

THE NATIONAL ARCHIVES  
LITTERA  
SCRIPTA  
MANET  
OF THE UNITED STATES

# FEDERAL REGISTER

VOLUME 6      1934      NUMBER 239

*Washington, Wednesday, December 10, 1941*

## *The President*

[ALIEN ENEMIES—JAPANESE]

BY THE PRESIDENT OF THE UNITED STATES OF  
AMERICA

### A PROCLAMATION

#### *Authority*

WHEREAS it is provided by Section 21 of Title 50 of the United States Code as follows:

Whenever there is a declared war between the United States and any foreign nation or government, or any invasion or predatory incursion is perpetrated, attempted, or threatened against the territory of the United States by any foreign nation or government, and the President makes public proclamation of the event, all natives, citizens, denizens, or subjects of the hostile nation or government, being of the age of fourteen years and upward, who shall be within the United States and not actually naturalized, shall be liable to be apprehended, restrained, secured, and removed as alien enemies. The President is authorized in any such event, by his proclamation thereof, or other public act, to direct the conduct to be observed, on the part of the United States, toward the aliens who become so liable; the manner and degree of the restraint to which they shall be subject and in what cases, and upon what security their residence shall be permitted, and to provide for the removal of those who, not being permitted to reside within the United States, refuse or neglect to depart therefrom; and to establish any other regulations which are found necessary in the premises and for the public safety.

and

WHEREAS by Sections 22, 23 and 24 of Title 50 of the United States Code further provision is made relative to alien enemies:

#### PROCLAMATION

NOW, THEREFORE, I, FRANKLIN D. ROOSEVELT, as PRESIDENT of the United States, and as Commander in Chief of the Army and Navy of the United States, do hereby make public proclamation to all whom it may concern that an invasion has been perpetrated upon the territory of the United States by the Empire of Japan.

## *Conduct To Be Observed by Alien Enemies*

And, acting under and by virtue of the authority vested in me by the Constitution of the United States and the said sections of the United States Code, I do hereby further proclaim and direct that the conduct to be observed on the part of the United States toward all natives, citizens, denizens or subjects of the Empire of Japan being of the age of fourteen years and upwards who shall be within the United States or within any territories in any way subject to the jurisdiction of the United States and not actually naturalized, who for the purpose of this Proclamation and under such sections of the United States Code are termed alien enemies, shall be as follows:

All alien enemies are enjoined to preserve the peace towards the United States and to refrain from crime against the public safety, and from violating the laws of the United States and of the States and Territories thereof; and to refrain from actual hostility or giving information, aid or comfort to the enemies of the United States or interfering by word or deed with the defense of the United States or the political processes and public opinions thereof; and to comply strictly with the regulations which are hereby or which may be from time to time promulgated by the President.

All alien enemies shall be liable to restraint, or to give security, or to remove and depart from the United States in the manner prescribed by Sections 23 and 24 of Title 50 of the United States Code, and as prescribed in the regulations duly promulgated by the President.

## *Duties and Authority of the Attorney General and the Secretary of War*

And, pursuant to the authority vested in me, I hereby charge the Attorney General with the duty of executing all the regulations hereinafter contained regarding the conduct of alien enemies within continental United States, Puerto

## CONTENTS

### THE PRESIDENT

	Page
<b>Proclamations:</b>	
Alien enemies, control of:	
German .....	6323
Italian .....	6324
Japanese .....	6321
Pinnacles National Monument, Calif., enlargement.....	6325
<b>Executive Orders:</b>	
Airspace reservations revoked in continental U. S. except District of Columbia.....	6325
Canal Zone Judiciary; magistrates' courts.....	6326
Defense Communications Board, creation order amended....	6325
<b>RULES, REGULATIONS, ORDERS</b>	
<b>TITLE 16—COMMERCIAL PRACTICES:</b>	
<b>Federal Trade Commission:</b>	
Cease and desist orders:	
Chocolate Products Co.....	6328
Triangle Sales Co., et al.....	6327
Policies of Commission regarding reports of trial examiners, etc .....	6326
Rules of practice amended:	
Confidential records and information .....	6327
Offices of the Commission, business hours, etc.....	6326
<b>TITLE 17—COMMODITY AND SECURITIES EXCHANGES:</b>	
Securities and Exchange Commission:	
Trust Indenture Act, amendment to instructions for use of Form T-1.....	6328
<b>TITLE 20—EMPLOYEES' BENEFITS:</b>	
Railroad Retirement Board:	
Records and other papers of the Board, disclosure, etc..	6328
<b>TITLE 29—LABOR:</b>	
Office of the Secretary of Labor:	
Contractors, subcontractors on public buildings, etc.; payroll deductions for United States defense bonds, stamps, and notes..	6329

(Continued on next page)

# FEDERAL REGISTER

Published daily, except Sundays, Mondays, and days following legal holidays by the Division of the Federal Register, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500), under regulations prescribed by the Administrative Committee, approved by the President.

The Administrative Committee consists of the Archivist or Acting Archivist, an officer of the Department of Justice designated by the Attorney General, and the Public Printer or Acting Public Printer.

The daily issue of the **FEDERAL REGISTER** will be furnished by mail to subscribers, free of postage, for \$1.25 per month or \$12.50 per year; single copies 10 cents each; payable in advance. Remit money order payable to the Superintendent of Documents directly to the Government Printing Office, Washington, D. C.

## CONTENTS—Continued

<b>TITLE 32—NATIONAL DEFENSE:</b>	
Export Control: Economic Defense Board:	Page
Schedule No. 25.....	6329
Office of Petroleum Coordinator for National Defense:	
Aviation gasoline, amendment.....	6329
Containers, conservation, standardization, etc.....	6329
<b>TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF:</b>	
Veterans' Administration:	
Adjudication, amendments to regulations governing veterans' and dependents' claims.....	6330
Fees for information concerning claimants and beneficiaries.....	6330
<b>TITLE 46—SHIPPING:</b>	
Bureau of Marine Inspection and Navigation:	
Licensed officers and certificated men, emergency regulations.....	6331

## NOTICES

<b>Civil Aeronautics Board:</b>	
American Export Airlines, Inc., notice of oral argument....	6342
<b>Department of Agriculture:</b>	
Farm Security Administration:	
Arkansas, designation of localities for loans.....	6342
<b>Department of the Interior:</b>	
Bituminous Coal Division:	
District Board 13, relief denied.....	6341
Hearings, postponements, etc:	
Oakland Coal Co.....	6340
Snowden Coal Co.....	6339
Stineman Coal & Coke Co....	6337
Sun Coal Co.....	6338
Turpin, E. H. & J. H.....	6337

## CONTENTS—Continued

<b>Department of the Interior—Con.</b>	
<b>Bituminous Coal Division—Con.</b>	
Revocation, suspension, of code membership, etc:	Page
Freeport Coal Co.....	6341
Holcomb Coal Co.....	6340
Zward, Martin C.....	6340
Roman, J. C., order correcting findings of fact, etc..	6341
<b>Federal Trade Commission:</b>	
Par-A-Pac Co., appointment of trial examiner, etc.....	6342
<b>Securities and Exchange Commission:</b>	
Hearings:	
Kingdom of Roumania.....	6343
Rustless Iron and Steel Corp.	6343
Public Service Co. of Ind., application granted.....	6344
Public Service Co. of Okla., filing notice.....	6343
Stonewall Electric Co. and Sheridan County Electric Co., declaration effective.....	6344
<b>War Department:</b>	
<b>Contract summaries:</b>	
Bendix Aviation Corp.....	6334
Continental Motors Corp....	6335
Diamond T Motor Co.....	6337
Du Pont de Nemours & Co....	6332
Hercules Powder Co.....	6336
Martin, Glenn L., Co.....	6335
Sperry Gyroscope Co., Inc....	6334
Ward La France Truck Corp..	6336

Rico, the Virgin Islands and Alaska, and the Secretary of War with the duty of executing the regulations which are hereinafter set forth and which may be hereafter adopted regarding the conduct of alien enemies in the Canal Zone, the Hawaiian Islands and the Philippine Islands. Each of them is specifically directed to cause the apprehension of such alien enemies as in the judgment of each are subject to apprehension or deportation under such regulations. In carrying out such regulations within the continental United States, Puerto Rico, the Virgin Islands and Alaska, the Attorney General is authorized to utilize such agents, agencies, officers and departments of the United States and of the several states, territories, dependencies and municipalities thereof and of the District of Columbia as he may select for the purpose. Similarly the Secretary of War in carrying out such regulations in the Canal Zone, the Hawaiian Islands and the Philippine Islands is authorized to use such agents, agencies, officers and departments of the United States and of the territories, dependencies and municipalities thereof as he may select for the purpose. All such agents, agencies, officers and departments are hereby granted full authority for all acts done by them in the execution of such regulations when acting by direction of the Attorney General or the Secretary of War, as the case may be.

## REGULATIONS

And, pursuant to the authority vested in me, I hereby declare and establish the following regulations which I find necessary in the premises and for the public safety:

(1) No alien enemy shall enter or be found within the Canal Zone and no alien enemy shall enter or leave the Hawaiian Islands or the Philippine Islands except under such regulations as the Secretary of War shall from time to time prescribe. Any alien enemy found in the Canal Zone, the Hawaiian Islands, or the Philippine Islands in violation of any such regulations and any alien enemy who enters or is found within any restricted area to be hereafter prescribed by the Military Commanders of each such territory in the Canal Zone, the Hawaiian Islands, and the Philippine Islands, may be immediately apprehended by authority of the Military Governors in each such territory, or if there be no Military Governor, then by authority of the Secretary of War, and detained until it is determined, under the regulations to be prescribed by the Secretary of War, whether any such alien enemy should be permanently interned following which such alien enemy shall either be released, released on bond, or permanently interned, as the case may be.

(2) The exercise of the power to prescribe restricted areas and the power of arrest, detention and internment of alien enemies in the Canal Zone, the Hawaiian Islands or the Philippine Islands shall be under the jurisdiction of the Military Commanders of each such territory, each acting under such regulations as the Secretary of War shall hereafter prescribe.

(3) No alien enemy shall enter or leave Alaska, Puerto Rico or the Virgin Islands except under such regulations as the Attorney General shall from time to time prescribe. Any alien enemy found in Alaska, Puerto Rico or the Virgin Islands in violation of any such regulations and any alien enemy who enters or is found within any restricted area to be hereafter prescribed by the Military Commanders of each such territory in Alaska, Puerto Rico and by the Naval Commander in the Virgin Islands, shall be immediately apprehended by the authority of the Attorney General acting through the United States Attorney in each such territory and detained until it is determined, under the regulations to be prescribed by the Attorney General, whether any such alien enemy shall either be released, released on bond, or permanently interned, as the case may be.

(4) The Military Commanders in Alaska and Puerto Rico and the Naval Commander in the Virgin Islands shall have the power to prescribe restricted areas.

(5) No alien enemy shall have in his possession, custody or control at any

time or place or use or operate any of the following enumerated articles:

- a. Firearms.
- b. Weapons or implements of war or component parts thereof.
- c. Ammunition.
- d. Bombs.
- e. Explosives or material used in the manufacture of explosives.
- f. Short-wave radio receiving sets.
- g. Transmitting sets.
- h. Signal devices.
- i. Codes or ciphers.
- j. Cameras.
- k. Papers, documents or books in which there may be invisible writing; photograph, sketch, picture, drawing, map or graphical representation of any military or naval installations or equipment or of any arms, ammunition, implements of war, device or thing used or intended to be used in the combat equipment of the land or naval forces of the United States or of any military or naval post, camp or station.

All such property found in the possession of any alien enemy in violation of the foregoing regulations shall be subject to seizure and forfeiture.

(6) No alien enemy shall undertake any air flight or ascend into the air in any airplane, aircraft or balloon of any sort whether owned governmentally, commercially or privately, except that travel by an alien enemy in an airplane or aircraft may be authorized by the Attorney General, or his representative, or the Secretary of War, or his representative, in their respective jurisdictions, under such regulations as they shall prescribe.

(7) Alien enemies deemed dangerous to the public peace or safety of the United States by the Attorney General or the Secretary of War, as the case may be, are subject to summary apprehension. Such apprehension shall be made in the continental United States, Alaska, Puerto Rico and the Virgin Islands by such duly authorized officer of the Department of Justice as the Attorney General may determine. In the Canal Zone, the Hawaiian Islands and the Philippine Islands, such arrests shall be made by the Military Commanders in each such territory by authority of the respective Military Governors thereof, and if there be no Military Governor, then by authority of the Secretary of War. Alien enemies arrested shall be subject to confinement in such place of detention as may be directed by the officers responsible for the execution of these regulations and for the arrest, detention and internment of alien enemies in each case, or in such other places of detention as may be directed from time to time by the Attorney General, with respect to continental United States, Alaska, Puerto Rico and the Virgin Islands, and by the Secretary of War with respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands, and

there confined until he shall have received such permit as the Attorney General or the Secretary of War with respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands shall prescribe.

(8) No alien enemy shall land in, enter or leave or attempt to land in, enter or leave the United States, except under the regulations prescribed by the President in his Proclamation dated November 14, 1941,<sup>1</sup> and the regulations promulgated thereunder or any proclamation or regulation promulgated hereafter.

(9) Whenever the Attorney General of the United States, with respect to the continental United States, Alaska, Puerto Rico and the Virgin Islands, or the Secretary of War, with respect to the Canal Zone, the Hawaiian Islands, and the Philippine Islands, deems it to be necessary, for the public safety and protection, to exclude alien enemies from a designated area, surrounding any fort, camp, arsenal, airport, landing field, aircraft station, electric or other power plant, hydroelectric dam, government naval vessel, navy yard, pier, dock, dry dock, or any factory, foundry, plant, workshop, storage yard, or warehouse for the manufacture of munitions or implements of war or any thing of any kind, nature or description for the use of the Army, the Navy or any country allied or associated with the United States, or in any wise connected with the national defense of the United States, or from any locality in which residence by an alien enemy shall be found to constitute a danger to the public peace and safety of the United States or from a designated area surrounding any canal or any wharf, pier, dock or dry dock used by ships or vessels of any designated tonnage engaged in foreign or domestic trade, or of any warehouse, shed, elevator, railroad terminal, depot or yard or other terminal, storage or transfer facility, then no alien enemy shall be found within such area or the immediate vicinity thereof. Any alien enemy found within any such area or the immediate vicinity thereof prescribed by the Attorney General or the Secretary of War, as the case may be, pursuant to these regulations, shall be subject to summary apprehension and to be dealt with as hereinabove prescribed.

(10) With respect to the continental United States, Alaska, Puerto Rico, and the Virgin Islands, an alien enemy shall not change his place of abode or occupation or otherwise travel or move from place to place without full compliance with any such regulations as the Attorney General of the United States may, from time to time, make and declare; and the Attorney General is hereby authorized to make and declare, from time to time, such regulations concerning the movements of alien enemies within the continental United States, Alaska, Puerto Rico and the Virgin Islands, as

he may deem necessary in the premises and for the public safety.

(11) With respect to the Canal Zone, the Hawaiian Islands and the Philippine Islands, an alien enemy shall not change his place of abode or occupation or otherwise travel or move from place to place without full compliance with any such regulations as the Secretary of War may, from time to time, make and declare; and the Secretary of War is hereby authorized to make and declare, from time to time, such regulations concerning the movements of alien enemies within the Canal Zone, the Hawaiian Islands, and the Philippine Islands as he may deem necessary in the premises and for the public safety.

(12) No alien enemy shall enter or be found in or upon any highway, waterway, airway, railway, railroad, subway, public utility, building, place or thing not open and accessible to the public generally, and not generally used by the public.

(13) No alien enemy shall be a member or an officer of, or affiliated with, any organization, group or assembly hereafter designated by the Attorney General, nor shall any alien enemy advocate, defend or subscribe to the acts, principles or policies thereof, attend any meetings, conventions or gatherings thereof or possess or distribute any literature, propaganda or other writings or productions thereof.

This proclamation and the regulations herein contained shall extend and apply to all land and water, continental or insular, in any way within the jurisdiction of the United States.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 7th day of December, in the year of our Lord nineteen hundred and [SEAL] forty-one, and of the Independence of the United States of America the one hundred and sixty-sixth.

FRANKLIN D. ROOSEVELT

By the President:

CORDELL HULL,  
Secretary of State.

[No. 2525]

[F. R. Doc. 41-9233; Filed, December 8, 1941; 3:59 p. m.]

[ALIEN ENEMIES—GERMAN]

BY THE PRESIDENT OF THE UNITED STATES  
OF AMERICA

A PROCLAMATION

Authority

WHEREAS it is provided by section 21 of title 50 of the United States Code as follows:

Whenever there is a declared war between the United States and any foreign nation or government, or any invasion or predatory

<sup>1</sup> 6 F. R. 5821.