Approved Code No. 93—Amendment No. 2 Registry No. 1399—1—11

NATIONAL RECOVERY ADMINISTRATION

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

WASHING AND IRONING MACHINE MANUFACTURING INDUSTRY

AS APPROVED ON JUNE 2, 1934

NRA MEMBER U.S.

WE DO OUR PART

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Approved Code No. 93—Amendment No. 2

AMENDMENT TO CODE OF FAIR COMPETITION

FOR THE

WASHING AND IRONING MACHINE MANUFACTURING INDUSTRY

As Approved on June 2, 1934

ORDER

MODIFICATION OF CODE OF FAIR COMPETITION FOR THE WASHING AND IRONING MACHINE 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 the Code of Fair Competition for the Washing and Ironing Machine 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, 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:

A. R. GLANCY,
Division Administrator.

WASHINGTON, D.C.,
June 2, 1934.

64645°——657-17——34

REPORT TO THE PRESIDENT

The PRESIDENT,

The White House.

SIR: Under the Code of Fair Competition for the Washing and Ironing Machine Manufacturing Industry, as approved on November 4, 1933, the Code Authority has submitted Amendment No. 4 to Article VII, Subsection A, Paragraph 1 and Amendment No. 6 to Article VII, Subsection A, Paragraph 9, and on which Public Hearing was held in Room 113, Willard Hotel, Washington, D.C., April 11, 1934, in accordance with the provisions of the Act.

The rephrasing of these provisions clarifies their intent and makes possible their more effective administration. Insofar as these amendments incorporate additions to the text, the additions are the result of either original oversight or of practical experience under the Code which has demonstrated their need.

FINDINGS

The Deputy Administrator in his report to me on said Amendments to said Code having found as herein set forth and on the basis of 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 the Industries, by avoiding undue restrictions 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 the amendments.

Respectfully,

HUGH S. JOHNSON,
Administrator.

JUNE 2, 1934.

AMENDMENT TO CODE OF FAIR COMPETITION FOR THE WASHING AND IRONING MACHINE MANUFACTURING INDUSTRY

The following Amendment to Article VII, Subsection A, Paragraph 1, does not involve any new principles but helps to further clarify the intent of the Code.

(4) ARTICLE VII, SUBSECTION A, PARAGRAPH 1:

1. *Sales Below Cost.*—To sell or exchange any product of the industry at a price or upon such terms or conditions which will result in the buyer paying for the goods received less than the cost to the member of the industry, determined in accordance with a uniform and standard cost accounting system to be recommended by the Code Authority and to become effective upon approval by the Administrator; provided, however, that dropped lines, seconds, or inventories of finished products which must be converted into cash to meet emergency needs may be disposed of in such manner and on such terms and conditions as are necessary to move such products into the buyer's hands; and further provided that selling below cost in order to meet existing competition on products of equivalent design, character, quality or specifications shall not be deemed a violation of this Article if specific notice is given to the Code Authority.

The following amendment adds a Paragraph 8 to Article VII, Subsection A. This amendment provides protection for the industry and the consumer against inaccurate advertising.

(6) ARTICLE VII, SUBSECTION A, PARAGRAPH 8:

8. *Inaccurate Advertising.*—No member of the industry shall publish advertising (whether printed, radio, display or any other nature) which is misleading or inaccurate in any material particular; nor shall any member in any way misrepresent any goods; either of his own manufacture or of other members of the industry, with respect to the use, trade mark, grade, quality, quantity, origin, size, substance, character, finish, material, content or preparation; nor shall any member in any way misrepresent credit terms, policies, services or the nature or form of the business conducted either by himself or by any other member of the industry. No manufacturer shall grant advertising allowances to be expended by customers to whom such allowances are given on advertising which fails to conform to this provision.

Approved Code No. 93—Amendment No. 2.
Registry No. 1399-1-11.

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