

each of the membership and alternate membership classifications for the aforesaid groups (grower-dealer and dealer), a ballot on which shall appear the name of each person nominated within the group classification as hereinafter provided, together with space wherein there may be written the name of any other eligible person for whom the particular voter may wish to cast his ballot. Such ballots shall be distributed by mail to each known person entitled to vote within the group classification covered by that ballot. Such group classifications are as follows:

(i) Grower-dealers whose principal offices are within the States of Oregon, California, Washington or Idaho;

(ii) Grower-dealers whose principal offices are outside the States of Oregon, California, Washington and Idaho;

(iii) Dealers handling less than 10,000 bales of hops (including hop products expressed as dried hops) during the next preceding marketing season;

(iv) Dealers handling between 10,000 and 25,000 bales of hops (including hop products expressed as dried hops) during the next preceding marketing season; and

(v) Dealers handling over 25,000 bales of hops (including hop products expressed as dried hops) during the next preceding marketing season.

(3) *Voting.* In lieu of voting for a nominee whose name has been listed on the ballot as having been nominated by petition, any voter may write in and vote for on such ballot any other eligible person of his own choice. The nominee for member in each group classification receiving the largest number of votes (weighted, respectively, according to the number of bales of hops handled) shall be the nominee of the particular group classification for member to represent it and the nominee for alternate receiving the largest number of votes (weighted, respectively, according to the number of bales of hops handled) shall be the nominee of the particular group classification for alternate member to represent it. Each ballot shall be signed by the person voting the same, shall bear his address, and shall contain the grower-dealer or dealer's statement of the quantity of hops and of hop products (expressed as dried hops) produced in Oregon, California, Washington or Idaho, handled by that grower-dealer or dealer during the next preceding marketing season. Each ballot cast shall be kept confidential by the Secretary of the Hop Control Board. Each ballot shall be delivered to the Secretary of the Hop Control Board at the Salem, Oregon, office thereof, not later than 5:00 p. m., P. s. t., February 15 of the election year and only such ballots as are signed with the name and address of the person voting the same, and are delivered within the aforesaid time, shall be counted in determining the results of the election.

(4) *Tabulating and reporting results.* On or after February 15 of the election year the Secretary of the Hop Control Board personally shall count and compile the votes cast as hereinbefore provided. Each ballot, and a compilation of all ballots, shall be delivered by the

Secretary of the Hop Control Board, not later than March 1 of the election year, to the designated agent of the Secretary of Agriculture of the United States.

(c) *Time of elections.* Elections of grower, grower-dealer and dealer nominees shall be conducted as aforesaid, beginning in 1950, and thereafter at two-year intervals.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 606c)

Issued at Washington, D. C., this 13th day of January 1950.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-553; Filed, Jan. 18, 1950; 8:53 a. m.]

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PART 987—IRISH POTATOES IN MAINE
LIMITATION OF SHIPMENTS

§ 987.304 *Limitation of shipments—*

(a) *Findings* (1) Pursuant to Marketing Agreement No. 108 and Order No. 87 (7 CFR 987.1 et seq.) regulating the handling of Irish potatoes grown in the State of Maine, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, (7 U. S. C. 601 et seq.), and upon the basis of the recommendation and information submitted by the State of Maine Potato Committee, established under said marketing agreement and order, and other available information, it is hereby found that such limitation of shipments as hereinafter provided will tend to effectuate the declared policy of the act.

(2) It is hereby found that it is impractical and contrary to the public interest to give preliminary notice, engage in public rule-making procedure and postpone the effective date of this section until thirty days after publication thereof in the FEDERAL REGISTER (5 U. S. C. 1001 et seq.) in that (i) shipments of 1949 crop Irish potatoes grown in the State of Maine have begun, (ii) more orderly marketing in the public interest than would otherwise prevail will be promoted by regulating the shipment of potatoes in the manner set forth below on and after the effective date hereinafter set forth, (iii) compliance with this section will not require any preparation on the part of handlers which cannot be completed by the effective date hereof, (iv) a reasonable time is permitted, under the circumstances, for such preparation, (v) the time intervening between the date when adequate information became available to the State of Maine Potato Committee to make its recommendation and the time when this section must become effective in order to effectuate the declared policy of the act is insufficient, and (vi) information regarding the committee's recommendation has been made available to producers and handlers in the production area.

(b) *Order.* (1) The provisions of § 987.302 (14 F. R. 5778) and § 987.303 (14 F. R. 6245) are hereby terminated as of the effective date of this section.

(2) During the period from January 23, 1950, to June 30, 1950, both dates

inclusive, no handler shall ship potatoes of the Bliss Triumph variety which are not U. S. No. 1 or better grade, and are less than 1 3/8 inches minimum diameter, as such grades and size are defined in the U. S. Standards for Potatoes (14 F. R. 1955, 2161), including the tolerances set forth therein; and no handler shall ship any potatoes, other than potatoes of the Bliss Triumph variety, which are not U. S. No. 1 or better grade, and are not less than 2 1/4 inches minimum diameter nor more than 3 3/4 inches maximum diameter, as such grades and sizes are defined in the said U. S. Standards for Potatoes, including the tolerances set forth therein: *Provided*, That the aforesaid limitation shall not be applicable to shipments of potatoes for export; shipments of potatoes purchased by the Commodity Credit Corporation under the price support program for distribution by the Federal Government; shipments of potatoes for distribution by relief agencies or for consumption by charitable institutions; shipments of potatoes for the purpose of having such potatoes manufactured or converted into non-food products or for canning; shipments of potatoes for livestock feed; and shipments of seed potatoes, except that the State of Maine Potato Committee may prescribe adequate safeguards applicable to the aforesaid shipments as provided by § 987.6 (c) of Order No. 87: *Provided further*, That for the period ending June 30, 1950, § 987.4 (d) of Marketing Agreement No. 108 and Order No. 87 (Inspection and Certification) is suspended with respect to each shipment of potatoes grown in District No. 4 of the production area which is not in excess of 1500 pounds net weight.

(3) The terms used in this section shall have the same meaning as when used in Marketing Agreement No. 108 and Order No. 87.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup. 608c)

Done at Washington, D. C., this 13th day of January 1950.

[SEAL] S. R. SMITH,
Director,
Fruit and Vegetable Branch.

[F. R. Doc. 50-551; Filed, Jan. 18, 1950; 8:45 a. m.]

TITLE 14—CIVIL AVIATION
Chapter I—Civil Aeronautics Board

Subchapter A—Civil Air Regulations
[Supp. 3, Amdt. 3]

PART 60—AIR TRAFFIC RULES

STANDARD INSTRUMENT APPROACH PROCEDURES

Under section 205 (a) of the Civil Aeronautics Act of 1938, as amended, the Administrator of Civil Aeronautics is authorized to make and amend such rules, regulations, and procedure as are necessary to carry out the provisions of, and to perform and exercise his powers and duties under, the act. Under section 601 of the Civil Aeronautics Act of 1938, as amended, the Civil Aeronautics Board

1. Section 60.46-4 *Low frequency range procedures (CAA rules which apply to the following procedures where procedures have not been established, and by substituting the following procedures where procedures have been established:*

effective without delay, in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to the public interest, and therefore is not required. This amendment is made

Aeronautics to prescribe standard instrument approach procedures, including ceiling and visibility minimums. Acting pursuant to the foregoing statutes and regulations, standard instrument approach procedures were prescribed. Those procedures are hereby amended. This amendment is made

is empowered to delegate to the Administrator of Civil Aeronautics the authority to prescribe rules, regulations, and standards which promote safety of flight in air commerce. Under §§ 42.55 (b), 42.56, and 60.46 of the Civil Air Regulations, the Civil Aeronautics Board has authorized the Administrator of Civil

LOW FREQUENCY RANGE PROCEDURES

Station; frequency; identification; class	Minimum initial approach altitude from the direction and radio fix indicated	Standard	Final approach range course	Procedure turn minimum at distances from radio stations.	Minimum altitudes over final approach	Station to airport		Field elevation	Ceiling and visibility minimum		If visual contact not established over airport at authorized landing minimums or if landing not accomplished, remarks		
						Mag- netic bearing	Dis- tance (miles)		Day			Night	
									Ceiling (feet)	Vis- ibility (miles)		Ceiling (feet)	Vis- ibility (miles)
BAKERSFIELD, CALIF., Bakersfield-Kern Co. Airport No. 1 255 kc; BFL; SBMRAZ-DTV	NE—Min. en route alt. SE—10,000' (Newhall Range) SW—6,000' (Lebec FM) NW—Min. en route alt. NW—3,000' (Fresno Range) NW—1,600' (Famess FM) (final)	None	NW	10 ml.—2,000' W side NW crs 15 ml.—2,000' W side NW crs 20 ml.—2,000' W side NW crs 25 ml.—2,000' W side NW crs	1,600'	141°	1.4	513'	R S A T 700 700 800 300	2.0 2.0 2.0 1.0	Turn right (west) and climb to 3,000' on NW crs, or alternate procedure (when directed by ATC), climb to 3,000' on SW crs within 15 ml. Note: Take-offs or landings not authorized on runway 7/25.		
BATON ROUGE, LA., Harding Field 347 kc; BTR; BMRLE-DTV	NE—Min. en route alt. SE—1,500' (W crs New Orleans) SW—1,500' (Lafayette MB) NW—1,300' (Alexandria Range)	None	NW	10 ml.—1,100' W side NW crs 15 ml.—1,200' W side NW crs 20 ml.—1,200' W side NW crs 25 ml.—1,200' W side NW crs	700'	128°	3.4	70'	R S A T 500 500 800 300	1.5 1.5 2.0 1.0	Climb to 1,500' on SE crs within 25 ml.		
DALLAS, TEX., Love Field 341 kc; DAL; SBMRAZ-DTV	N—2,000' (N crs Ft. Worth) NE—1,700' (E crs Ft. Worth) SE—2,000' (N crs Tyler) S—1,900' (Waco Range) W—1,300' (Dumasville FM) (final) W—2,300' (S crs Ft. Worth)	None	S	10 ml.—1,700' E side S crs 15 ml.—1,700' E side S crs 20 ml.—1,700' E side S crs 25 ml.—1,700' E side S crs	1,300'	355°	2.2	63'	R S A T 500 500 800 300	1.5 1.0 2.0 1.0	Climb to 2,000' on N crs within 25 miles, or alternate procedure (when directed by ATC), turn right, climb to 2,000' on track of 45 mag. intersect and proceed E on E crs of Ft. Worth.		
HOUSTON, TEX., Ellington AFB 323 kc; HOU; SBRAZ-DTV	E—1,600' (Beaumont Range) SE—1,300' (Galveston Range) S—2,800' (E crs Richmond) NW—1,600' (N crs Richmond)	NW crs	NW	10 ml.—1,600' W side NW crs 15 ml.—1,600' W side NW crs 20 ml.—1,600' W side NW crs 25 ml.—1,600' W side NW crs	700'	91°	4.9	39'	R S A T 500 500 1,500 200	2.0 2.0 2.0 2.0	Climb to 1,600' on a heading of 100° mag.		
NEW YORK, N. Y., Floyd Bennett NAS Procedure No. 2	PROCEDURE CANCELLED.												
SMOKY HILL (Sulina), KANS, Salina Airport 347 kc; SLN; BMRLE	N—Min. en route alt. E—2,500' (SW crs Marshfield) S—2,800' (E crs Hutchinson) W—3,000' (S crs Waldo VAR)	None	N	10 ml.—3,000' W side N crs 15 ml.—3,000' W side N crs 20 ml.—3,000' W side N crs 25 ml.—3,000' W side N crs	2,200'	121°	5.5	1,300'	R S A T 500 500 800 300	1.5 1.5 2.0 1.0	Climb to 2000' on S crs. *Stall speed formula not applicable. Note: Use paved runway only.		
TULSA, OKLA., Tulsa Airport 245 kc; TUL; SBRAZ-DTV	NE—2,200' (S crs Joplin) NE—1,300' (S crs Cheapeake) (final)* SE—Min. en route alt. SW—2,200' (E crs Okla. City) NW—2,200' (S crs Wichita) NW—2,000' (Skateook FM)	None	NE	10 ml.—1,800' N side NE crs 15 ml.—2,000' N side NE crs 20 ml.—2,000' N side NE crs 25 ml.—2,000' N side NE crs	1,300'	225°	1.0	674'	R S A T 500 500 800 300	1.5 1.5 2.0 1.0	Climb to 2,200' on SW crs within 25 ml. or alternate procedure (when directed by ATC), turn right, climb to 2,200' on NW crs within 25 ml. *Verdigris River FM.		
W. PALM BEACH, FLA., Palm Beach International Airport 255 kc; PBI; SBMRAZ-DTV	N—1,500' (SE crs Melbourne) E—Min. en route alt. S—1,400' (Miami Range) W—1,200' (Pt. Lauderdale FM) W—Min. en route alt.	None	W	10 ml.—1,200' S side W crs 15 ml.—1,200' S side W crs 20 ml.—1,200' S side W crs 25 ml.—1,200' S side W crs	600'	89°	2.4	19'	R S A T 500 500 800 300	1.5 2.0 2.0 1.0	Climb to 1,200' on E crs.		
WILLOW GROVE, PA., Willow Grove NAS 241 kc; XXX; MRLZ	NE—1,500' (NW crs Lakehurst) SE—2,000' (NE crs Philadelphia) SW—1,500' (N crs Philadelphia) NW—2,000' (SW crs Albentown)	None	NE	10 ml.—1,500' N side NE crs 15 ml.—1,500' N side NE crs 20 ml.—1,500' N side NE crs 25 ml.—1,500' N side NE crs	1,000'	241°	4.3	369'	R S A T 500 500 800 300	1.5 1.0 2.0 1.0	Climb to 1,500' on SW crs.		
WRIGHT-PATTERSON (Dayton), Ohio, Wright AFB	PROCEDURE CANCELLED.												

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These procedures shall become effective upon publication in the FEDERAL REGISTER.

(Sec. 205 (a), 52 Stat. 984, as amended by Reorg. Plans III and IV of 1940, 5 P. R. 2107, 2421; 49 U. S. C. 425 (a), 3 CFR, Cum. Supp. Interpret or apply sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. and Sup. 551)

[SEAL] DONALD W. NYROP,
Acting Administrator of
Civil Aeronautics.

[P. R. Doc. 50-545; Filed, Jan. 18, 1950;
8:45 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5085]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

AMERICANA CORP. ET AL.

Subpart—Advertising falsely or misleadingly: § 3.15 Business status, advantages or connections; personnel or staff; § 3.20 Comparative data or merits; § 3.105 Individual's special selection or situation; § 3.140 Old, reclaimed or reused as new; § 3.155 Prices; exaggerated as regular and customary; prices; usual as reduced, special, etc.; § 3.240 Special or limited offers; § 3.250 Success, use or standing. Subpart—Misrepresenting oneself and goods: Business status, advantages or connections; § 3.1520 Personnel or staff: Goods; § 3.1575 Comparative data or merits; § 3.1695 Old, secondhand, reclaimed or reconstructed as new; § 3.1755 Success, use or standing: Prices; § 3.1805 Exaggerated as regular and customary; § 3.1825 Usual as reduced or to be increased. Subpart—Offering unfair, improper and deceptive inducements to purchase or deal; § 3.1985 Individual's special selection or situation; § 3.2000 Limited offers or supply. In connection with the offering for sale, sale or distribution of respondent's encyclopedia designated "Americana" or "Encyclopedia Americana" and material supplementary thereto, or any other publication, in commerce, (1) representing, directly or by implication, that said publication is the best known or most authoritative encyclopedia published in the United States, or that it is America's supreme authority; (2) representing, directly or by implication, that said publication contains more articles than any other encyclopedia, or that it presents more information than any other set of books; (3) representing, directly or by implication, that said publication is the choice of all government departments, educational institutions, boards of education or public libraries as the official reference work; (4) representing, directly or by implication, that said publication is available only to selected individuals under special conditions when such is not the fact; (5) representing, directly or by inference, that individuals employed by the respondent to sell its publication are anything other than salesmen soliciting prospects to purchase said publication at prices regularly established by the respondent; (6) representing as the customary or usual

price of said publication any price or value which is in fact in excess of the price at which it is customarily offered for sale and sold in the usual course of business; or, (7) representing that any issue of said publication constitutes a new edition thereof, unless and until the contents of former editions have been revised and new encyclopedic material has been added to the extent necessary to reflect the then current information on the various subjects covered by such publication; prohibited.

(Sec. 6 (g), 38 Stat. 722; 15 U. S. C. 46 (g). Interpret or apply sec. 5, 38 Stat. 719, as amended; 15 U. S. C. 45) [Modified cease and desist order, Americana Corporation et al., Docket 5065, Dec. 8, 1949]

In the Matter of Americana Corporation, a Corporation, and Fred P. Murphy, Joseph C. Graham, Jr., and Thomas J. Kirk, Individually and as Officers of Americana Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the respondent's answers thereto, and a stipulation of facts entered into by and between counsel for the respondents and counsel in support of the complaint (the recommended decision of the trial examiner, briefs and oral argument having been waived); and the Commission having made its findings as to the facts and its conclusion that the respondents had violated the provisions of the Federal Trade Commission Act, on July 14, 1948, issued, and on July 28, 1948, served upon each of the respondents its order to cease and desist. Thereafter, this matter came on for hearing before the Commission upon a petition, filed on behalf of the respondent, Americana Corporation, requesting certain modifications in the aforesaid order to cease and desist, and the answer to such petition filed by counsel in support of the complaint; and the Commission, having considered said petition and answer and the record herein, and being of the opinion that its order to cease and desist issued July 14, 1948, should be modified in certain respects:

It is ordered, That the respondent, Americana Corporation, a Delaware corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the offering for sale, sale or distribution of its encyclopedia designated "Americana" or "Encyclopedia Americana" and material supplementary thereto, or any other publication, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

- (1) Representing, directly or by implication, that said publication is the best known or most authoritative encyclopedia published in the United States, or that it is America's supreme authority;
- (2) Representing, directly or by implication, that said publication contains more articles than any other encyclopedia, or that it presents more information than any other set of books;
- (3) Representing, directly or by implication, that said publication is the choice of all government departments, educational institutions, boards of edu-

cation or public libraries as the official reference work;

(4) Representing, directly or by implication, that said publication is available only to selected individuals under special conditions when such is not the fact;

(5) Representing, directly or by inference, that individuals employed by the respondent to sell its publication are anything other than salesmen soliciting prospects to purchase said publication at prices regularly established by the respondent;

(6) Representing as the customary or usual price of said publication any price or value which is in fact in excess of the price at which it is customarily offered for sale and sold in the usual course of business;

(7) Representing that any issue of said publication constitutes a new edition thereof, unless and until the contents of former editions have been revised and new encyclopedic material has been added to the extent necessary to reflect the then current information on the various subjects covered by such publication.

It is further ordered, For reasons appearing in the Commission's findings as to the facts, that the complaint herein be, and it hereby is, dismissed as to the individual respondents, Fred P. Murphy, Joseph C. Graham, Jr., and Thomas J. Kirk.

It is further ordered, That the respondent, Americana Corporation, shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and from in which it has complied with this order.

Issued: December 8, 1949.

By the Commission.

[SEAL] D. C. DANIEL,
Secretary.

[P. R. Doc. 50-556; Filed, Jan. 18, 1950;
8:48 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 3—STATEMENTS OF GENERAL POLICY OR INTERPRETATION

USE OF ARTIFICIAL SWEETENERS IN FOOD AND DRUGS

Pursuant to section 3 of the Administrative Procedure Act (60 Stat. 237, 238; 5 U. S. C. 1002), the following statement of policy is issued:

§ 3.14 *Notice to manufacturers and distributors of foods and drugs containing artificial sweeteners*. Chronic-toxicity studies conducted by the Food and Drug Administration show that the artificial sweeteners dulcin (also known as sucrol, or 4-ethoxy-phenylurea, or parphenetolcarbamide) and P-4000 (also known as 1-n-propoxy-2-amino-4-nitrobenzene) cause injury to rats when fed at relatively low levels for approximately 2 years. Consequently, the Federal Security Administrator regards these chemicals as poisonous substances which have no place in any food.

Pending further evaluation of available data, it is not possible to state the conditions under which dulcin or P-4000 would render a drug in which it is used dangerous to health. Since other artificial sweeteners are available which have a much greater margin of safety in chronic-toxicity studies, the use of dulcin and P-4000 as sweeteners of drugs is to be discouraged.

(Sec. 701 (a), 52 Stat. 1055; 22 U. S. C. 371 (a))

Dated: January 13, 1950.

[SEAL] JOHN L. THURSTON,
Acting Administrator.

[F. R. Doc. 50-550; Filed, Jan. 18, 1950;
8:47 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Reg., Amdt. 210]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 208]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

KANSAS AND OHIO

The Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92) are amended in the following respects:

1. Schedule A, Item 121, is amended to read as follows:

(121) [Revoked and decontrolled]

This decontrols the entire Salina, Kansas, Defense-Rental Area, on the Housing Expediter's own initiative in accordance with section 204 (c) of the Housing and Rent Act of 1947, as amended.

2. Schedule A, Item 228, is amended to describe the counties in the Defense-Rental Area as follows:

Cuyahoga County, except the Villages of Bay, Brecksville, Chagrin Falls, North Olmsted, Orange and West View; and in Lake County, Willoughby Township and those parts of Kirtland Township included within the corporate limits of the Villages of Waite Hill and Willoughby.

Lake County, other than Willoughby Township and those parts of Kirtland Township included within the corporate limits of the Villages of Waite Hill and Willoughby.

This decontrols the Villages of North Olmsted and West View, both in Cuyahoga County, Ohio, a portion of the Cleveland, Ohio, Defense-Rental Area, based on resolutions submitted in accordance with section 204 (j) (3) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

This amendment shall become effective January 17, 1950.

Issued this 16th day of January 1950.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 50-555; Filed, Jan. 18, 1950;
8:45 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 524—EMPLOYMENT OF HANDICAPPED PERSONS

In view of the amendments to the Fair Labor Standards Act provided by the Fair Labor Standards Amendments of 1949, which, among other things, increased the minimum wage required to be paid under section 6 of the act from 40 cents to 75 cents an hour, effective January 25, 1950, the regulations contained in this part have been reexamined. As a result of this reexamination the Administrator, on December 16, 1949, published in the FEDERAL REGISTER (14 F. R. 7531) a proposed revision of this part and granted interested persons 15 days within which to submit data, views and arguments thereon. This period has now expired. All comments and materials which were submitted have been carefully considered.

The changes to be made are designed to clarify the regulations by rearranging sections and simplifying language. The changes are for the most part of a formal nature.

Accordingly, pursuant to the authority vested in me by section 14 of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1068, 29 U. S. C. 214; as amended 63 Stat. 910), the regulations contained in this part are hereby revised as published in the FEDERAL REGISTER of December 16, 1949 (14 F. R. 7531), with changes as indicated below.

1. In § 524.1, change "Wage and Hour and Public Contracts Divisions," to read, "Wage and Hour Division;" and omit the words "of 1938" after the words "Fair Labor Standards Act."

2. In §§ 524.2; 524.4, first paragraph; and § 524.5 (a) and (c), change "Wage and Hour and Public Contracts Divisions," to read "Wage and Hour Division."

3. In § 524.7, omit the letter "s" at the end of the last word, "certificates," in the second paragraph.

4. In § 524.8, change the second paragraph to read as follows:

No certificate regularly scheduled to expire at the end of the term specified in this part shall expire until any application for renewal which has been properly executed in accordance with the requirements of this part and has been filed prior to the expiration date of the certificate, shall have been finally determined.

5. In § 524.10, change the last clause of the second paragraph to read as follows: "facts or conduct which may warrant such action will be called to the attention of the employer, and he shall be afforded an opportunity to demonstrate or achieve compliance."

It is the judgment of the Administrator that proper administration of the Fair Labor Standards Act requires that the effective date of the revision of this part coincide with the effective date of the Fair Labor Standards Amendments of 1949. Accordingly, the regulations contained in this part, as hereby revised, shall become effective on January 25, 1950, and shall continue in full force and

effect until hereafter modified, superseded, or rescinded.

Signed at Washington, D. C., this 16th day of January 1950.

WM. R. McCOMB,
Administrator,
Wage and Hour Division.

Part 524, as revised, reads as follows:

Sec.	
524.1	Application to be made to Regional Directors.
524.2	Application on official forms.
524.3	Completion of application.
524.4	Handicapped persons being vocationally rehabilitated.
524.5	Vocational rehabilitation of disabled veteran trainees by Veterans' Administration.
524.6	Conditions for granting certificates.
524.7	Requirements relating to rates.
524.8	Duration of certificates.
524.9	Preservation of certificate by employer.
524.10	Revocation and cancellation.
524.11	False evidence.
524.12	Petition for review.
524.13	Petition for amendment of regulations.

Authority: §§ 524.1 to 524.13 issued under 52 Stat. 1068, as amended; sec. 14, 29 U. S. C. and Sup. 214.

§ 524.1 *Application to be made to Regional Directors.* Application may be made to the Regional Director of the administrative region of the Wage and Hour Division, United States Department of Labor, in which the worker in question is employed, to employ a worker whose earning capacity is impaired by age or physical or mental deficiency or injury at a wage lower than the minimum wage applicable under section 6 of the Fair Labor Standards Act, as amended (hereinafter referred to as the act), whenever employment at such lower rate is necessary to prevent curtailment of opportunities for employment.

§ 524.2 *Application on official forms.* Such application shall be made upon official forms of the Wage and Hour Division and shall be signed by both the handicapped worker and the employer. Such forms require to be set forth, among other things, a description of the job at which the employee is to be employed, the nature of the handicap, the total number of handicapped and non-handicapped persons in the establishment, the amount per hour the firm proposes to pay or guarantee the employee, the hourly earnings range of nonhandicapped workers performing the same type of work for the most recent two-week period, and the actual earnings of the employee for the most recent 8 weeks.

§ 524.3 *Completion of application.* Description of the alleged disability must be set out in detail, and an explanation made of the manner in which it results in a specific handicap for the proposed employment. Vague statements such as "nervous condition", "physically incapacitated", "slow worker", etc., will not suffice.

§ 524.4 *Handicapped persons being vocationally rehabilitated.* Where an employer desires to employ a handicapped worker under the supervision of an authorized vocational rehabilitation

agency (exclusive of the Veterans' Administration) at a rate lower than the minimum wage applicable under section 6 of the act, application shall be made in the manner provided in § 524.1, but on a special form of the Wage and Hour Division. Such employment shall be governed by the regulations of this part as modified by this section.

Such application shall set forth the nature and length of training required and the terms and conditions under which the handicapped rehabilitation trainee is to be employed. The application shall be signed by the employer, the employee-trainee and a representative of the vocational rehabilitation agency having jurisdiction and shall be transmitted to the Regional Director by the vocational rehabilitation agency. No training period may be extended beyond the limits set in the training certificate except upon the written request of the supervising vocational rehabilitation agency to the Regional Director setting forth:

(a) The reasons for requesting such extension,

(b) The basis upon which a revised rate may be set, and

(c) The estimated additional time required to complete his training program.

A handicapped worker's certificate shall not be issued for a vocational rehabilitation trainee who has completed training, for employment in the establishment wherein he received his training, or in an industrial concern of similar character, except upon the written recommendation of the vocational rehabilitation agency having jurisdiction.

§ 524.5 *Vocational rehabilitation of disabled veteran trainees by Veterans' Administration.* (a) Temporary certificates authorizing the employment of veterans handicapped by a service-incurred disability (as determined by the Veterans' Administration) under any vocational rehabilitation program administered by the Veterans' Administration at wages lower than the minimum wage applicable under section 6 of the act may be issued by such representatives of the Veterans' Administration as shall have been duly designated by the Administrator of the Wage and Hour Division, United States Department of Labor, as his authorized representatives, for that purpose, whenever employment at such lower rate is necessary in order to prevent curtailment of opportunities for employment.

(b) A temporary certificate shall authorize the employment by the named employer of the named veteran trainee in the position designated at such specified rate or rates lower than the minimum wage applicable under section 6 of the act and shall be valid for a period not to exceed 90 days from the date of issuance.

(c) Within 10 days after issuance of a temporary certificate, a copy thereof shall be forwarded by the authorized representative of the Veterans' Administration to the appropriate Regional Director of the Wage and Hour Division, United States Department of Labor, together with his recommendation covering the agreed subminimum rate or rates

for the balance of the veteran's training period. The authorized regional representative, pursuant to the regulations contained in this part, may then issue a special certificate prior to and effective upon the expiration of the temporary certificate.

(d) All the provisions of the regulations contained in this part shall be applicable to temporary certificates and special certificates issued under this section, except to the extent that they are inconsistent with the provisions of this section.

§ 524.6 *Conditions for granting certificates.* If the application is in proper form and sets forth facts showing

(a) That the worker is handicapped within the meaning of section 14 of the act;

(b) That such handicap has impaired the earning capacity of the worker for the particular position for which the application is made, and the nature of such impairment; and

(c) That such worker should be employed at a wage lower than the minimum wage applicable under section 6 of the act to prevent curtailment of such worker's opportunities for employment, the authorized regional representative of the Administrator may issue a special certificate or a special certificate for employment training authorizing the employment by the named employer of the named worker in the position designated at such rate lower than the minimum wage applicable under section 6 of the act and for such length of time as the said authorized representative determines to be necessary to prevent curtailment of opportunities for employment, subject to the limitations prescribed in the regulations contained in this part.

To determine whether the facts justify the issuance of a special certificate for a handicapped worker, the authorized representative may in any case order an investigation and require additional data or facts or may require that the worker take a medical examination, or may require that certain facts be certified by designated officers of the State or Federal Government.

§ 524.7 *Requirements relating to rates.* The wage rate set in the special certificate shall be fixed at a figure designed to reflect adequately the individual worker's earning capacity. No wage rate shall be fixed at less than 75 percent of the applicable minimum wage, unless after investigation a lower wage rate appears to be clearly justified.

In establishments where nonhandicapped workers in the same occupation are employed on a piece-rate basis, the handicapped worker shall be paid his full piecework earnings if in excess of the minimum wage established in the certificates.

No provision of the regulations in this part shall excuse non-compliance with any other Federal law or State law or municipal ordinance establishing a minimum wage higher than the subminimum wage authorized in any special certificate issued pursuant to the regulations contained in this part.

§ 524.8 *Duration of certificates.* Special certificates shall be valid under the terms set out in the certificate for a period of not more than 12 months from the date of issuance or such shorter period as may be fixed in the certificate. Application for renewal of any certificate shall be filed in the same manner as an original application under the regulations in this part.

No certificate regularly scheduled to expire at the end of the term specified in this part shall expire until any application for renewal which has been properly executed in accordance with the requirements of this part and has been filed prior to the expiration date of the certificate, shall have been finally determined.

§ 524.9 *Preservation of certificate by employer.* A copy of the certificate shall be given the employer who shall keep his copy on file in the same place at which the worker's employment records are maintained. If the handicapped worker dies or leaves the employment of the employer holding a special certificate for such worker, the employer shall nevertheless retain his copy of the certificate for the length of time specified in § 516.14 of this chapter. Similarly, if any special certificate is cancelled or suspended, the employer holding such certificate shall nevertheless retain it: *Provided, however,* That he shall file with such certificate the notice of its cancellation or suspension.

§ 524.10 *Revocation and cancellation.* Any special certificate may be revoked by the Administrator or his authorized regional representative for cause at any time.

Except in cases of willfulness or those in which the public interest requires otherwise, before any contemplated action for the cancellation or revocation of any special certificate for the employment of a handicapped worker will be considered, facts or conduct which may warrant such action will be called to the attention of the employer, and he shall be afforded an opportunity to demonstrate or achieve compliance.

§ 524.11 *False evidence.* No employer shall set forth any fact or facts in his application which he knows or has reasonable cause to believe are false and any certificate issued on such an application shall be null and void.

§ 524.12 *Petition for review.* Any person aggrieved by any action of an authorized regional representative of the Administrator, taken pursuant to any of the regulations contained in this part, may within 15 days thereafter, or within such further time as the Administrator, for cause shown, may allow, file with the Administrator a petition for review of such action, praying for such relief as is desired. Each such petition for review, if duly filed, will be acted upon by the Administrator or an authorized representative of the Administrator who took no part in the action being reviewed. All interested parties will be afforded an opportunity to be heard, either in support of or in opposition to the matters prayed for in the petition, or will be af-

for any other opportunity to present their views.

§ 524.13 *Petition for amendment of regulations.* Any person wishing a revision of any of the terms of the foregoing regulations applicable to handicapped workers may submit in writing to the Administrator a petition setting forth the changes desired and the reasons for proposing them. If the Administrator believes that reasonable cause for amendment of the rules and regulations is set forth, the Administrator will either schedule a hearing, with due notice to interested parties, or will make other provision for affording interested parties an opportunity to present their views, both in support of and in opposition to the proposed changes.

[F. R. Doc. 50-563; Filed, Jan. 18, 1950; 8:49 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

MISCELLANEOUS AMENDMENTS

1. In § 127.19 *Special delivery (Ex-pres) service* (13 F. R. 9080) amend paragraph (a) by inserting "Hungary" between "Guatemala" and "Ireland" in the list of countries in said paragraph.

2. In § 127.218 *Bolivia* (13 F. R. 9119) make the following changes:

a. Amend subdivision (i) of paragraph (b) (1) to read as follows:

(i) Surface parcels.

[Rates include transit charges and surcharges]

(All places except Cochabamba, La Paz, Oruru, Potosi, Sucre Tupiza, Uyuni and Villazon)

Pounds:	Rate	Pounds:	Rate
1	\$0.79	23	\$6.65
2	.93	24	6.79
3	1.56	25	6.93
4	1.70	26	7.07
5	1.84	27	7.21
6	1.98	28	7.35
7	2.12	29	7.49
8	2.75	30	7.63
9	2.89	31	7.77
10	3.03	32	7.91
11	3.17	33	8.05
12	4.46	34	8.84
13	4.60	35	8.98
14	4.74	36	9.12
15	4.88	37	9.26
16	5.02	38	9.40
17	5.16	39	9.54
18	5.30	40	9.68
19	5.44	41	9.82
20	5.58	42	9.96
21	5.72	43	10.10
22	5.86	44	10.24

(Cochabamba, Potosi, Sucre, Tupiza, Uyuni and Villazon)

Pounds:	Rate	Pounds:	Rate
1	\$0.63	11	\$2.36
2	.77	12	2.82
3	1.07	13	2.96
4	1.21	14	3.10
5	1.35	15	3.24
6	1.49	16	3.38
7	1.63	17	3.52
8	1.94	18	3.66
9	2.08	19	3.80
10	2.22	20	3.94

[Rates include transit charges and surcharges]

(Cochabamba, Potosi, Sucre, Tupiza, Uyuni and Villazon)

Pounds:	Rate	Pounds:	Rate
21	\$4.08	33	\$6.09
22	4.22	34	6.56
23	4.69	35	6.70
24	4.83	36	6.84
25	4.97	37	6.98
26	5.11	38	7.12
27	5.25	39	7.26
28	5.39	40	7.40
29	5.53	41	7.54
30	5.67	42	7.68
31	5.81	43	7.82
32	5.95	44	7.96

b. Amend the information below the tabulation of air parcel rates, subdivision (ii) of paragraph (b) (1) by deleting "Weight limit: 11, 22, 44 pounds" and by inserting, in lieu thereof, "Weight limit: 44 pounds."

c. Delete the footnote following the tabulated information in subdivision (ii) of paragraph (b) (1).

3. In § 127.232 *Colombia* (13 F. R. 9132) amend subdivision (v) of paragraph (b) (8) to read as follows:

(v) If the value of the parcel does not exceed 50 Colombian pesos (about \$25.65), the sender must add to the commercial invoice a declaration of origin of the merchandise, in Spanish, reading as follows:

Certificamos bajo juramento que los precios de esta factura son los mismos que cargamos al cliente y que la mercancia a que se refiere esta misma factura es originaria de _____
 En fe de lo expuesto
 firmamos la presente declaracion en _____ de _____
 (City, State) (Day) (Month)
 (Year)

(Signature of shipper)

(Translation: We certify under oath that the prices in this invoice are the same that we charge our customers, and that the merchandise in this same invoice comes from _____ In faith of which we
 (Country of origin)

sign the present declaration at _____ on _____
 (City, State) (Date)

4. In § 127.239 *Czechoslovakia* (13 F. R. 9138; 14 F. R. 7454) amend paragraph (a) (8) as follows:

- a. Redesignate subdivision (vii) as (viii).
- b. Redesignate subdivision (vi) as (vii).
- c. Redesignate subdivision (v) as (vi).
- d. Redesignate subdivision (iv) as (v).
- e. Redesignate subdivision (iii) as (iv).
- f. Redesignate subdivision (ii) as (iii).
- g. Redesignate subdivision (i) as (ii) and amend to read as follows:

(ii) The importations of Slovak, Czech, or Czechoslovak silver coins and subsidiary coins, of valuable papers (paper money, securities, etc.) of any kind, as well as of savings booklets, is permitted only by authorization of the Czechoslovak National Bank at Praha.

h. Insert a new subdivision (i) to read as follows:

(i) Postage stamps may be sent to Czechoslovakia only if addressed to members of philatelic organizations for their own collections. Shipments are limited to not more than 250 stamps or stamped papers not exceeding 500 Czechoslovak crowns in value, and may not include any uncancelled valid Czechoslovak stamps. The shipments will not be admitted into Czechoslovakia unless they bear a special green label with the words "Timbres-Poste" (Postage stamps) in red and showing the serial number of the addressee and the number of the particular shipment. The labels must be obtained by the addressee from the "Orbis" registration office in Prague, and sent to the sender in this country.

5. In § 127.276 *Hungary* (13 F. R. 9167) amend paragraph (a) (5) to read as follows:

(5) *Special delivery.* Fee, 20 cents. Where the domicile of the addressee is located outside of the local radius, a special fee is collected at the time of delivery.

6. In § 127.341 *Rumania* (13 F. R. 9211; 14 F. R. 6660) make the following changes:

a. Amend the information below the tabulation in the table of rates, subparagraph (1) (i) of paragraph (b), by deleting "Customs declarations: 2 Form 2966" and by inserting in lieu thereof, "Customs declarations: 1 Form 2966."

b. Amend subdivision (vii) (b) of paragraph (b) (5) to read as follows:

(b) Parcels mailed under this arrangement must bear postage at the usual rate, have affixed one postal customs declaration and one dispatch note, and otherwise comply with the normal requirements for parcels sent as gifts to Rumania.

7. In § 127.380 *Yugoslavia* (13 F. R. 9237) amend the table of rates in subdivision (i) of paragraph (b) (1) to read as follows:

Pounds:	Rate	Pounds:	Rate
1	\$0.23	23	\$3.53
2	.28	24	3.68
3	.53	25	3.83
4	.68	26	3.98
5	.83	27	4.13
6	.98	28	4.28
7	1.13	29	4.43
8	1.28	30	4.58
9	1.43	31	4.73
10	1.58	32	4.88
11	1.73	33	5.03
12	1.88	34	5.18
13	2.03	35	5.33
14	2.18	36	5.48
15	2.33	37	5.63
16	2.48	38	5.78
17	2.63	39	5.93
18	2.78	40	6.08
19	2.93	41	6.23
20	3.08	42	6.38
21	3.23	43	6.53
22	3.38	44	6.68

(R. S. 161, 396, 398, secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL]

J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 50-547; Filed, Jan. 18, 1950; 8:45 a. m.]