general dissemination of information relative thereto, it shall be unlawful to make any photograph, sketch, picture, drawing, map, or graphical representation of such vital military and naval installations or equipment without first obtaining permission of the commanding officer of the military or naval post, camp, or station, or naval vessels, military and naval aircraft, and any separate military or naval command concerned, or higher authority, and promptly submitting the product obtained to such commanding officer or higher authority for censorship or such other action as he may deem necessary.

"(b) Whoever violates this section shall be fined not more than \$1,000 or imprisoned not more than one year, or both."

AND WHEREAS section 797 of title 18 of the United States Code provides:

"On and after thirty days from the date upon which the President defines any vital military or naval installation or equipment as being within the category contemplated under section 795 of this title, whoever reproduces, publishes, sells, or gives away any photograph, sketch, picture, drawing, map, or graphical representation of the vital military or naval installations or equipment so defined, without first obtaining permission of the commanding officer of the military or naval post, camp, or station concerned, or higher authority, unless such photograph, sketch, picture, drawing, map, or graphical representation has clearly indicated thereon that it has been censored by the proper military or naval authority, shall be fined not more than \$1,000 or imprisoned not more than one year, or both."

NOW, THEREFORE, by virtue of the authority vested in me by the foregoing statutory provisions, and in the interests of national defense, I hereby define the following as vital military and naval installations or equipment requiring protection against the general dissemination of information relative thereto:

1. All military, naval, or air-force installations and equipment which are now classified, designated, or marked under the authority or at the direction of the President, the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force as "top secret", "secret", "confidential", or "restricted", and all military, naval, or air-force installations and equipment which may hereafter be so classified, designated, or marked with the approval or at the direction of the President, and located within:

(a) Any military, naval, or air-force reservation, post, arsenal, proving ground, range, mine field, camp, base, airfield, fort, yard, station, district, or area.

(b) Any defensive sea area heretofore established by Executive order and not subsequently discontinued by Executive order, and any defensive sea area hereafter established under authority of section 2152 of title 18 of the United States Code.

(c) Any airspace reservation heretofore or hereafter established under authority of section 4 of the Air Commerce Act of 1926 (44 Stat. 570; 49 U. S. C. 174) except the airspace reservation established by Executive Order No. 10092 of December 17, 1949.

(d) Any naval harbor closed to foreign vessels.

(e) Any area required for fleet purposes.

(f) Any commercial establishment engaged in the development or manufacture of classified military or naval arms, munitions, equipment, designs, ships, aircraft, or vessels for the United States Army, Navy, or Air Force.

2. All military, naval, or air-force aircraft, weapons, ammunition,

vehicles, ships, vessels, instruments, engines, manufacturing machinery, tools, devices, or any other equipment whatsoever, in the possession of the Army, Navy, or Air Force or in the course of experimentation, development, manufacture, or delivery for the Army, Navy, or Air Force which are now classified, designated, or marked under the authority or at the direction of the President, the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force as "top secret", "secret", "confidential", or "restricted", and all such articles, materials, or equipment which may hereafter be so classified, designated, or marked with the approval or at the direction of the President.

3. All official military, naval, or air-force books, pamphlets, documents, reports, maps, charts, plans, designs, models, drawings, photographs, contracts, or specifications which are now marked under the authority or at the direction of the President, the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force as "top secret", "secret", "confidential", or "restricted", and all such articles or equipment which may hereafter be so marked with the approval or at the direction of the President.

This order supersedes Executive Order No. 8381 of March 22, 1940, entitled "Defining Certain Vital Military and Naval Installations and Equipment".

HARRY S. TRUMAN

THE WHITE HOUSE,
February 1, 1950.

[F. R. Doc. 50-1011; Filed, Feb. 1, 1950; 4:09 p. m.]

RULES AND REGULATIONS

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

Subchapter B—Immigration Regulations

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATION OF NEAH BAY, WASHINGTON, AS A CLASS A PORT OF ENTRY FOR ALIENS

JANUARY 20, 1950.

Section 110.1, *Designated ports of entry except by aircraft*, Chapter I, Title 8 of the Code of Federal Regulations, is amended by inserting "Neah Bay, Wash." between "Metaline Falls, Wash." and "Northport, Wash." in the list of Class A ports of entry under District No. 12—Seattle, Washington.

This order shall be considered effective as of January 2, 1950. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) is impracticable because Neah Bay, Washington, was designated as a customs port of entry, effective January 2, 1950, by Executive

Order 10088 (14 F. R. 7287), and for practical administrative reasons the date of designation for immigration purposes should be the same as that for customs purposes.

(Sec. 23, 39 Stat. 892; sec. 24, 43 Stat. 166; sec. 37, 54 Stat. 675; 8 U. S. C. 102, 222, 458)

WATSON B. MILLER,
Commissioner of
Immigration and Naturalization.

Approved: January 30, 1950.

PEYTON FORD,
Acting Attorney General.

[F. R. Doc. 50-963; Filed, Feb. 2, 1950; 8:46 a. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter I—Bureau of the Census, Department of Commerce

[Foreign Commerce Statistical Decision 71]

PART 30—FOREIGN TRADE STATISTICS COUNTRY OF ORIGIN FOR STATISTICAL PURPOSES

1. The title of § 30.10 is amended to read as follows: "§ 30.10. *Classification*

of countries; country of origin of imports; invoice information on country of origin; nationality and motive power of importing vessels."

2. § 30.10 (b) is amended to read as follows:

(b) For statistical purposes, importers shall provide information with respect to the country of origin of the merchandise on all entries for consumption, entries for warehouse, and withdrawals from warehouse for consumption. As a basis for such information, importers shall give the necessary instructions to their foreign suppliers, in accordance with paragraph (c) of this section, for a statement as to the country of origin of the imported merchandise to appear on all invoices covering shipments to the United States.

By country of origin is meant the country of production or manufacture of the imported merchandise. Further labor, work, or material added to an article in another country must effect a substantial transformation in order to render such other country the "country of origin." Such substantial transformations include: Smelting of ores; milling or refining of crude products;

¹ 3 CFR, Cum. Supp.