

FEDERAL REGISTER

VOLUME 18

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Washington, Friday, April 24, 1953

TITLE 3—THE PRESIDENT

EXECUTIVE ORDER 10447

INSPECTION OF RETURNS BY SENATE COMMITTEE ON THE JUDICIARY

By virtue of the authority vested in me by sections 55 (a), 508, 603, 729 (a), and 1204 of the Internal Revenue Code (53 Stat. 29, 111, 171, 54 Stat. 989, 1008, 55 Stat. 722; 26 U. S. C. 55 (a), 508, 603, 729 (a), and 1204), it is hereby ordered that any income, excess-profits, declared value excess-profits, capital stock, estate, or gift tax return for the years 1941 to 1952, inclusive, shall be open to inspection by the Senate Committee on the Judiciary or any duly authorized subcommittee thereof for the purpose of carrying out the provisions of Senate Resolution 245 (82d Congress, 2d Session), agreed to March 24, 1952, as extended by Senate Resolution 47 (83d Congress, 1st Session), agreed to January 30, 1953, relating to an examination and review of the administration of the Trading with the Enemy Act, subject to the conditions stated in the Treasury decision¹ relating to the inspection of such returns by that Committee, approved by me this date.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
April 22, 1953.

[F. R. Doc. 53-3674; Filed, Apr. 22, 1953; 3:39 p. m.]

EXECUTIVE ORDER 10448

ESTABLISHING THE NATIONAL DEFENSE SERVICE MEDAL

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the armed forces of the United States, it is hereby ordered as follows:

1. There is hereby established the National Defense Service Medal, with suitable appurtenances, for award, under such regulations as the Secretaries of the Army, Navy, and Air Force and the Secretary of the Treasury may severally prescribe, and, subject to the provisions of this order, to members of the armed forces of the United States who shall

have served during any period between June 27, 1950, and a terminal date to be fixed by the Secretary of Defense.

2. The regulations prescribed by the Secretaries of the Army, Navy, and Air Force pursuant to paragraph 1 hereof shall be uniform so far as practicable and shall be approved by the Secretary of Defense. The regulations prescribed by the Secretary of the Treasury pursuant to paragraph 1 hereof shall, so far as practicable, be uniform with the regulations prescribed for the other armed forces.

3. No person shall be entitled to more than one award of the National Defense Service Medal.

4. The National Defense Service Medal may be awarded posthumously.

DWIGHT D. EISENHOWER

THE WHITE HOUSE,
April 22, 1953.

[F. R. Doc. 53-3673; Filed, Apr. 22, 1953; 3:39 p. m.]

TITLE 15—COMMERCE AND FOREIGN TRADE

Chapter III—Bureau of Foreign and Domestic Commerce, Department of Commerce

Subchapter C—Office of International Trade [6th Gen. Rev. of Export Regs., Amdt. P. L. 37¹]

PART 399—POSITIVE LIST OF COMMODITIES AND RELATED MATTERS

MISCELLANEOUS AMENDMENTS

Section 399.1 Appendix A—Positive List of Commodities is amended in the following particulars:

1. In General Notes to Appendix A, the note following paragraph (e) *Commodity processing codes* is amended to read as follows:

NOTE: For each entry there is a four-letter code (e. g., GIEQ, STEE, TRAN), known as the processing code, which must be shown on the application. In many cases this code is

¹ This amendment was published in Current Export Bulletin No. 699, dated April 9, 1953.

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CFR SUPPLEMENTS

(For use during 1953)

The following Supplements are now available:

Title 7: Parts 1-209 (\$1.75)

Title 19 (\$0.45)

Title 39 (\$1.00)

Previously announced: Title 3 (\$1.75); Titles 4-5 (\$0.55); Title 9 (\$0.40); Titles 10-13 (\$0.40); Title 17 (\$0.35); Title 18 (\$0.35); Title 20 (\$0.60); Title 24 (\$0.65); Title 25 (\$0.40); Title 26: Parts 170 to 182 (\$0.65), Parts 183 to 299 (\$1.75); Titles 28-29 (\$1.00); Titles 30-31 (\$0.65); Titles 40-42 (\$0.45); Title 49: Parts 1 to 70 (\$0.50), Parts 71 to 90 (\$0.45), Parts 91 to 164 (\$0.40).

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followed by a number, which is known as the related commodity group number. This number, which also must be shown on the application, indicates that all entries having the same processing code and number may be entered on a single application for export license. (For complete information on the inclusion of related commodities on a single application, see § 372.2 (c) of this subchapter.)

This part of the amendment shall become effective as of April 9, 1953.

2. The dollar value limit in the column headed "GLV dollar-value limit" set forth opposite the commodities listed below is amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar-value limits	Validated license required
619153	Metal powders: Zinc dust (includes all zinc powder) (specify zinc content). ¹	Lb.	NONF 2	500	RO

¹ The above entry is substituted for the present entry on the Positive List under Schedule B No. 619153 and the fifth entry under Schedule B No. 619159. The effect of this revision is to include all zinc powder under Schedule B No. 619153.

This part of the amendment shall become effective as of 12:01 a. m., April 9, 1953.

4. The following commodities are made subject to the dollar-limit (DL) restrictions (see § 374.2 (e)). Accordingly, the letter "B" is inserted in the column headed "Commodity Lists" opposite those conditions:

Dept. of Commerce Schedule B No.	Commodity
617903	Tool bit blanks and dies, and inserts for tool and rock drill bits: Tungsten carbide die inserts (specify tungsten content).
618265	Basic hardware: Bolts, screws, nuts, rivets, and washers, n. e. c., not specially fabricated for particular machines or equipment (specify by name): Aluminum explosive rivets.
619057	Wire products, n. e. c. (report wire nails, staples, and spikes in 618267-618273): Wire cloth: Other wire cloth: Nickel woven wire mesh composed of wire containing 95 percent or more nickel.
640100	Copper ore and concentrates (copper content).
642900	Copper semifabricated forms: rough forgings and castings.
642900	Other copper semifabricated forms, n. e. c. (specify by name).
647913	Brass and bronze castings and forgings, rough and semifinished.
656501	Tin alloy scrap (new and old) (including tin-base Babbitt metal dross and scrap and tin-base antifriction metal dross and scrap).
705560	Electric mining and industrial locomotives, underground type.
705560	Electric mining and industrial locomotives, surface type.
707607	Radio and television apparatus: Radio and television broadcast station transmitting equipment, and specially fabricated parts and accessories, n. e. c.
707613	Radio communication equipment, n. e. c. (report radar equipment in 708410; broadcast equipment in 707607; automobile and home-type radio receivers in 707635-707719): Shipborne (maritime mobile) transmitters, receivers, and transceivers (transmitter-receivers), and specially fabricated parts and accessories, n. e. c., for transmitters and transceivers.
707625	Land-type radio communication transmitters, receivers, and transceivers (transmitter-receivers), and specially fabricated parts and accessories, n. e. c., for transmitters and transceivers.
707805	Radio beacon (beam) transmitters, and specially fabricated parts and accessories, n. e. c.
707810	Radio and television receiving type tubes (specify by name) (report television picture receiving tubes in 707815).
707810	Radio and television transmitting type tubes (specify by name) (report television camera tubes in 707812).
709907	Diathermy tubes.
709907	Other electronic tubes, n. e. c., commercial and industrial (including all rectifier tubes).
711510	Steam engines and turbines, n. e. c., and parts, n. e. c.: Combustion gas turbine engines, except aircraft.
711900	Parts, n. e. c., specially fabricated for combustion gas turbine engines, except aircraft (specify by name).
769100	Alloy steel ball bearings, and specially fabricated parts except balls.
769100	Carbon steel ball bearings, and specially fabricated parts except balls.
769200	Alloy steel roller bearings, and specially fabricated parts except rollers.
769200	Carbon steel roller bearings, and specially fabricated parts except rollers.
769310	Alloy steel balls for bearings.
769310	Carbon steel balls for bearings.
769315	Alloy steel rollers for bearings.
769315	Carbon steel rollers for bearings.
775035	Electronic, fluorescent and incandescent bulb and tube (lamp) manufacturing and assembling machines, and specially fabricated parts, n. e. c. (report bulb and tube glass blank making machines in 775030).
796117	Used and rebuilt locomotives (except electric), underground type.
796148	Used and rebuilt mine, industrial, and other freight cars, except self-propelled.
796148	Other used and rebuilt railway cars, except self-propelled (specify type).
796172	Parts, for locomotives and railway cars (report electric propulsion motors, generators and controls in 704330; wheels and axles in 610515-610538): Parts, and accessories, n. e. c., specially fabricated for underground type locomotives (specify by name).
829970	Reagent chemicals for laboratory use (C. P., U. S. P., N. F., A. C. S.), or other recognized reagent grades only (specify by name): Sodium bismuthate.
839100	Gases, compressed, liquefied, and solidified, except liquefied petroleum gases (report liquefied petroleum gases in 504300): Gaseous refrigerants (specify by name): Trichloromonofluoromethane (Freon 11); and dichlorodifluoromethane (Freon 12).
919080	Research laboratory apparatus and equipment, n. e. c., and specially fabricated parts, n. e. c.: Laboratory sub-sieve particle-size analyzers, and specially fabricated parts, n. e. c.

This part of the amendment shall become effective as of May 9, 1953.

2. The dollar value limit in the column headed "GLV dollar-value limit" set forth opposite the commodities listed below is amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	GLV dollar-value limits
617000	Tools (all metals), n. e. c.; Drills and bits, hard-surfaced steel and tungsten-carbide types (report types for power-driven tools in 74381).	10
702900	Transforming or converting apparatus, n. e. c., and parts, n. e. c.	100
702420	Instrument transformers (specify by name) Parts and accessories, n. e. c., specially fabricated for transformers and regulators included on the Positive List under Schedule B Nos. 702110 through 702380.	25
703620	Electrical quantity measuring and testing instruments, and parts (report automotive-type electrical testing instruments in 73185).	25
703825	Electrical quantity indicating instruments, nonrecording, n. e. c., except battery testers, battery testing voltmeters, and cell testers (specify by name).	25
703850	Electrical testing instruments, n. e. c. (specify by name) (report penetron gamma ray thickness meters, and specially fabricated parts and accessories, n. e. c., in 769800).	25
707435	Parts, n. e. c., specially fabricated for electric industrial melting and refining furnaces.	100
707805	Radio and television apparatus: Radio and television receiving type tubes (specify by name) (report television picture receiving tubes in 707815).	25
708500	Telephone apparatus (wire), n. e. c., and specially fabricated parts, n. e. c. (specify by name).	100
708000	Telephone instruments.	100
708700	Telephone equipment, n. e. c., and specially fabricated parts and accessories, n. e. c. (specify by name).	100
708850	Magnetic recorders, disk, tape, and wire, and specially fabricated parts and accessories, n. e. c. (specify by name) (report motion picture sound recording and reproducing equipment in 801000-801100; spare and replacement tubes in 707805, 707810, and 709907).	25
709007	Dialer tubes.	25
709007	Other electronic tubes, n. e. c., commercial and industrial (including all rectifier tubes).	10
709098	Electrical apparatus, n. e. c., and parts, n. e. c. (specify by name).	25
709098	Electrolysis equipment, and specially fabricated parts, n. e. c., except metal finishing equipment (report metal finishing equipment in 744800).	100
709098	Parts specially fabricated for mercury rectifiers.	100
709098	Phase converter parts.	100
709098	Searchlight parts.	100
709098	Searchlight equipment parts.	100
711410	Storage tanks and turbines, n. e. c., and parts, n. e. c.	500
711900	Water wheels and water turbines.	100
919080	Parts, n. e. c., specially fabricated for water wheels, and water turbines. Research laboratory apparatus and equipment, n. e. c., and specially fabricated parts, n. e. c. Parts specially fabricated for analytical balances (including parts for semimicro balances, microchemical balances, assay balances, quartz fiber microbalances, and electronic balances).	25

This part of the amendment shall become effective as of 12:01 a. m., April 16, 1953.

3. The following commodities are excepted from the General In-transit License (GIT) procedure (§ 371.9 (c)). Accordingly, these commodities are identified on the Positive List by the symbol ★ following the Schedule B number:

Dept. of Commerce Schedule B No.	Commodity
630050	Aluminum scrap (new and old).
630070	Aluminum silicon, in crude form (formerly 630010).
630070	Other aluminum metal and alloys in crude form (including ingots, pigs, blooms, and slabs).
630301	Aluminum sheets, corrugated.
630301	Other aluminum plates and sheets, flat and coiled (0.006 inch and over in thickness).
630310	Aluminum bars and rods, rolled or drawn (3/4 inch and over) (report extruded bars and rods in 630320; aluminum bus bars in 709495).

Dept. of Commerce Schedule B No.	Commodity	Processing code and related commodity group No.
851901	Phosphatic fertilizer materials: Normal (standard) superphosphate, containing not more than 25 percent available phosphoric acid (state percentage of P ₂ O ₅).	FERT 2
851909	Concentrated superphosphate, containing more than 25 percent available phosphoric acid (state percentage of P ₂ O ₅).	FERT 2
853000	Potassium chloride.	FERT 3
853100	Potassium sulfate.	FERT 3
854100	Nitrogenous phosphate types.	FERT 4
854900	Ammonium phosphates (state percentage of N and P ₂ O ₅).	FERT 4
855100	Nitrogenous phosphate types, n. e. c. (specify by name and state percentage of N and P ₂ O ₅).	FERT 4
	Prepared fertilizer mixtures (specify by name and state percentage of N, K ₂ O, and P ₂ O ₅).	FERT 4

This part of the amendment shall become effective as of April 9, 1953.

7. The processing code set forth opposite the commodity entry listed below is amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Processing code and related commodity group No.
829200	Polishes: Leather dressings, oils, polishes and stains (specify by name); Castor oil, sulfonated.	FATS 1

This part of the amendment shall become effective as of April 9, 1953.

Section 399.3 Appendix C—Commodity Processing Codes is simultaneously amended to reflect the change in processing code set forth in Part 7 above.

1. The following commodities are deleted from the Positive List:

Dept. of Commerce Schedule B No.	Commodity
618984	Construction materials: Sash, sections, and frames, door and window; Aluminum.
618987	Construction materials, n. e. c.; Aluminum (specify by name).
618988	Other metals, except all copper-armored building paper and brass and bronze construction materials (specify by name and type of metal) (report iron and steel construction materials, n. e. c., in 618980).
618992	Venetian blinds (including slats and strip) and specially fabricated parts, n. e. c.; Aluminum.

This part of the amendment shall become effective as of 12:01 a. m., April 16, 1953.

¹ This amendment was published in Current Export Bulletin No. 700, dated April 16, 1953.

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required	Commodity lists
769200 769200	Roller bearings including all components, and specially fabricated parts except separate rollers (report separate rollers in 769315) (see § 399.2, Int. 3): Alloy steel ⁹		GIEQ 3 GIEQ 3	25 25	RO RO	A B A B
769310 769310	Balls for bearings (see § 399.2, Int. 3): Alloy steel ⁹		GIEQ 3 GIEQ 3	25 25	RO RO	A B A B
769315 769315	Rollers for bearings (see § 399.2, Int. 3): Alloy steel ⁹		GIEQ 3 GIEQ 3	25 25	RO RO	A B A B
769490	Carbon steel ⁹ Landing mats, aircraft.....	Lb. ¹⁰	STEE	100	RO	A D

★ The commodities described in this Positive List entry are excepted from the provisions of General In-Transit License GIT. See § 371.9 (c) of this subchapter.

† Applicable to containers only and not to contents.

¹ The above entry is substituted for the entry presently on the Positive List under Schedule B No. 548050. The effect of this amendment is to require applicants to specify whether natural or artificial graphite; and to remove the commodities included in this Positive List entry from the evidence of availability requirements (see § 373.3 of this subchapter).

² The above entry is substituted for the entry presently on the Positive List under Schedule B No. 603910. The effect of this revision is to clarify the coverage by indicating that tin mill black plate strips and misprints are forms of rejects and hence have been deleted from the Positive List.

³ The above two entries are added to the Positive List under Schedule B No. 617903. The effect of this revision is to establish entries under this Schedule B number for tungsten carbide inserts for rock drill bits and other tools, formerly included in the entry on the Positive List under Schedule B No. 664833, (b) to change the GLV dollar value limits from none to \$25, and (c) to change the processing codes from MINL to TOOL and MINE, as indicated in the entries.

⁴ The pressure rating stamped in a metal drum or container is the pressure for which the drum or container is designed. Most pressure containers have a 5-to-1 safety factor and are capable of withstanding up to five times the stamped pressure rating. (Any shipping container which does not have a pressure rating stamped thereon is not a pressure container.)

⁵ The effect of this revision is to clarify the reporting requirement that weight of container shall be specified on export license applications.

⁶ The above entry is substituted for the first two entries presently on the Positive List under Schedule B No. 766970. The effect of this revision is to reduce the GLV from \$25 to none for gauges for measuring pressures in excess of 100 atmospheres; and to require applicants to specify the range of the gauges included in this Positive List entry.

⁷ The above entry is substituted for the entry on the Positive List under Schedule B No. 766970. The effect of this revision is to extend the Positive List coverage to include all vacuum gauges and specially fabricated parts; to require applicants to specify the type and range of vacuum gauges and specially fabricated parts; and to require applicants to specify the type and range of vacuum gauges and specially fabricated parts in terms of millimeters of mercury pressure absolute. All vacuum gauges and specially fabricated parts are now (a) excepted from the provisions of General In-Transit License GIT (see § 371.9 (c) of this subchapter); and (b) made subject to the dollar-limit (DL) restriction (see § 374.2 (e) of this subchapter), effective May 6, 1953.

⁸ The above entry is substituted for the third entry presently on the Positive List under Schedule B No. 766970. The effect of this revision is to add to the Positive List, RO control, specially fabricated parts for electric strain gauge equipment assemblies for measuring, indicating, and/or recording strains electrically; and to require applicants to specify whether such electric strain gauge equipment assemblies are indicated or recording.

⁹ The above entries are indicated or recording, and are substituted for the eight entries presently on the Positive List under Schedule B Nos. 769100, 769200, 769310, and 769315. The effect of this revision is to clarify the present entries without making substantive change.

¹⁰ The unit of quantity "pound" is added.

This part of the amendment shall become effective as of 12:01 a. m., April 23, 1953.

5. The following commodities are no longer subject to the evidence of availability requirements (see § 373.3). Accordingly, the letter "D" set forth in the column headed "Commodity Lists" opposite those commodities is hereby deleted:

Dept. of Commerce Schedule B No.	Commodity
630320	Aluminum extruded and drawn shapes and tubes, except drawn bars, rods, and wire.
630340	Aluminum castings and forgings, rough and semifinished.
630610	Aluminum wire (under 5/16 inch) and cable, bare (including aluminum cable, steel reinforced—ACSR) except welding rods and wire (specify by name) (report welding rods and wire in 619039).
630650	Aluminum semifabricated forms, n. e. c. (specify by name).

This part of the amendment shall become effective as of 12:01 a. m., May 16, 1953.

4. The following revisions are made in commodity descriptions. These revisions include changes in validated license control where indicated:

Dept. of Commerce Schedule B No.	Commodity	Unit	Processing code and related commodity group	GLV dollar value limits	Validated license required	Commodity lists
★548050 613910	Carbon or graphite products (natural and artificial): Refractory crucibles, retorts, and stoppers (specify whether natural or artificial). ¹ Tin mill black plate, except rejects (including misprints and strips), wasters, and waste-wasters. ² Tool bit blanks and dies, and inserts for tools and rock drill bits: Tungsten carbide inserts for rock drill bits. ³ Shipping containers for oil, gas, and other liquids and solids (all metals) (report storage tanks in 618967 or 618971): Filled shipping containers of the following types only: 1. Pressure type containers (all sizes) capable of withstanding internal pressures over 300 pounds per square inch. ⁴ 2. Containers, including pressure type, with a capacity of 5 or more gallons, fabricated of, or lined with, any corrosion-resistant materials as defined in the "General Notes to Appendix A." ⁵	No. Lb.	MINL STEE 5	100 1,000	RO RO	A B B C
★617903 ★617903	Tungsten carbide inserts for rock drill bits. Shipping containers for oil, gas, and other liquids and solids (all metals) (report storage tanks in 618967 or 618971): Filled shipping containers of the following types only: 1. Pressure type containers (all sizes) capable of withstanding internal pressures over 300 pounds per square inch. ⁴ 2. Containers, including pressure type, with a capacity of 5 or more gallons, fabricated of, or lined with, any corrosion-resistant materials as defined in the "General Notes to Appendix A." ⁵	Lb. Lb.	MINE TOOL	25 25	RO RO	A B A B
619011 619012	Gas cylinders (specify tare weight of cylinders). ⁶ Other metal containers, except milk cans (specify tare weight of containers). ⁷ Industrial process indicating (measuring), recording, and/or controlling instruments, n. e. c., and specially fabricated parts, n. e. c. (for measuring and/or controlling temperatures, pressure, level, flow, humidity, moisture, motion, rotation, gas analysis, chemical properties, and variables) (specify by name): Gages for measuring pressures in excess of 100 atmospheres (1,470 pounds per square inch absolute, or 103 kilograms per square centimeter absolute), and specially fabricated parts therefor (specify range). ⁸	No. No.	STEE STEE	100 100	RO RO	A B D A B D
766970	Vacuum gauges, all types, and specially fabricated parts (specify type, and range of gauge reading expressed in terms of millimeters of mercury pressure absolute). ⁹ Physical properties testing and inspecting machines, n. e. c., and specially fabricated parts and accessories, n. e. c.		GIEQ 7	None	RO	A
★766970	Electric strain gauge equipment assemblies for measuring, indicating and/or recording strains electrically, and specially fabricated parts (specify whether indicating or recording). ⁹ Ball bearings including all components, and specially fabricated parts (report separate balls in 769310) (see § 399.2, Int. 3): Alloy steel ⁹		GIEQ 8	None	RO	B
766990	Electric strain gauge equipment assemblies for measuring, indicating and/or recording strains electrically, and specially fabricated parts (specify whether indicating or recording). ⁹ Ball bearings including all components, and specially fabricated parts (report separate balls in 769310) (see § 399.2, Int. 3): Alloy steel ⁹	No.	GIEQ	None	RO	A
769100 769100	Carbon steel ⁹		GIEQ 3 GIEQ 3	25 25	RO RO	A B A B

This part of the amendment shall become effective as of April 16, 1953.

6. The processing code set forth opposite the commodity entry listed below is amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	Processing code
709907	Diathermy tubes.....	ELME

This part of the amendment shall become effective as of April 16, 1953.

Shipments of any commodities removed from general license to Country Group R or Country Group O destinations, or whose GLV dollar-value limits are reduced, as a result of changes set forth in item 4 of this amendment which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to actual orders for export prior to 12:01 a. m., April 23, 1953, may be exported under the previous general license provisions up to and including May 16, 1953. Any such shipment not laden aboard the exporting carrier on or before May 16, 1953, requires a validated license for export.

7. Section 399.3 Appendix C—Commodity Processing Codes is simultaneously amended to reflect the changes in processing codes set forth in item 6 above.

(Sec. 3, 63 Stat. 7; 65 Stat. 43; 50 U. S. C. App. Sup. 2023. E. O. 9630, Sept. 27, 1945, 10 F. R. 12245, 3 CFR 1945 Supp.; E. O. 9919, Jan. 3, 1948, 13 F. R. 59, 3 CFR 1948 Supp.)

LORING K. MACY,
Director,
Office of International Trade.

[F. R. Doc. 53-3610; Filed, Apr. 23, 1953; 8:51 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter B—Export and Diversion Programs [Amdt. 1]

PART 517—FRUITS AND BERRIES, FRESH SUBPART—ORANGE EXPORT PAYMENT PROGRAM TMX 135a (FISCAL YEAR 1953)

PRODUCT SPECIFICATIONS

Section 517.379 (a) (1) is hereby revised to read as follows:

§ 517.379 Product specifications.

(a) *Fresh oranges.* (1) Fresh oranges produced in California and Arizona shall meet the requirements for the Standards for Export and for Standard Pack; also not less than 85 percent of the oranges in any lot shall meet the requirements for U. S. No. 1 Grade, and the remainder, U. S. No. 2 Grade. Each fruit shall be individually wrapped. "Standards for Export," "Standard Pack," "U. S. No. 1" and "U. S. No. 2" shall have the meanings as defined in "U. S. Standards for Oranges (California and Arizona)," effective March 8, 1953.

Effective date. This amendment shall become effective at 12:01 a. m., e. s. t., April 24, 1953.

(Sec. 32, 49 Stat. 774, as amended; 7 U. S. C. Sup. 612c)

Dated this 21st day of April 1953.

[SEAL] S. R. SMITH,
Authorized Representative of
the Secretary of Agriculture.

[F. R. Doc. 53-3617; Filed, Apr. 23, 1953; 8:52 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 4b-8]

PART 4b—AIRPLANE AIRWORTHINESS; TRANSPORT CATEGORIES

CORRECTION

In F. R. Doc. 53-3376, appearing in the issue for Saturday, April 18, 1953, on page 2217, the following changes should be made:

1. In column 2, § 4b.719 should read:

§ 4b.719 *Airplane weight, center of gravity, and weight distribution limitations.* The airplane weight, center of gravity, and weight distribution limitations shall be those prescribed in §§ 4b.101, 4b.102 and 4b.103. * * *

2. On page 2213 in column 3, the fourth paragraph, line 2, in this same document, should read: "4b.474, 4b.476, 4b.604, and 4b.611 and".

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
Secretary.

[F. R. Doc. 53-3608; Filed, Apr. 23, 1953; 8:51 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 230—GENERAL RULES AND REGULATIONS, SECURITIES ACT OF 1933

REGULATION A—GENERAL EXEMPTION

FILING OF NOTIFICATION ON FORM 1-A

Purpose of amendment. The Securities and Exchange Commission has amended its Regulation A under the Securities Act of 1933. This regulation exempts from registration under the act offerings of securities not in excess of \$300,000 which are made in accordance with the terms and conditions of the regulation. The amendment provides that the Commission may shorten the waiting period between the filing of the notification and the commencement of the offering of the securities.

Statutory basis. The amendment is adopted pursuant to the Securities Act of 1933, particularly sections 3 (b) and 19 (a) thereof, the Commission deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out its functions under the act.

Section 230.218 of Regulation A is amended to read as follows:

§ 230.218 *Filing of notification on Form 1-A.* (a) At least 10 days (Saturdays, Sundays and holidays excluded) prior to the date on which the initial offering of any securities is to be made under this part, there shall be filed with the Regional Office of the Commission for the region in which the issuer's principal business operations are conducted, three copies of a notification on Form 1-A. The Commission may, however, authorize the commencement of the offering prior to the expiration of such ten-day period.

(b) The notification shall be signed by the issuer and each person, other than the issuer, on whose behalf any of such securities are to be offered. If the notification is signed by any person on behalf of any other person, evidence of authority to sign on behalf of such other person shall be filed with the notification, except where an officer of the issuer signs on behalf of the issuer.

(Sec. 19, 48 Stat. 85, as amended; 15 U. S. C. 77s)

Effective date. The Commission finds that the amendment will operate to the advantage of issuers proposing to offer securities under Regulation A, that it is consistent with the interests of investors, and that notice and procedure in accordance with section 4 of the Administrative Procedure Act with respect to such amendment is not necessary.

The amendment, being one relieving a restriction, shall become effective April 17, 1953.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

APRIL 17, 1953.

[F. R. Doc. 53-3587; Filed, Apr. 23, 1953; 9:11 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue, Department of the Treasury

Subchapter E—Administrative Provisions Common to Various Taxes

[T. D. 6008]

PART 458—INSPECTION OF RETURNS

INSPECTION OF RETURNS BY SENATE COMMITTEE ON THE JUDICIARY

§ 458.318 *Inspection of returns by Senate Judiciary Committee relating to examination of administration of Trading With the Enemy Act.* (a) (1) Pursuant to the provisions of sections 55 (a), 508, 603, 729 (a), and 1204 of the Internal Revenue Code (53 Stat. 29, 111, 171, 54 Stat. 989, 1008, 55 Stat. 722; 26 U. S. C. 55 (a), 508, 603, 729 (a), and 1204) and of the Executive order issued thereunder,¹ any income, excess-profits, declared value excess-profits, capital stock, estate, or gift tax return for the years 1941 to 1952, inclusive, shall be open to inspection by the Senate Committee on the Judiciary or any duly authorized subcommittee thereof for the purpose of carrying out the provisions of Senate

¹ See Title 3, Executive Order 10447, *supra*.

Resolution 245 (82d Congress, 2d Session), agreed to March 24, 1952, as extended by Senate Resolution 47 (83d Congress, 1st Session), relating to an examination and review of the administration of the Trading With the Enemy Act.

(2) The inspection of returns authorized in this section may be made by the Committee or a duly authorized subcommittee thereof, acting directly as a committee or as a subcommittee, or by or through such examiners or agents as the Committee or subcommittee may designate or appoint in its written request hereinafter mentioned. Upon written request by the Chairman of the Committee or of the authorized subcommittee to the Secretary of the Treasury, giving the names and addresses of the taxpayers whose returns it is necessary to inspect and the taxable periods covered by the returns, the Secretary of the Treasury and any officer or employee of the Treasury Department, with the approval of the Secretary of the Treasury, may furnish such Committee or subcommittee with any data relating to or contained in any such return, or may make such return available for inspection by the Committee or subcommittee or by such examiners or agents as the Committee or subcommittee may designate or appoint, in the office of the Commissioner of Internal Revenue. Any information thus obtained by the Committee or subcommittee thereof shall be held confidential: *Provided, however*, That any portion thereof relevant or pertinent to the purpose of the investigation may be submitted by the Committee to the United States Senate.

(b) Because of the immediate need of the said Senate Committee on the Judiciary to inspect the returns mentioned in this section, it is hereby found that it is impracticable and contrary to the public interest to issue this Treasury decision and notice and public procedure thereon under section 4 (a) of the Administrative Procedure Act, approved June 11, 1946, or subject to the effective date limitation of section 4 (c) of said act.

(53 Stat. 467; 26 U. S. C. 3791)

[SEAL] G. M. HUMPHREY,
Secretary of the Treasury.

Approved: April 22, 1953.

DWIGHT D. EISENHOWER,
The White House.

[F. R. Doc. 53-3675; Filed, Apr. 22, 1953;
3:39 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VII—Department of the Air Force

Subchapter A—Aid of Civil Authorities and Public Relations

PART 803—APPREHENSION AND ARREST OF PERSONS NOT SUBJECT TO MILITARY LAW

PART 813—DELIVERY OF AIR FORCE PERSONNEL TO CIVILIAN AUTHORITIES

1. The reference made to Part 503, Chapter V, Department of the Army (13

F. R. 8751; 32 CFR Part 803) as being applicable to the Department of the Air Force is rescinded and the following is substituted therefor:

§ 803.1 *Persons not subject to the Uniform Code of Military Justice*—(a) *General.* All members of the Air Force have the ordinary right of civilians to assist in the maintenance of the peace. Usually, therefore, when a felony or a misdemeanor amounting to a breach of the peace is being committed, members of the Air Force have the right, as do civilians generally, to apprehend the perpetrator no matter what his status.

(b) *Ejection.* Persons not subject to military law who are found within the limits of military jurisdiction in the act of committing a breach of regulations, not amounting to a felony or a breach of the peace, may be removed therefrom upon orders from the commanding officer and ordered by him not to re-enter. For the penalty imposed upon re-entrance after ejection, see section 1382, Title 18, United States Code (62 Stat. 765; 18 U. S. C. 1382).

[AFR 111-12] (R. S. 161, sec. 202, 61 Stat. 500, as amended; 5 U. S. C. 22, 171a)

2. Part 813 which sets forth the policy and procedure for the delivery of Air Force personnel to civilian authorities for trial is added to Subchapter A.

Sec.

813.1 General.

813.2 Policy.

813.3 Procedure for delivery.

AUTHORITY: §§ 813.1 to 813.3 issued under sec. 1, 64 Stat. 112; 50 U. S. C. 568.

DERIVATION: AFR 111-11.

§ 813.1 *General.* The commanding officer of a command exercising general court-martial jurisdiction, or a wing or base commander when authorized by the officer exercising general court-martial jurisdiction, may, in accordance with Article 14 of the Uniform Code of Military Justice (64 Stat. 112; 50 U. S. C. 568), authorize the delivery of a member of the Air Force under his command, when such member is accused of a crime or offense made punishable by the laws of the jurisdiction making the request, to the civil authorities of the United States or of a State of the United States under the conditions prescribed in this part.

§ 813.2 *Policy*—(a) *Offenses punishable by imprisonment for more than one year.* It is the general policy of the Department of Air Force to turn over to the civil authorities of the Federal Government or a State of the United States, upon their request, members of the Air Force charged with a civil offense punishable by imprisonment for more than one year, when such request is accompanied by a copy of the indictment, information, or other document which may be used in the particular jurisdiction to prefer formal charges of the commission of a criminal offense. In addition, it shall be the general policy of Department of the Air Force to turn over to Federal authorities, upon their request, members of the Air Force for whom a warrant of arrest has been issued for a Federal offense punishable by imprisonment for more

than one year, when such request is accompanied by a statement from a United States attorney that an indictment will be sought and that substantial grounds exist for belief that an indictment will be returned.

(b) *Offenses punishable by imprisonment for one year or less.* Upon request of civil authorities for the delivery of a member of the Air Force charged with an offense punishable by imprisonment for one year or less, the commanding officer authorized to deliver will exercise his discretion after consideration of the nature of the offense charged, other facts and circumstances, and the existing military situation. The request for delivery shall be accompanied by a copy of the information or other document which may be used in the particular jurisdiction to prefer formal charges.

(c) *Request for delivery by a State other than the State in which person requested is located.* With respect to the extradition process, military personnel may be considered to be in the same status as persons not members of the Armed Forces. It is contrary to the general policy of the Department of the Air Force to transfer members of the Air Force from a station within one State to a station within another State for the purpose of making such person amenable to civilian legal proceedings. Accordingly, if the delivery of a member of the Air Force is requested by a State other than the State in which he is located, the authorities of the requesting State may be required to complete the extradition process according to the prescribed procedures to obtain custody of a person from the State in which the individual is located and to make arrangements to take the individual into custody there.

§ 813.3 *Procedure for delivery*—(a) *Delivery to State authorities.* Prior to making delivery to the civil authorities of a State, the commanding officer having authority to deliver will obtain from the Governor or other duly authorized officer of such State a written agreement substantially in the following form:

In consideration of the delivery of _____ (Name, grade, and service number) _____ United States Air Force, to _____ at _____ for trial upon the charge of _____, I hereby agree, pursuant to the authority vested in me as _____, that the commanding officer of _____ will be informed of the outcome of the trial and that said _____ will be returned to Air Force authorities at the aforesaid place of his delivery, or issued transportation thereto without expense to the United States or to the person delivered, immediately upon completion of his trial upon the charge aforesaid in the event that he is acquitted upon said trial, or immediately upon satisfying the sentence of the court in the event that he is convicted and a sentence imposed, or upon other disposition of his case, unless the Air Force authorities shall have indicated that return is not desired.

The Air Force considers this agreement substantially complied with when the Air Force authority who delivered the accused is informed of his prospective release for return to Air Force authorities, and when the individual is furnished transportation back to his station to-

gether with necessary funds to cover his incidental expenses en route thereto.

(b) *Delivery to Federal authorities.* Persons desired by the Federal authorities for trial will be called for and taken into custody by a United States marshal, deputy marshal, or other officer authorized by law upon agreement that the alleged offender shall be returned to the custody of the Air Force immediately after having answered to the civil authorities for his offense, including service of any unsuspended sentence to confinement, except where the Air Force has advised the Federal authorities that the return of the offender is not desired. (At the time of delivery, the United States marshal, deputy marshal, or other officer should be advised, in writing, as to the location of the Air Force station nearest the place of trial where the delivered person may be returned to the custody of the Air Force.)

(c) *When return to Air Force control is not desired.* Upon the discharge of an airman or separation of an officer, subsequent to delivery to civil authorities, and when it is determined that return to Air Force control is not desired, the officer ordering the discharge or separation will take action to notify the civil authorities to whom the person was delivered that return of the offender is not desired.

[SEAL]

H. B. HOHMAN,
Colonel, U. S. Air Force,
Acting Air Adjutant General.

[F. R. Doc. 53-3594; Filed, Apr. 23, 1953;
8:47 a. m.]

Subchapter F—Reserve Forces

PART 861—OFFICERS' RESERVE

1. The following sections of Part 861 are rescinded: §§ 861.1 to 861.12 (32 CFR 861.1-861.12); §§ 861.1001 to 861.1009 (16 F. R. 9309, 17 F. R. 11144; 32 CFR 861.1001-861.1009); and §§ 861.1101 to 861.1112 (16 F. R. 2027; 17 F. R. 11144; 32 CFR 861.1101-861.1112).

2. The following §§ 861.1 to 861.13 and §§ 861.1001 to 861.1113 replace the rescinded sections listed in paragraph 1 above, and new §§ 861.21 to 861.36 are added to Part 861 as follows:

GENERAL

- Sec. 861.1 Purpose.
- 861.2 Definitions.
- 861.3 Composition of the Air Force Reserve.
- 861.4 Training categories of the Ready and Standby Reserve.
- 861.5 Qualifications for Ready Reserve status.
- 861.6 Qualifications for Standby Reserve status.
- 861.7 Assignment and retention on the Inactive Status List.
- 861.8 Retired Reserve.
- 861.9 Credit for active and inactive duty participation.
- 861.10 Minimum participation requirements.
- 861.11 Age-in-grade criteria.
- 861.12 Assignments within the Air Force Reserve.
- 861.13 Administration of the Air Force Reserve.

PROMOTIONS

- 861.21 Purpose.
- 861.22 Definitions.

No. 79—2

Sec.

- 861.23 Authority to effect promotions.
- 861.24 Requirements for promotion.
- 861.25 Air Force Reserve selection boards.
- 861.26 Promotion procedures.
- 861.27 Members of the Air National Guard of the United States in the active military service.

POINT-GAINING ACTIVITIES FOR AIR FORCE RESERVISTS

- 861.31 Purpose and policy.
- 861.32 Definitions.
- 861.33 Table of active and inactive duty points.
- 861.34 Limitations and minimum standards.
- 861.35 Basis for award and supporting evidence.
- 861.36 Maximum credit.

AUTHORITY: §§ 861.1 to 861.36 issued under sec. 251, 66 Stat. 495; 50 U. S. C. 1002. Interpret or apply secs. 101-259, 601-603, 66 Stat. 481-498, 501; 50 U. S. C. 901-1010, 1091-1093. Other statutory provisions interpreted or applied are cited to text.

DERIVATION: AFR's 36-68, 45-15, 45-3, 45-10, 45-5.

GENERAL

§ 861.1 *Purpose.* Sections 861.1 to 861.13 outline the personnel composition of the Air Force Reserve and state policy, standards, and procedures pertaining to the assignment, reassignment, and retention of airmen and officers below the grade of brigadier general who are not on extended active duty. Sections 861.1 to 861.13 also specify the methods by which Air Force Reserve officers and airmen may maintain their proficiency.

§ 861.2 *Definitions.* For the purpose of §§ 861.1 to 861.13, the following definitions apply:

(a) *Extended active duty.* Any tour of active duty performed by an individual with the active establishment, and entered into with the original expectation of serving for an indefinite or stated period of time. Tours under the provisions of §§ 861.1151 to 861.1177, regardless of duration, are not considered to be extended active duty. Extended active duty may be defined further as the only tour in which strength accountability changes from the Air Force Reserve to the active establishment. Air Force Reserve officers who are serving on active duty under the provisions of section V of the National Defense Act of 1916, as amended (sec. 5, 39 Stat. 167, as amended, 10 U. S. C. 38) and sections 234 and 252, of the Armed Forces Reserve Act of 1952 (secs. 234, 252, 66 Stat. 490, 496; 50 U. S. C. 962, 1003) are considered to be serving on extended active duty.

(b) *Active military service.* Full-time duty with the active establishment, either on extended active duty, or on active duty for training. The terms "active military service" and "active duty" are synonymous.

(c) *Active duty for training.* Full-time duty with the active establishment for the purpose of training. All tours accomplished under the provisions of §§ 861.1151 to 861.1177 are included in this definition.

(d) *Inactive duty training.* Unit training assemblies, and periods of training, instruction, duty, appropriate duties, or equivalent training, including hazardous duty, which are authorized by competent authority and which are

performed with or without compensation by a member of the Air Force Reserve while not on active duty for training. Inactive duty training also includes authorized additional duties performed in connection with prescribed training, administration, and maintenance activities of the unit to which the individual is assigned or for study in connection with completion of correspondence courses through the United States Air Force Extension Course Institute. Points will be awarded for inactive duty training in accordance with the provisions of §§ 861.31 to 861.36.

(e) *Competent authority.* Any authority designated by the Chief of Staff, United States Air Force.

(f) *Active status.* The status of all Reservists except those on the Inactive Status List of the Standby Reserve and in the Retired Reserve.

(g) *Obligated Reserve service.* The period of time that an individual must remain in the Air Force Reserve by operation of sections 4d (1), (2), and (3) and 6d (1), of the Selective Service Act of 1948 as amended (Universal Military Training and Service Act) (secs. 4, 6, 62 Stat. 607, 609 as amended; 50 U. S. C. App. 454), or as may otherwise be required by law. The following individuals, by the action of cited laws, possess an obligation:

(1) Those individuals appointed, enlisted, or inducted for a period of active service during the period June 24, 1948, to June 19, 1951, and who are or were transferred to the Reserve have a reserve service obligation of five or six years, as outlined under the provisions of sections 4d (1) and (2) of the Selective Service Act of 1948 (Universal Military Training and Service Act) (sec. 4, 62 Stat. 607; 50 U. S. C. App. 454).

(2) Those individuals enlisted, inducted, or appointed after June 19, 1951, and prior to reaching age 26 have a total service obligation of eight years under the provisions of section 4d (3) of the Selective Service Act of 1948 as amended, (Universal Military Training and Service Act as amended) (sec. 4, 62 Stat. 607; 50 U. S. C. App. 454).

(3) A senior division Air Force Reserve Officers' Training Corps student who signed a deferment agreement in accordance with section 6d (1) of the Selective Service Act of 1948 (Universal Military Training and Service Act) (sec. 6, 62 Stat. 609; 50 U. S. C. App. 454), is obligated upon being commissioned to complete a total of eight years of Reserve service. At least two years of active military service may be required of those individuals.

(h) *Nonaffiliated reservists.* Reservists who are not assigned to a unit or affiliated with an individual Reserve training program for points but who are physically and professionally qualified to participate and who meet established criteria with respect to age-in-grade, availability for active military service, and minimum participation requirements.

(i) *Ineligible reservists.* Reservists who are ineligible to participate in unit and individual Reserve training activities for points because of physical disqualifications, professional disquali-

fifications, or failure to meet established age-in-grade, and availability or minimum participation requirements.

(j) *Participation requirements.* The minimum participation required for maintenance of status in a particular element of the program. These requirements, which will be set forth in regulations applicable to each program element, may specify attendance at training periods, unit training assemblies, equivalent training or instruction, equivalent duty or appropriate duties, participation in correspondence courses, and other point gaining activities, including active duty for training. In addition to specific participation requirements for program elements, each Reservist to be eligible for participation must:

- (1) Meet age-in-grade requirements.
- (2) Be professionally qualified (maintain a level of proficiency sufficient to insure satisfactory performance of duty in the appropriate Air Force Specialty).
- (3) Be physically qualified for extended active duty.

§ 861.3 *Composition of the Air Force Reserve.* The Air Force Reserve includes all Reservists of the Air Force other than those who are members of the Air National Guard of the United States. It is divided into the Ready Reserve, the Standby Reserve and the Retired Reserve.

(a) The Ready Reserve consists of those units or individuals, or both, who are liable for active duty either in time of war, in time of national emergency declared by the Congress or proclaimed by the President, or when otherwise authorized by law.

(b) When Standby Reserve consists of those units or individuals, or both, who are liable for active duty only in time of war or national emergency declared by the Congress, or when otherwise authorized by law. Within the Standby Reserve will be the Inactive Status List, which is composed of qualified Air Force Reserve officers and airmen who have completed their total obligated Reserve service required of them by law, who request such status, and whose continued retention in the Air Force Reserve is determined to be in the best interest of the Air Force. While on the Inactive Status List of the Standby Reserve, Reservists will not be eligible for pay, promotion, or the accrual of points. They may be ordered to active duty involuntarily only after it has been determined that no qualified members of the Ready Reserve or members of the Standby Reserve not on the Inactive Status List are available for active duty.

(c) Retired Reserve consists of those Air Force Reserve officers and airmen whose names are placed on the United States Air Force Reserve Retired List and who are not eligible for inactive duty training pay, active duty for training, promotion, or the award of points. There is no organizational structure within the Retired Reserve. Members of the Retired Reserve may be ordered to active duty involuntarily when it is determined that no qualified members of the Ready or the Standby Reserve are available, but only in time of war or

national emergency declared by the Congress or when otherwise authorized by law.

§ 861.4 *Training categories of the Ready and Standby Reserve.* The Ready and Standby Reserve is divided into training categories A, B, C, D, E, F, and G, a division based upon the annual training participation authorized and/or required of units or training program elements and the individuals assigned thereto. In addition to being designated Ready, Standby, or Retired Reserve, each individual of the Ready and Standby Reserve will be assigned to a program element within one of the training categories. There are no program elements or training categories, however, within the Inactive Status List of the Standby Reserve or in the Retired Reserve. An Availability Classification Code determined in accordance with current directives is applicable to each training category. To be eligible for assignment with the Reserve Training Program a Reservist must possess an Availability Classification Code indicating equal or earlier availability than that specified for the Training Category concerned. If otherwise qualified an individual possessing Availability Classification Code AA is eligible for assignment to any training program. (Availability Classification Code AA includes those persons who will not require more than the normal 30 day notice to terminate their civilian status.)

(a) *Program elements.* The program elements within each training category are indicated below:

(1) *Training Category A.* Composed of Ready Reservists who possess an Availability Classification Code I, and who are assigned to one of the following program elements:

Combat Wings.
Combat Support Wings.
Flying Training Wings.

(2) *Training Category B.* Composed of Ready Reservists who possess an Availability Classification Code I, and who are assigned to one of the following program elements:

Specialist Training Units.
Mobilization Assignment Reserve Section.

(3) *Training Category C.* Composed of Ready Reservists who possess an Availability Classification Code I:

Applicable only when program elements are established.

(4) *Training Category D.* Composed of Ready and Standby Reservists who possess Availability Classification Codes I, II, or III (except that Ready Reserve Specialist Training Unit members who possess Code AA may not be placed in training category D) and who are assigned to one of the following program elements:

Specialist Training Units.
Volunteer Air Reserve Training Units.
Mobilization Designation Reserve Section.

(5) *Training Category E.* Composed of Ready and Standby Reservists who possess Availability Classification Codes I, II, or III:

Applicable only when program elements are established.

(6) *Training Category F.* Composed of Ready and Standby Reservists who possess an Availability Classification Code I, II, III, or IV and who are assigned to the following program element:

Nonaffiliated Reserve Section.

(7) *Training Category G.* Composed of Ready and Standby Reservists who possess any Availability Classification Code and who are assigned to the following program element:

Ineligible Reservists' Section.

(b) *Criteria for membership within training categories and program elements—(1) General.* The Training Categories A, B, C, D, E, F will be composed of personnel who are physically and professionally qualified for active duty and who fulfill existing skill, age, and grade requirements and participation standards within the categories. In addition, the specified criteria as outlined within the training categories in subparagraphs (2), (3), (4), and (5) of this paragraph must be fulfilled:

(2) *Categories A, B, and C.* The Availability Classification Code must not exceed Code I (one through three months).

(3) *Categories D and E.* The Availability Classification Code must not exceed Code III (seven through 12 months).

(4) *Category F.* The Availability Classification Code must not exceed Code IV (more than 12 months).

(5) *Category G.* Reservists who fail to meet the prescribed standards for retention in all of the other categories and who have not completed their period of obligated Reserve service will be reassigned to the Ineligible Reserve Section wherein they will remain for a period of one year prior to becoming eligible for assignment to any other program element. Ineligible Reservists who complete their obligated Reserve service will be placed on the Inactive Status List, separated, or retired as appropriate. Ineligible Reservists may not participate in any training programs or point gaining activities. They will, however, continue to receive the gratuitous 15 points a year for being a Reservist.

§ 861.5 *Qualifications for Ready Reserve status—(a) General.* All personnel of the Air Force Reserve who do not qualify for Standby Reserve status (see § 861.6), or for Retired Reserve status (see § 861.8), will remain in the Ready Reserve subject to the provisions of this section. All individuals commissioned, appointed, or enlisted as members of the Air Force Reserve, or transferred thereto, will be in the Ready Reserve and will remain therein until they qualify, apply for and are redesignated Standby Reservists or are placed in the Retired Reserve.

(b) *Assignment.* Individuals of the Ready Reserve who qualify for, but who do not elect, Standby status will be relieved of assignment to program elements within Training Categories A, B, or C and will be assigned to the Non-affiliated Reserve Section, or to the Ineligible Reserve Section, as appropriate.

unless the individual agrees in writing to accept or continue in an assignment to a unit or program of the Training Categories A, B, or C. Any member of the Standby Reserve may, at any time, request Ready Reserve status to qualify for an assignment to a program element of Training Categories listed in § 861.4. If the person is otherwise qualified for an existing position vacancy, such a request may be approved, provided further that the individual agrees in writing to accept such assignment. Acceptance of Ready Reserve status includes acceptance of vulnerability for involuntary active duty common to all Ready Reservists.

(c) *Agreements.* All agreements accomplished under this section will include a specified period of time which will be for not less than two nor more than five years. Agreements will become effective on the date of execution, or upon the date of assignment, whichever is later, and may be renewed at any time during the last ninety days of the specified period. If the individual is later relieved from his program element assignment, his Ready Reserve status will continue in effect until the agreement expires or is sooner terminated. Reasons which are sufficient to cause the release of the individual from his assignment are appropriate to be considered for termination of the agreement.

§ 861.6 *Qualifications for Standby Reserve status.* (a) All personnel of the Air Force Reserve are considered eligible for elective Standby Reserve status who have:

(1) Had 12 months of active military service between December 7, 1941, and September 2, 1945 and who, subsequent to June 25, 1950, served on active duty for at least 12 months.

(2) Completed not less than eight years' service as a member of a Reserve component since September 2, 1945.

(3) Completed a total of five years of active military service.

(b) Any individual who has served on extended active duty for any period of time may qualify for elective Standby status if he has satisfactorily participated in any accredited training program for a period which, when added to his period of active duty, totals not less than five years. In determining eligibility, satisfactory participation will include the following:

(1) Any period on or after January 1, 1953, during which the individual satisfactorily participates in a Reserve training program element in a Ready Reserve status.

(2) Any period between July 1, 1949, and January 1, 1953, during which the individual was assigned to, or enrolled in, any Reserve training program element (including the United States Air Force Extension Course Program) and fulfilled the minimum participation requirements prescribed therefor.

(3) All Reserve service completed prior to July 1, 1949.

§ 861.7 *Assignment and retention on the Inactive Status List.* Within the Standby Reserve an Inactive Status List will be maintained. This list will consist of Standby Reservists who have completed all required Reserve service and

who are unable or unwilling to participate in prescribed training. (See § 861.3 (b)).

(a) *Criteria for membership in the Inactive Status List.* Membership in the Inactive Status List of the Standby Reserve will be confined to those individuals whose continued retention in the Air Force Reserve is determined to be in the best interests of the Air Force. The following individuals may be considered:

(1) Standby Reservists who, upon completion of the total obligated Reserve service under the provisions of law:

(i) Request such status, or who
(ii) Fail to meet participation standards within active training categories.

(2) Retired airmen who have accrued 20 years of active Federal service and who were placed in the Air Force Reserve until completion of 30 years of active and inactive Federal service (sec. 4, 59 Stat. 539; 10 U. S. C. 948) unless they elect to participate actively in a Reserve training program.

(3) Individuals who have completed 20 years of satisfactory Federal service who fail to meet participation standards within active training categories will not be placed on the Inactive Status List. They will be subject to separation unless assignment to the Retired Reserve is requested.

(b) *Retention criteria in the Inactive Status List.* The following criteria will apply with respect to retention of status within the Inactive Status List of the Standby Reserve. Standby Reservists who have completed the prescribed period of obligated Reserve service and have:

(1) Requested assignment to the Inactive Status List may request assignment to a program element of an active training category at any time within 12 months following their placement on the Inactive Status List. All remaining personnel will, after completion of 12 consecutive months following assignment thereto, be subject to separation action.

(2) Been assigned to the Inactive Status List for failure to meet participation requirements may not be assigned to a program element of an active Training Category until the completion of one year from date of assignment to the Inactive Status List. Such personnel may request reassignment to an active Training Category effective upon completion of one year of Inactive Status List service. Individuals who do not request reassignment will be subject to separation action at the discretion of the Air Force. Those Reservists who are reassigned to an active program element, and who are for the second time assigned to the Inactive Status List for reason of failure to participate, will not thereafter be eligible to become active and will be considered for separation.

§ 861.8 *Retired Reserve.* Membership in the Retired Reserve is confined to those individuals whose names have been placed on the United States Air Force Reserve Retired List. There are no retention standards for members of the Retired Reserve, nor can any individual whose name has been placed on the United States Air Force Reserve Retired List be again designated as a

Ready or Standby Reservist. Members of the Air Force Reserve will, upon application, be assigned to the Retired Reserve when:

(a) Retired or granted retirement pay under the provisions Title II and III Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 201-205 and 301-313, 62 Stat. 1084-1091; 10 U. S. C. 594, 943a, 971b, 1001-1007, 1036, 1036a-i).

(b) Retired for physical disability, either temporarily or permanently, pursuant to Title IV, Career Compensation Act of 1949 as amended (secs. 401-415, 63 Stat. 816-825 as amended; 37 U. S. C. 271-285).

(c) Discharged for disability with severance pay under Title IV of the Career Compensation Act of 1949 as amended (secs. 401-415, 63 Stat. 816-825 as amended; 37 U. S. C. 271-285).

NOTE: Members of the Reserve components who have been discharged or retired under the provisions of the Career Compensation Act (63 Stat. 802; 37 U. S. C. 231-320), do not retain a Reserve status and therefore membership in the Retired Reserve is contingent upon reappointment or reenlistment in the Air Force Reserve.

(d) Found to be physically unfit for active duty other than as a result of their own misconduct, if they have completed eight or more years of "satisfactory Federal service" under the provisions of Title III, Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 301-313, 62 Stat. 1084-1091; 10 U. S. C. 1036, 1036a-i).

(e) Eligible for retirement under Title III, Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 301-313, 62 Stat. 1084-1091; 10 U. S. C. 1036, 1036a-i), having completed 20 years or more satisfactory Federal service but have not yet attained age 60.

(f) Sixty years of age, if they have completed:

(1) Eight or more years of "satisfactory Federal service" under the provisions of Title III, Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 301-313, 62 Stat. 1084-1091; 10 U. S. C. 1036, 1036a-i) or;

(2) Twenty or more years of honorable active and/or Reserve service.

§ 861.9 *Credit for active and inactive duty participation.* Points will be awarded for active duty and for inactive duty training in accordance with the provisions of §§ 861.31 to 861.36.

(a) Minimum participation standards are prescribed in regulations appropriate to the program element of assignment. The commander of the unit of assignment is responsible for determining whether established minimum participation requirements have been met. He will initiate reassignment action as appropriate.

(b) For the purpose of determining whether minimum requirements have been met, gratuitous points granted under Title III, Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 301-313, 62 Stat. 1084-1091; 10 U. S. C. 1036, 1036a-i) will be counted.

§ 861.10 *Minimum participation requirements.* (a) Failure to fulfill par-

participation requirements as otherwise prescribed for the unit or individual training program element to which the individual is assigned will result in the individual's being relieved from such assignment. A Reservist so relieved may be reassigned to a unit or individual training program of lesser participation requirements, if qualified and if he so requests. Otherwise, the individual will be assigned to the Ineligible Reserve Section.

(b) All Reservists in an active status in the Ready Reserve and Standby Reserve, except those individuals in the Ineligible Reserve Section of Category G, must accrue a minimum of thirty points annually regardless of the program element of assignment.

(c) Waivers, for failure to meet minimum participation standards, for Mobilization Designees and Nonaffiliated Reservists may be granted in exceptional cases by the Chief of Staff, United States Air Force, in the manner prescribed in regulations applicable to those program elements. However, waivers may be granted by the commanding general of the major command of assignment to Nonaffiliated Reservists who reside outside of the United States where Reserve training, including United States Air Force Extension Courses, is not available.

§ 861.11 Age-in-grade criteria. (a) There are no age-in-grade criteria for retention of status in program elements of Training Categories F and G, nor for retention of status in the Inactive Status List of the Standby Reserve, excepting the maximum of 60 for officers. There is no maximum age-in-grade for Air Force Reserve airmen. The following maximum age-in-grade criteria are established for assignment or retention in Training Categories A, B, C, D, and E.

- (1) Colonel—58.
- (2) Lieutenant Colonel—53.
- (3) Major—48.
- (4) Captain—42.
- (5) Lieutenant—36.

Colonels who reach age 58 while assigned to a Reserve unit or while possessing a Mobilization Assignment or Designation will not be reassigned solely because of age, but may continue in such an assignment until reaching age 60 if otherwise qualified for retention.

(b) Maximum age-in-grade provisions may be waived for successive one year periods until the officer has had an opportunity to qualify for and be considered for promotion. No waiver may be granted those individuals who have reached the maximum age-in-grade for the next higher grade or who have reached 60. All requests for waivers will be fully justified and are subject to approval by the major air command of assignment, or by the Continental Air Command numbered air force, in the case of individuals under the jurisdiction of ConAC. In addition, requests for successive waivers will indicate the reasons for the officer's failure to be considered for promotion during the previous waiver period. Copies of all waivers granted will be furnished the Continental Air Command numbered air force having custody of the individual's master personnel record.

(c) Upon completion of 20 years of satisfactory Federal service, those indi-

viduals who have reached age 60 may apply for retirement under the provisions of Part 865 of this chapter. The names of individuals with 20 or more years of satisfactory Federal service regardless of age may, upon their application, be placed on the Reserve Retired List where they will become eligible for retirement pay upon reaching age 60.

§ 861.12 Assignments within the Air Force Reserve. Assignment and reassignments within or between units or program elements, and assignments to or from the Inactive Status List of the Standby Reserve, will be effected by Air Force Reserve orders. The designation of individual Ready, Standby, or Retired status will be reflected in all orders pertaining to each individual. Redesignation of the individual's status will be accomplished by Air Force Reserve orders whenever the individual accepts, or ceases to hold, Ready, Standby, or Retired status.

(a) Individuals of the Ready or Standby Reserve who are determined by appropriate authority to be permanently physically disqualified may request Retired Reserve status and, if otherwise qualified, will be granted such status. An individual of this category who is not qualified for Retired Reserve status will be subject to separation action.

(b) Redesignation of Ready Reservists will be made when the individual requests such a redesignation and is qualified for:

- (1) Standby Reserve status in accordance with § 861.6, or
- (2) Retired Reserve status in accordance with § 861.8.

(c) Redesignation of Ready Reservists may be accomplished regardless of the individual's desire when the individual:

- (1) Has failed to participate satisfactorily in an active training program, and
- (2) Is qualified for Standby status but has failed to request such status.

(d) Redesignation of Standby Reservists will be accomplished when the individual meets any of the following requirements:

- (1) Is qualified for and requests assignment to a program element available only to members of the Ready Reserve.
- (2) Fails to maintain minimum participation standards established for retention in a program element.
- (3) Has acquired 20 years of satisfactory service prior to reaching age 60 and requests Retired Reserve Status.

(e) Reassignment from the Inactive Status List of the Standby Reserve may be made when the individual is qualified for:

- (1) And requests Retired Reserve status, or,
- (2) Assignment to an active program element and requests such an assignment: *Provided further*, That an individual who has for the second time been assigned to the Inactive Status List for failure to maintain participation standards may not be reassigned to an active training program element.

(f) Reassignments within and between Air Force Reserve units or program elements will be effected when necessary to fill existing vacancies with fully qualified and available Reservists who volunteer for and indicate their willingness to ful-

fill the training standards and requirements of such assignments. Mandatory reassignments will be accomplished promptly when it has been determined that an individual no longer meets established age-in-grade criteria, physical or professional standards, or participation requirements established for the program element to which he is assigned.

§ 861.13 Administration of the Air Force Reserve. The Continental Air Command is charged with the responsibility of administering the various programs of the Air Force Reserve. That command will maintain the master personnel records of all Air Force Reservists not in the active military service except those of Reservists who have a retired status and those who hold general officer grade. Master personnel records of general officers and retired Reservists will be maintained by the Air Adjutant General, Headquarters United States Air Force. Continental Air Command will provide from Air Force Reserve resources, replacements for, or assignment to, vacancies in other major commands as required. The field personnel records of such individuals will be transferred to the gaining command concurrent with their assignment.

PROMOTIONS

§ 861.21 Purpose. Sections 861.21 to 861.27 prescribe general policies and procedures for the promotion in the Reserve of the Air Force of officer members of the Air Force Reserve to grades below that of brigadier general. Sections 861.21 to 861.27 also outline procedures whereby officer members of the Air National Guard of the United States serving in the active military service in a temporary United States Air Force grade higher than their permanent Reserve grade may apply for promotion in the Reserve of the Air Force (Air National Guard of the United States).

§ 861.22 Definitions. For the purpose of §§ 861.21 to 861.27, the following definitions apply:

(a) *Active status.* Status of an officer who is not on the Inactive Status List or on a retired list.

(b) *Promotion service.* Commissioned service in an active status in the Reserve of the Air Force and all periods of commissioned service in any of the services of the Armed Forces of the United States, exclusive of time spent in the inactive Air National Guard, inactive National Guard on an Inactive Status List, on a retired list, or any status wherein directives prohibit promotion credit. Promotion service for medical services officers and chaplains is only that service rendered in medical service and chaplain positions respectively.

(c) *Promotion.* Advancement to a higher permanent grade in the Reserve of the Air Force.

§ 861.23 Authority to effect promotions—(a) By whom effected. Promotion of officers of the Air Force Reserve is by direction of the President and will be effected by the following commanders:

(1) By commander of major air commands for those officers in the active military service.

(2) By the commander of the appropriate numbered air force of Continental Air Command for those officers not in the active military service.

(b) *Delegating authority.* This authority will not be delegated without prior approval from Headquarters United States Air Force.

§ 861.24 *Requirements for promotion—(a) Officers not in the active military service.* To be promoted to the next higher permanent grade, each officer of the Air Force Reserve will:

(1) Be in an active status.

(2) Occupy an authorized position vacancy of the higher grade as set forth in Table of Organization, Table of Distribution, or other authorized manning documents applicable to the Air Force Reserve. Promotion to the grade of first lieutenant does not require a position vacancy.

(3) Be recommended by immediate commanding officer.

(4) Complete the following minimum years of promotion service in an equivalent or higher grade:

From—	To—	Effective until Apr. 30, 1953	Effective May 1, 1953
		Years	Years
Second lieutenant	First lieutenant	3	3
First lieutenant	Captain	4	4
Captain	Major	5	6
Major	Lieutenant colonel	5	6
Lieutenant colonel	Colonel	4	4

(b) *Officer in a temporary United States Air Force grade higher than his permanent grade.* (1) In place of the requirements set forth in paragraph (a) (1), (2) and (3) of this section, except for United States Air Force "spot" appointment and those officers released from active military service for cause, an officer of the Air Force Reserve serving in active military service in a temporary United States Air Force grade higher than his permanent grade or who at time of release from active military service subsequent to June 26, 1950, is serving in a temporary United States Air Force grade higher than his permanent grade will, upon his application, be permanently promoted to that grade subject to the completion of the cumulative years of promotion service as prescribed below. Promotion service will be computed from date of appointment in current permanent grade preceded by any promotion service in an equivalent or higher grade prior to such date:

Permanent grade held	Cumulative years of promotion service for promotion to—				
	First lieutenant	Captain	Major	Lieutenant colonel	Colonel
Second lieutenant	3	5	9	13	16
First lieutenant		2	6	10	13
Captain			4	8	11
Major				4	7
Lieutenant colonel					3

(2) In determining date of appointment in current permanent grade, any promotions effected under Message AFPMP-4 AM-9033, April 18, 1952, may be disregarded in computing promotion service as prescribed in this section.

(3) Officers may be promoted more than one grade above their current permanent Reserve grade but in any event an officer will not be promoted to a permanent grade higher than his temporary grade referred to in subparagraph (1) of this paragraph.

(c) *Female Air Force Reserve officer.* A female Air Force Reserve officer designated as a woman medical specialist may not be promoted to a grade above major. A female Air Force Reserve officer other than a woman medical specialist may not be promoted to a grade above lieutenant colonel, except that the Director, Women in the Air Force, if qualified may be promoted to the grade of colonel upon release from active military service if not holding an appointment in the Regular Air Force or retired as a Regular Air Force officer.

§ 861.25 *Air Force Reserve selection boards—(a) Appointment.* Reserve selection boards will be appointed by the commanders of the major air commands concerned or the Continental Air Command numbered air forces, as appropriate, in such numbers and at such locations as these commanders consider necessary. Meetings of Reserve selection boards will be held at such time and place as may be directed by commanders of the major air commands or the Continental Air Command numbered air forces concerned, as appropriate.

(b) *Composition.* Reserve selection boards will be composed of an uneven number of officers not less than three as follows:

(1) Board members will be senior in grade to the person being considered for promotion.

(2) Officers of any component in active military service and Air Force Reserve officers not in active military service are eligible for membership on these boards.

(3) A majority of the voting members will, to the extent practicable, be officers of the Air Force Reserve and the entire board may be composed of officers of the Air Force Reserve.

(4) At least one officer will be a rated officer for boards considering rated officers for promotion.

(5) If practicable, at least one member should be qualified in the particular specialty of the officer being considered.

(6) Boards considering a chaplain, an officer in the Medical Service, United States Air Force, or a judge advocate will have at least one member who is a chaplain, medical officer, or a judge advocate, as appropriate.

(7) Prior consent of an Air Force Reserve officer not in active military service will be obtained before appointment as a member of a Reserve selection board.

(c) *Procedure.* (1) A Reserve selection board will select and recommend only those officers considered by the board to be fully qualified for promotion to the next higher permanent grade in the Reserve of the Air Force.

(2) Each officer who is appointed a member of a Reserve selection board will swear or affirm that he will, without prejudice or partiality, and, having in view both the special fitness of officers and the efficiency of the Air Force, perform the duties imposed upon him as a member of such board. A majority of the total membership of any Reserve selection board must concur in each recommendation made by the board.

(d) *Findings.* (1) A Reserve selection board will submit its findings directly to the appointing authority.

(2) The findings of the board will be regarded as confidential.

§ 861.26 *Promotion procedure—(a) For officers not in the active military service.* (1) Recommendations for promotion will be forwarded through channels to the commander of the major air command or the Continental Air Command numbered air force concerned.

(2) The commander concerned will refer all recommendations to the appropriate Reserve selection board.

(3) The commander concerned will approve or disapprove the findings of the board.

(4) Approved recommendations and findings will be forwarded to the commander of the Continental Air Command numbered air force having custody of the master personnel record of the officer concerned and will indicate that each officer recommended:

(i) Fulfills all requirements of §§ 861.21 to 861.27.

(ii) Is assigned to his command.

(iii) Was selected and recommended for promotion by a Reserve selection board.

(5) The commander of the Continental Air Command numbered air force concerned will, if no derogatory information is contained in the record of the officer selected and recommended, promote such officer to the permanent grade for which recommended.

(6) If derogatory information is contained in the record of the officer concerned, which, in the opinion of the commander of the Continental Air Command numbered air force, is of sufficient importance to preclude promotion to the grade for which recommended, the case will be referred to the Director of Military Personnel, Headquarters United States Air Force, Washington 25, D. C.

(7) Recommendations for promotion disapproved by the commander of the major air command or the Continental Air Command numbered air force concerned will be returned through channels to the initiating office.

(8) An officer eligible for promotion under § 861.24 (b) will, upon his application, through channels, to the commander of the Continental Air Command numbered air force concerned, be promoted to the appropriate higher permanent grade. Such promotions will be accomplished without board action.

(b) *For officers in active military service.* Officers eligible for promotion under § 861.24 (b) will upon application, through channels, to the commander of the major air command concerned, be promoted to the appropriate higher permanent grade. Headquarters United

States Air Force will effect such promotions for officers not assigned to a major air command upon their application, through channels, to the Director of Military Personnel, Headquarters United States Air Force, Attention: Promotions and Separations Division, Washington 25, D. C.

(c) *Orders.* Promotion of Air Force Reserve officers in active military service will be effected by special orders and for officers not in active military service, by Air Force Reserve orders. Such promotions constitute new appointments in the Reserve of the Air Force for an indefinite term. An oath of office or acceptance is not necessary as an officer promoted to a higher grade is considered for all purposes to have accepted the promotion upon the date of the order announcing the same, unless he expressly declines the promotion. (56 Stat. 787; 10 U. S. C. 588).

§ 861.27 *Members of the Air National Guard of the United States in active military service.* Officers of the Air National Guard of the United States in the active military service who meet the requirements for promotion under § 861.24 (b), may apply for such promotion in the following manner:

(a) Application for Federal recognition and promotion accompanied by an extract true copy of the Air Force order effecting promotion to the higher temporary United States Air Force grade will be initiated by the officer concerned directly to the Adjutant General of the appropriate State, Territory, or the District of Columbia. Approved applications will be appropriately indorsed by the Adjutant General and forwarded to the Chief, National Guard Bureau. Supporting papers to accompany approved applications are as follows:

(1) State, Territory, or District of Columbia order effecting appointment of the officer concerned in the higher grade. Such order must contain a statement substantially as follows: "Officer may be examined by any duly appointed Federal recognition board."

(2) An extract true copy of the order effecting promotion of the officer concerned to the higher temporary United States Air Force grade.

(b) Approved applications will be considered by a Federal recognition board appointed in the National Guard Bureau and the officer will be notified of final action.

POINT-GAINING ACTIVITIES FOR AIR FORCE RESERVISTS

§ 861.31 *Purpose and policy—(a) Purpose.* Sections 861.31 to 861.36 establish the basis and standards for earning and awarding points for retirement benefits for officers and airmen of the Air Force Reserve under the Army and Air Force Vitalization and Retirement Equalization Act of 1948 (secs. 301-313, 62 Stat. 1084-1091; 10 U. S. C. 1036, 1036a-i). Sections 861.31 to 861.36 apply to all Reservists in an active status.

(b) *Policy—(1) Active Air Force Reserve program elements.* Points required to meet participation requirements in the several active Air Force Reserve program elements, for example,

combat training wings, flying training wings, combat support training wings, mobilization assignment Reserve section, specialist training units, Volunteer Air Reserve training units, mobilization designation Reserve section, and non-affiliated Reserve section will be awarded on the same basis as the points awarded for retirement purposes.

(2) *Persons assigned to Ineligible Reserve Section, on Inactive Status List, or in Retired Reserve.* Persons who are assigned to the Ineligible Reserve Section may not participate in point-gaining activities, but will be awarded 15 gratuitous points annually for Reserve membership. Persons who are on the Inactive Status List of the Standby Reserve or in the Retired Reserve are not eligible for the award of points.

(3) *Pay status.* Points may be earned pursuant to § 861.33 whether or not the persons are in a pay status, except that persons earning points under § 861.33 (h) must be in an inactive duty training pay status.

(4) *Reserve personnel of other services.* Reserve personnel of other services attached for duty with the Air Force Reserve will be governed by appropriate regulations of their respective service.

(5) *Simultaneous participation in more than one activity.* Sections 861.31 to 861.36 will not be interpreted as permitting simultaneous participation in more than one activity for point-gaining purposes. For example, if points are being credited for attendance at a unit training assembly, points will not be credited for flying time accomplished in connection with such assembly.

§ 861.32 *Definitions.* For the purpose of §§ 861.31 to 861.36, the following definitions apply:

(a) *Point.* The unit of measurement which is recorded in appropriate forms to reflect the activities or status of qualified persons of the Air Force Reserve. The activities for which points are awarded are specifically stated in §§ 861.31 to 861.36.

(b) *Active military service.* Full-time duty with the active establishment, either extended active duty or active duty for training. The terms "active military service" and "active duty" are synonymous.

(c) *Active duty for training.* Full-time duty with the active establishment for training.

(d) *Inactive duty training.* A period of training, instruction duty, appropriate duties, or equivalent training, including hazardous duty, which has been authorized by competent authority and performed with or without compensation by a member of the Air Force Reserve. (These periods of duty are performed while not on active duty or on active duty for training.) Inactive duty training also includes authorized additional duties performed in connection with the prescribed training and maintenance activities of the unit to which the person is assigned or for studies in connection with the completion of United States Air Force extension courses.

(e) *Training period.* A duly authorized period of instruction performed by persons which is not in conjunction with

the Table of Organization or Table of Distribution unit training. Such training periods will be of at least two and normally four hours in duration provided that two training periods if conducted within one calendar day must total at least eight hours.

(f) *Unit training assembly.* A duly authorized and scheduled period of instruction conducted by Table of Organization and Table of Distribution units. Such unit training assemblies will be of at least two and normally four hours in duration provided that two training assemblies if conducted within one calendar day must total at least eight hours.

(g) *Period of equivalent training or instruction.* Attendance at, or participation in, any one of the following activities for a continuous period of not less than two and normally four hours:

(1) Supervised training on an inactive duty status with units or activities of the active establishments of the Armed Forces, when such training is specifically authorized by competent authority and when the character of the training is such as to result in increased military proficiency of the person concerned, and when satisfactory participation is certified by the commanding officer of the Regular unit or activity concerned.

(2) Training on inactive duty status with units of the Army, Navy, Marine Corps, or Coast Guard Reserve under the conditions specified in subparagraph (1) of this paragraph.

(3) Flight training performed by rated personnel in military aircraft when such flight training is accomplished in accordance with published minimum proficiency standards for the Reserve program element to which assigned provided that such training is not conducted as part of any other point-gaining activity specified herein.

(4) Attendance at training assemblies of military personnel, other than unit training assemblies, when such training assemblies are pursuant to an approved course of training or are specifically authorized by competent authority.

(5) Duties performed by medical and dental personnel for the accomplishment of the following:

(i) A minimum of two authorized physical examinations for flying or three general physical examinations for personnel of any component of the United States Armed Forces or for enlistment or appointment therein.

(ii) A minimum number of the following types of authorized dental examinations for personnel of any component of the United States Armed Forces or for enlistment or appointment therein. A pro rata combination of various types of examinations is authorized:

(a) Three type 1 examinations.

(b) Six type 2 examinations (Standard Form 88, "Report of Medical Examination," is included in this type only when X-rays are taken).

(c) Eight type 3 examinations (SF 88 is included in this type when X-rays are not taken).

(d) Sixty type 4 examinations.

(iii) A minimum of 12 authorized inoculations.

(6) Duties performed in operation of Military Amateur Radio System supervised network drills.

(7) Instructor duties at Civil Air Patrol and Air Explorer assemblies and with Ground Observer Corps groups pursuant to an authorized course of instruction when such duty is authorized by competent authority.

(h) *Period of equivalent duty or appropriate duties.* Accomplishment of any one of the following duties, while on an inactive duty status, for a continuous period of not less than two and normally of four hours:

(1) Duties performed under the jurisdiction of the Selective Service System when such duty is approved by competent authority and is certified by the Director of Selective Service or by his duly authorized military representative that the performance of such duty was satisfactory.

(2) Duty relating to procurement planning and industrial mobilization when certified as satisfactorily performed by the commander of the appropriate major air command, Chief of Staff, United States Air Force, Joint Chiefs of Staff, or Department of Defense agency under whose jurisdiction the work is performed.

(3) Recruiting duty when authorized by competent military authority and participation is certified as satisfactory by an authorized military representative of the recruiting service.

(4) Duty in connection with the planning supervision of training, administration and supply of the Reserve Forces, including administration and liaison duties with Civil Air Patrol, when such duty is authorized by competent authority and satisfactory accomplishment is certified by the officer under whose jurisdiction such duty was performed and, under similar conditions, other duties which may be authorized from time to time by the Department of the Air Force.

(i) *Competent authority.* Any authority designated by the Chief of Staff, United States Air Force. This authority may be delegated to subordinate commanders.

(j) *Active status.* The status of all Reservists except those Reservists on the Inactive Status List of the Standby Reserve and in the Retired Reserve.

§ 861.33 *Table of active and inactive duty points.* Persons of the Air Force Reserve will be awarded points as follows:

(a) Fifteen points for each year of membership in the Reserve of the Air Force.

(b) One point for attendance at an authorized unit training assembly.

(c) One point for each day of active duty, including extended active duty and active duty training.

(d) One point for accomplishment of an authorized training period.

(e) One point for participation in a period of equivalent training or instruction.

(f) One point for accomplishment of a period of equivalent duty or appropriate duties.

(g) One point for each three hours of extension courses satisfactorily completed. Points will be awarded to officers only for the completion of courses above precommissioning and indoctrination level.

(h) One point for each four hours of flying time performed in military aircraft by rated personnel and recorded on the person's AF Form 5 or 5A, "Individual Flight Record," when such flying time is accomplished pursuant to published minimum proficiency requirements for the Reserve program element to which the person is assigned. Flying time credited as a point-gaining activity for the purpose of §§ 861.31 to 861.36 need not be accomplished in a continuous or within any specified period of time and will be cumulative.

(i) One point for duty as instructor at:

(1) Authorized unit training assemblies.

(2) Authorized unit schools.

(3) Authorized assemblies of military personnel other than unit training assemblies.

(4) Air Force Reserve Officers' Training Corps, Army Reserve Officers' Training Corps, or Naval Reserve Officers' Training Corps classes.

(5) Civil Air Patrol or Air Explorer assemblies and with Ground Observer Corps groups pursuant to an authorized course of instruction, when such duty is ordered by competent authority.

NOTE: A person will not be credited for instructional duty accomplished at an assembly for which he is being credited with attendance. This restriction will not affect credit for preparation.

(j) One point for preparation of each hour of instruction, but not to exceed two points for preparation of any one instruction period. If the subject is presented more than once, additional points will not be credited for subsequent preparation.

(k) Not more than one point will be credited to a person for participation in, or accomplishment of, within any one calendar day, any of the above point-gaining activities, unless the total or aggregate duration of such participation or accomplishment is at least eight hours. For the purpose of complying with this provision, points earned in accordance with paragraphs (g) and (j) of this section will be credited on days other than those on which credit is given for other types of point-gaining activities.

§ 861.34 *Limitations and minimum standards.*—(a) *Limitations.* Points are awarded under §§ 861.31 to 861.36 to provide an inducement or incentive for members of the Reserve to participate in the various Reserve programs. These credits accrue towards retirement benefits as compensation for time and effort spent in maintaining proficiency in a military skill. The fact that a Reservist through his civilian pursuits may maintain proficiency in a military skill is incidental and does not imply sacrifice on the part of the person.

(b) *Minimum standards.* To qualify for the award of points for participation in any type of inactive duty training, the duty must:

(1) Be performed in the person's capacity as a Reservist and with a view toward enhancing his mobilization potential.

(2) Require an outlay of time and effort beyond that required in the normal course of his civilian occupation.

(3) Have been authorized by competent authority prior to commencement of the training.

(4) Be performed without remuneration other than pay as a member of the Air Force Reserve.

(5) Demonstrably improve the person's fitness to perform his prospective mobilization duties or similarly improve the fitness of others.

(6) Be controlled and/or supervised by the military.

§ 861.35 *Basis for award and supporting evidence.* The basic Air Force form on which points will be recorded is AF Form 190, "United States Air Force Reserve Personnel Record Card." Entries will not be made in individual AF Forms 190 which are not supported by one or more of the following properly authenticated documents:

(a) AF Form 40, "Authorization for Inactive Duty Training." For credit for inactive duty training.

(b) AF Form 5 or 5A. For credit for flying time.

(c) *Certification of completion.* For credit for extension courses.

(d) *Active duty orders (special orders or Air Force Reserve orders) and DD Form 214, "Report of Separation from the Armed Forces of the United States."* For credit for active duty.

(e) DA AGO Form 66, "Officer's, Warrant Officer's, and Flight Officer's Qualification Record." For 15 (gratuitous) membership points annually for commissioned personnel.

(f) WD AGO Form 24A or DD Form 230, "Service Record." For 15 (gratuitous) points annually for enlisted personnel.

§ 861.36 *Maximum credit.*—(a) *For inactive duty training.* Not more than 60 points for inactive duty training may be credited for retirement purposes during any one year.

(b) *For active duty or combined active duty or inactive duty training.* Not more than 365 points (366 during leap years) for active duty or a combination of active duty and inactive duty training may be credited for retirement purposes during any one year.

(c) *Gratuitous points.* Fifteen gratuitous points will be awarded annually, as authorized: *Provided,* That the totals established in paragraphs (a) and (b) of this section, are not exceed.

(d) *For purposes other than retirement.* Sections 861.31 to 861.36 do not limit the number of points a person may be awarded for purposes other than retirement for participation in authorized training activities.

MOBILIZATION AND TRAINING

Sec.	
861.1001	General.
861.1002	Definitions.
861.1003	Mobilization assignment.
861.1004	Mobilization designation.
861.1005	Training attachments.

Sec.	
861.1006	Requests for mobilization assignment or designation.
861.1007	Requisitioning Air Force Reserve personnel.
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INACTIVE DUTY TRAINING PAY AND ALLOWANCES

861.1101	Purpose and policy.
861.1102	Definitions.
861.1103	Methods of qualifying.
861.1104	Mobilization assignees.
861.1105	Specialist training units.
861.1106	Table of organization and table of distribution units.
861.1107	Maximum number of paid training periods or unit training assemblies.
861.1108	Week-end training.
861.1109	Flying pay.
861.1110	Authorized equivalent duties.
861.1111	Administrative function pay.
861.1112	Training without remuneration.
861.1113	Waiver of pension, retirement pay, disability compensation, and other emoluments.

AUTHORITY: §§ 861.1001 to 861.1113 issued under sec. 251, 66 Stat. 495; 50 U. S. C. 1002. Interpret or apply secs. 101-259, 601-603, 66 Stat. 481-498, 501; 50 U. S. C. 901-1010, 1091-1093. Other statutory provisions interpreted or applied are cited to text.

DERIVATION: AFR's 36-68, 45-15, 45-3, 45-10, 45-5.

MOBILIZATION AND TRAINING

§ 861.1001 *General*. Sections 861.1001 to 861.1009 establish procedures for the assignment or designation of Air Force Reserve officers below the grade of brigadier general and airmen to specific mobilization positions. The total mobilization positions to be filled by Air Force Reserve personnel will be established by Headquarters United States Air Force for each major air command, based on mobilization requirements, the training capacity of the commands, and the availability of qualified Reservists. Mobilization positions will be filled by mobilization assignees and mobilization designees. The number of persons holding mobilization assignments to mobilization positions will also be limited by the funds available for inactive duty training pay. All remaining mobilization positions may be filled by mobilization designees.

§ 861.1002 *Definitions*—(a) *Mobilization positions*. Additional military personnel authorizations required to be filled in Air Force commands and activities in the event of full and/or partial mobilization. A mobilization position is filled by either a mobilization assignee or mobilization designee.

(b) *Mobilization assignee*. An Air Force Reserve officer or airman not on extended active duty who requires regular and frequent training to attain or retain proficiency in his mobilization position. Such persons are members of the Ready Reserve and are eligible for inactive duty training pay and authorized active duty training.

(c) *Mobilization designee*. An Air Force Reserve officer or airman not on extended active duty who, by virtue of previous military experience and/or the similarity of his civilian occupation to his duty Air Force Specialty Code, is capable of filling a mobilization position

with a minimum of training. Such persons may be members of the Ready or the Standby Reserve. A mobilization designee is not eligible for inactive duty training pay, but is eligible for active duty training subject to the availability of funds.

(d) *Training attachment*. The attachment, for training purposes only, of an Air Force Reserve officer or airman having a mobilization assignment or designation, to an appropriate unit or activity of the Regular Air Force, Air Force Reserve, or the Air National Guard of the United States (subject to the approval of the Air National Guard of the United States unit commander concerned), other than the unit or activity with which the mobilization position is held.

§ 861.1003 *Mobilization assignment*—(a) *Eligibility*. (1) A mobilization assignment may be given to a qualified member of the Air Force Reserve not on extended active duty who volunteers for such assignment: *Provided*, That:

(i) The person holds the Availability Classification Code necessary for assignment to this Ready Reserve program element as established in §§ 861.1 to 861.13, or accepts award of the appropriate code.

(ii) The person signifies in writing, his willingness to accept such assignment.

(2) In addition, Standby Reservists and Ready Reservists, who are eligible to elect Standby status must accomplish a signed statement accepting or retaining Ready Reserve status for a period of two to five years, the period selected being contingent upon the desires of the person.

(b) *Ineligibility*. (1) A mobilization assignment will not be given to a person who is a civilian employee of the Department of Defense or any of its agencies or military departments. Such persons may be given mobilization designations.

(2) Mobilization assignments will not be given to Reserve officers serving in the Regular Air Force as airmen or warrant officers.

§ 861.1004 *Mobilization designation*—(a) *Eligibility*. (1) A mobilization designation may be given to a qualified member of the Air Force Reserve not on extended active duty who volunteers for such assignment.

(2) A mobilization designation may be given to a qualified person who is either unwilling to accept a Ready Reserve mobilization assignment, or for whom an assignee vacancy does not exist.

(3) Such persons must meet the criteria for assignment to the Mobilization Designation Reserve Section of Training Category D, as established in §§ 861.1 to 861.13 and must signify, in writing, willingness to accept such assignment.

(b) *Ineligibility*. A mobilization designation will not be given to Reserve officers serving in the Regular Air Force as airmen or warrant officers.

(c) *Rotation of mobilization assignees and designees*. Persons filling mobilization positions will not be rotated between assignee and designee status to

permit additional personnel to receive inactive duty training pay.

§ 861.1005 *Training attachments*—(a) *Mobilization assignees*. Commanders of major air commands will insure that training attachments for mobilization assignees are made when distance or other reasons prevent participation in training at the place of mobilization assignment.

(b) *Restrictions*. (1) Mobilization assignees will not be given training attachments to units or activities not capable of providing adequate and effective training in their mobilization assignment capacities. If a person is unable to participate in training at his place of mobilization assignment, and a suitable training attachment cannot be provided, a mobilization assignment will not be made.

(2) Mobilization assignees may not be given inactive duty training attachments with Volunteer Air Reserve training units.

(c) *Mobilization designees*. (1) A mobilization designee may be given a training attachment when distance or other reasons prevent participation in training at the place of mobilization designation.

(2) A mobilization designee may receive inactive duty training with a Volunteer Air Reserve training unit, with the consent of the unit commander and the commander of the activity with which the person holds a designation.

§ 861.1006 *Requests for mobilization assignment or designation*—(a) *Specific requests*. An individual Reservist desiring a mobilization assignment or designation may request the assignment or designation by military letter to the headquarters of the major air command concerned. Letters of applicants not selected will be returned to the appropriate numbered air force. The numbered air force will notify these persons of their nonselection.

(b) *Nonspecific requests*. A person who desires to request a mobilization assignment or designation without specifying the major air command of assignment may submit his letter application to the numbered air force or Air Force Reserve district having administrative jurisdiction over the geographical area in which the person resides. These letter applications will be used by the numbered air forces in filling the requisitions referred to in § 861.1007.

(c) *Limiting requests*. Individual requests for a mobilization assignment or designation will not be submitted to more than one command at a time.

§ 861.1007 *Requisitioning Air Force Reserve personnel*. (a) Major air commands will requisition from the appropriate Continental Air Command numbered air force, Reserve personnel by grade and Air Force Specialty Code to fill mobilization positions for which applicants are not available (see § 861.1006). The numbered air force will provide career summaries on qualified personnel. Based upon the career summaries, major air commands will select persons desired for mobilization assignment or designation, and contact them directly regarding

such assignment. Major air commands will request the numbered air force having jurisdiction over selected persons whose applications are accepted to issue appropriate assignment orders, inclosing a copy of the application for assignment for placement in the person's master personnel record. Career summaries on persons not desired for assignment will be returned to the numbered air force with a remark to that effect.

(b) Major air commands desiring the assignment of persons known by name may request the appropriate numbered air force to furnish career summaries on such personnel prior to corresponding with the person regarding assignment.

§ 861.1008 *Relief from assignment or designation.* (a) In the event an officer or airman is found to be surplus or unsuitable for a mobilization assignment or designation, the major air command concerned, other than Continental Air Command, will issue appropriate orders relieving the officer or airman from mobilization assignment or designation and from assignment to the command, and will reassign the officer or airman for administrative control to the appropriate Continental Air Command numbered air force having jurisdiction over the area in which the officer or airman resides.

(b) A member of the Air Force Reserve ordered into the active military service who holds a mobilization position will be relieved of such position.

§ 861.1009 *Training—(a) Inactive duty training with activity in which assignment is held.* Whenever practicable, a person having a mobilization assignment or designation will accomplish inactive duty training with the unit or activity with which such mobilization assignment or designation is held.

(b) *Inactive duty training with other activities.* A Reservist having a mobilization assignment or designation to a unit or activity with which it is not practicable for the person to participate in inactive duty training may be attached to another activity or unit for training. (See § 861.1005).

(c) *Training requirements for mobilization assignees.* Twenty-four paid inactive duty training periods will be made available annually, and persons will be encouraged to participate in such training to the maximum in order to attain the individual proficiency which is desired.

(1) Mobilization assignees will be required to participate in a minimum of six inactive duty training periods each quarter.

(2) Mobilization assignees will be required to perform a normal fifteen day active duty tour each fiscal year. Any special tour or short tour for school training of 15 or more days is acceptable in place of this requirement. This requirement becomes effective July 1, 1953.

(3) Tours of active duty during a quarter may be credited toward the training period requirement for that quarter on the basis of one day of active duty equal to one training period.

(4) Mobilization assignees who fail to accomplish the minimum number of training periods a quarter or, subsequent

to July 1, 1953, the fiscal year active duty training requirement, will be relieved of assignment.

(d) *Active duty training of mobilization assignees.* Active duty training of mobilization assignees normally will be accomplished with the unit or activity of assignment or active duty training may be accomplished with the unit or activity to which attached for training. In exceptional instances only, where it is considered that better training can be afforded the person, an assignee may accomplish such training with other Regular Air Force, Ready Reserve Training Category A, or Air National Guard of the United States units or activities not further distant from the place where he is currently residing than his unit or activity of assignment.

(e) *Waivers of training requirements for mobilization assignees.* (1) In exceptional instances only, and upon written request of the person concerned, major air commands may waive the quarterly training requirement once in any fiscal year.

(2) On the basis of personal hardship only and upon the written request of the person concerned, major air commands may excuse a person from meeting the active duty training requirement once in any three-year period.

(3) A person will not be excused from the active duty training requirement and receive a quarterly inactive duty training waiver in the same fiscal year.

(4) This authority may be further delegated to subordinate air commands such as numbered air forces of Continental Air Command, Eastern Air Defense Force of the Air Defense Command, and so forth.

(f) *Training requirements for mobilization designees.* Mobilization designees must participate in authorized training activities to the extent of accruing a minimum of 30 points annually. The 15 gratuitous points granted annually for being a member of the active Reserve and points awarded for active duty will be counted toward meeting this requirement.

(g) *Active duty training of mobilization designees.* Active duty training performed by mobilization designees will be accomplished in accordance with paragraph (d) of this section.

(h) *Waivers of training requirements for mobilization designees.* Minimum participation requirements may be waived for mobilization designees whose civilian occupations are so directly allied with the duty Air Force Specialty Codes of the mobilization positions for which they have been designated that proficiency is considered to be retained by virtue of the civilian occupation. Individual applications for waivers will be submitted by military letter, through channels, to the Director of Training, Headquarters United States Air Force, Washington 25, D. C. Such letters will include a complete description of the person's civilian occupation.

(i) *Responsibility for training for proficiency.* The training of a person for proficiency in his mobilization assignment or mobilization designation will be the responsibility of the major air com-

mand in which such mobilization assignment or designation is held.

INACTIVE DUTY TRAINING PAY AND ALLOWANCES

§ 861.1101 *Purpose and policy—(a) Purpose.* Sections 861.1101 to 861.1113 set forth the eligibility and requirements whereby personnel of the Air Force Reserve may be compensated for the performance of inactive duty training under the Career Compensation Act of 1949 (63 Stat. 802; 37 U. S. C. 231-320).

(b) *Policy—(1) Ready Reservists.* Ready Reservists assigned to program elements within Training Categories A and B are eligible to receive inactive duty training pay.

(2) *Payment on a quarterly basis.* Eligible personnel will be paid on a quarterly basis to the extent provided for by appropriations for this purpose.

(3) *Assignments for which pay may be received.* To the extent of available funds, Ready Reservists in the following types of assignments are eligible to receive inactive duty training pay:

(i) Personnel who have mobilization assignments.

(ii) Personnel who are assigned to specialist training units provided that they have executed a signed statement to the effect that they will not request a delay in excess of 90 days if ordered into active military service.

(iii) Personnel who are assigned to Air Force Reserve combat, combat support, and flying training wings and units.

(4) *Uniform.* As a prerequisite to be eligible to receive inactive duty training pay, personnel referred to in subparagraph (3) of this paragraph will wear the proper uniform while participating in training for which pay is authorized.

(5) *Participation in more than one training period.* Participation in more than one training period or unit training assembly in any calendar day will not be authorized for pay purposes unless the total or aggregate duration of such participation is at least eight hours. When such participation is of at least eight hours duration, not more than two training periods or unit training assemblies may be authorized in any one day for pay purposes.

§ 861.1102 *Definitions—(a) Training period.* A duly authorized and scheduled period of instruction performed by a person with a mobilization assignment. Such training periods will be of at least two hours duration and normally will be of four hours duration. This term will include authorized attendance at a scheduled class of instruction of not less than two hours duration under the contract school training program.

(b) *Unit training assembly.* A duly authorized and scheduled period of instruction conducted by an Air Force Reserve Table of Organization or Table of Distribution unit. Such unit training assemblies will be of at least two hours duration and normally will be of four hours duration.

(c) *Competent authority.* Chief of Staff, United States Air Force, and commanders of major air commands. This

authority may be redelegated to subordinate commanders.

(d) *Inactive duty.* Duty performed by personnel of the Air Force Reserve not on active duty pursuant to their military functions and responsibilities. Such duty must be authorized by competent orders.

(e) *Inactive duty training pay.* Payment under the Career Compensation Act of 1949 (63 Stat. 802; 37 U. S. C. 231-320) for duty performed by members of the Air Force Reserve not on active duty. This inactive duty training pay includes training through participation in training periods and unit training assemblies or the performance of equivalent duties in place of attendance at a unit training assembly.

(f) *Equivalent duty.* Those periods of duty performed by members of the Air Force Reserve in place of attendance at a unit training assembly, as authorized in § 861.11.

(g) *Assigned strength.* The total of all personnel, officer and airmen, on the rolls of a unit.

(h) *Adjusted strength.* The strength of a unit (officers and airmen) after the number of personnel who are absent under competent authority have been deducted from the actual assigned strength.

§ 861.1103 *Methods of qualifying—(a) Airmen.* Airmen of the Air Force Reserve will be eligible for inactive duty training pay when pursuant to competent orders authorizing inactive duty training pay:

(1) They are physically present and perform duties during a duly authorized unit training assembly of the unit to which assigned, or

(2) They perform equivalent duties pursuant to competent orders, within 30 days immediately following the date of the authorized unit training assembly of the unit to which assigned, and for which equivalent duty has been authorized in place of attendance thereat.

(b) *Officers.* Officers of the Air Force Reserve will be eligible for inactive duty training pay when pursuant to competent orders authorizing inactive duty training pay:

(1) They are physically present and perform duties during a duly authorized unit training assembly of the unit to which assigned, and at which at least 60 percent of the adjusted strength of the unit was present, or

(2) They perform equivalent duties pursuant to competent orders, within 30 days immediately following the date of the authorized unit training assembly of the unit to which assigned, and for which equivalent duty has been authorized in place of attendance: *Provided*, That at least 60 percent of the adjusted strength of the unit was physically present for the unit training assembly for which equivalent duty has been authorized in place of attendance thereat.

(c) *Officers and airmen who hold mobilization assignments.* Officers and airmen of the Air Force Reserve who hold mobilization assignments are eligible for inactive duty training pay when pursuant to competent orders authorizing inactive duty training pay they are phys-

ically present and perform duties at a duly authorized training period.

(d) *Officers and airmen enrolled under contract school training program.* Officers and airmen holding Reserve assignments in an inactive duty training pay status who are enrolled in a course of instruction under the contract school training program are authorized inactive duty pay for attendance at each scheduled class of instruction. The combined total of such classes attended and other training periods or unit training assemblies attended for pay purposes, however, will not exceed the total number authorized for the training category to which assigned.

§ 861.1104 *Mobilization assignees—(a) Personnel quotas.* Personnel quotas for inactive duty training pay will be issued to the major air commands by Headquarters United States Air Force.

(b) *Number of training periods authorized.* Not more than 24 paid training periods in each fiscal year will be authorized personnel with mobilization assignments.

(c) *Accomplishing pay.* Pay for mobilization assignees trained by means of training attachments will be accomplished by the commands with which such personnel hold their mobilization assignments.

§ 861.1105 *Specialist training units—(a) Eligibility.* All Ready Reservists assigned to specialist training units provided that they have executed the signed statement referred to in § 861.1101 (b) (3) (i) are eligible to receive inactive duty training pay.

(b) *Number of training assemblies authorized.* Such personnel will be authorized not more than 24 unit training assemblies for pay purposes in each fiscal year.

§ 861.1106 *Table of organization and table of distribution units—(a) Eligibility.* All personnel assigned to the Air Force Reserve combat, combat support, and flying training units are eligible to receive inactive duty training pay.

(b) *Number of training assemblies authorized.* Such personnel will be authorized not more than 48 unit training assemblies for pay purposes in each fiscal year.

§ 861.1107 *Maximum number of paid training periods or unit training assemblies—(a) Training Category A.* A maximum of six unit training assemblies or training periods will be authorized for pay purposes in any one calendar month for personnel assigned to program elements in Training Category A for which 48 paid drills each fiscal year are authorized.

(b) *Training Category B.* A maximum of four training periods or unit training assemblies will be authorized for pay purposes in any one calendar month for personnel assigned to program elements in Training Category B in which 24 paid drills each year are authorized. A maximum of eight training periods or unit training assemblies will be authorized for pay purposes in any one quarter of a fiscal year for personnel assigned to program elements in Training Category B.

§ 861.1108 *Week-end training.* The full use of the two calendar days comprising a week-end is encouraged for the purpose of greater continuity of training (see § 861.1101 (b) (5)).

§ 861.1109 *Flying pay.* (a) Additional pay for flying is authorized for rated personnel qualifying for inactive duty training pay when such personnel accomplish minimum flight requirements.

(b) Rated personnel with other than aircrew assignments will not be considered to have participated in a training period or unit training assembly by virtue of individual flight training activities.

(c) Rated personnel with other than aircrew assignments will not be considered to have participated in a training assembly by virtue of flight training activities, unless such training is authorized by competent authority, and they are assigned to Table of Organization or Table of Distribution positions which require rated officers on flying status.

(d) Rated personnel with aircrew assignments will not be considered to have participated in a training period by virtue of flight training activities unless such training is authorized by competent authority and accomplished with the organization to which assigned or with a similar type of organization.

§ 861.1110 *Authorized equivalent duties.* Equivalent duty for pay purposes will be authorized only for those persons who do not attend the scheduled unit training assembly of the unit to which assigned for reasons considered by the commanding officer of the unit to be sufficient. The following duties may be authorized as equivalent duties:

(a) Duty in connection with the planning, maintenance, training, administration, and supply of the Air Force Reserve provided that such duty is considered by the authorizing commanding officer to be a requirement in the interest of the service. Satisfactory accomplishment thereof will be certified to by the officer under whose jurisdiction such duty was performed.

(b) Participation in, pursuant to competent orders, approved maneuvers, exercises, or the inspection of another Reserve unit at the duly scheduled unit training assembly of the unit concerned.

(c) Performance of flight training by aircrew members only for the purpose of maintaining minimum flight proficiency requirements for rated personnel.

§ 861.1111 *Administrative function pay—(a) Amount.* In addition to other inactive duty training pay, commanding officers of Air Force Reserve Table of Organization, Table of Distribution, specialist training and Volunteer Air Reserve training units having administrative functions connected therewith will receive pay on a quarterly basis within the limitation of appropriations, but not to exceed the following amounts:

(1) For units having an assigned monthly strength of 100 or more officers and airmen, \$20 a month.

(2) For units having an assigned monthly strength of 50 to 99 officers and airmen, \$15 a month.

(3) For units having an assigned monthly strength of 25 to 49 officers and airmen, \$10 a month.

(4) For units having an assigned monthly strength of less than 25 officers and airmen, \$5 a month.

(b) *Strength of unit.* For the purposes enumerated in paragraph (a) of this section, the actual assigned strength of the unit on the last day of each month will apply.

§ 861.1112 *Training without remuneration.* Sections 861.1101 to 861.1113 will not be interpreted to limit the amount of individual or unit training that may be authorized or voluntarily conducted without pay or reimbursement of any kind.

§ 861.1113 *Waiver of pension, retirement pay, disability compensation, and other emoluments.* Under the provisions of section 2, 64 Stat. 1067; 10 U. S. C. 369b, members of the Air Force Reserve who are entitled to draw pensions, retirement pay, disability allowance, disability compensation, or retired pay from the Government of the United States by virtue of prior military service, may waive such benefits when they elect to receive in lieu thereof, inactive duty training pay for attendance at scheduled training periods, unit training assemblies, courses of instruction, or other duty for which they may be entitled to receive compensation pursuant to law.

[SEAL] H. B. HOHMAN,
Colonel, U. S. Air Force,
Acting Air Adjutant General.

[F. R. Doc. 53-3595; Filed, Apr. 23, 1953;
8:48 a. m.]

PART 864—ENLISTED RESERVE

CROSS REFERENCE: For regulations applicable to airmen of the Air Force Reserve with respect to assignment, re-assignment, and retention, point-gaining activities, mobilization and training and inactive duty training pay and allowances, see §§ 861.1 to 861.13; 861.31 to 861.36; and, 861.1001 to 861.1113 of this chapter, *supra*.

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter XVI—Production and Marketing Administration, Department of Agriculture

[Defense Food Order 2, Sub-Order 1,
Revision 1; Termination]

[Defense Food Order 2, Sub-Order 2,
Revision 1; Termination]

[Defense Food Order 2, Sub-Order 3]

DFO 2—PROCESSED FRUIT AND VEGETABLES; SET ASIDE REQUIREMENTS

SO 1—CANNED VEGETABLES—SET ASIDE
REQUIREMENTS

SO 2—CANNED FRUITS—SET ASIDE
REQUIREMENTS

SO 3—CANNED FRUITS AND CANNED VEGETABLES—SET ASIDE REQUIREMENTS

It is hereby found and determined that the provisions of this order are

necessary and appropriate to promote the national defense; and it is, therefore, made effective pursuant to the authority vested in me by Defense Food Order 2, as amended (16 F. R. 3345, 4981). The pattern of regulation provided in this Sub-Order 3 is substantially identical with the pattern of regulation established under Sub-Order 1, Revision 1 and Sub-Order 2, Revision 1, and contains only minor changes from the provisions of such sub-orders. During the administration of Sub-Orders 1 and 2, there were frequent consultations with industry representatives with respect to the operation of the sub-orders. To the extent practicable in the formulation of this order, there has been informal consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

Summary of sub-order. This order names the canned foods which are required to be set aside from the 1953 production, and reserved for procurement by Government agencies pursuant to Defense Food Order 2. In addition, it provides a formula for determining the specific quantity of each canned food to be set aside by each processor. This formula consists of the establishment for each processor of a "base pack" to which is applied a prescribed percentage stated in the order. The order prescribes a time schedule for processors to meet in accumulating the set-aside quantity as the packing season progresses. It also sets forth processors' reporting requirements. It designates the Quartermaster General, United States Department of the Army, and his designees as the authorized purchasers of the canned foods so set aside and reserved. It prescribes a procedure for requesting releases, and makes applicable the provisions of Defense Food Order 4 which contains the procedure for filing petitions for relief in hardship cases.

The composition of the quantity of canned foods to be set aside under this order is not prescribed, but the order does indicate the preferences of Government agencies with respect to type, style, grade, and container sizes and types for each canned food.

The order does not apply to any processor with respect to any canned fruit for which the applicable quota amounts to less than 1,500 cases equivalent 24 No. 2½ size cans or to any canned vegetable for which the applicable quota amounts to less than 1,650 cases equivalent 24 No. 2 size cans.

REGULATORY PROVISIONS

Sec.

1. Definitions.
2. Canned foods to be set aside and reserved.
3. Stocks to be set aside.
4. Table 1—Canned fruits.
5. Table 2—Canned vegetables.
6. Exemptions.
7. Reports.
8. Release procedure.
9. Territorial scope.
10. Designation of authorized purchasers.
11. Petition for relief from hardship.
12. Effective date.
13. Termination of Sub-Order 1 and Sub-Order 2.

AUTHORITY: Sections 1 to 13, issued under sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154.

SECTION 1. *Definitions.* (a) Except as otherwise provided in this order, terms used in this order shall have the same meaning as when used in Defense Food Order 2, as amended (16 F. R. 3345, 4981).

(b) "Canned food" means any one or more canned fruits or canned vegetables.

(c) "Canned fruit" means each of the processed foods listed in column (A) of Table 1 and produced during the quota period therefor from fruit grown in the United States, its territories, or possessions.

(d) "Canned vegetable" means each of the processed foods listed in column (A) of Table 2 and produced during the quota period therefor.

(e) "Table 1" means Table 1 set forth in section 4 of this order as from time to time amended or revised; and "Table 2" means Table 2 set forth in section 5 of this order as from time to time amended or revised.

(f) "Quota period" means:

(1) With respect to canned apples, applesauce, and pineapple, the period beginning on June 1, 1953, and ending on May 31, 1954, both dates inclusive; and

(2) With respect to any other canned food, the period beginning on January 1, 1953, and ending on December 31, 1953, both dates inclusive.

(g) "Quota period pack" means, with respect to any canned food, the aggregate quantity of such canned food produced during the applicable quota period.

(h) "Base period" means:

(1) With respect to canned berries and purple plums, the period beginning on January 1, 1949, and ending on December 31, 1950, both dates inclusive;

(2) With respect to canned apples, applesauce, and pineapple, the period beginning on June 1, 1950, and ending on May 31, 1951, both dates inclusive;

(3) With respect to any other canned fruit, the period beginning on January 1, 1950, and ending on December 31, 1950, both dates inclusive;

(4) With respect to any canned vegetable, the two-year period beginning on January 1, 1949, and ending on December 31, 1950, both dates inclusive.

(i) "Production period," as applied to a specified year's pack, means:

(1) With respect to canned apples, applesauce, and pineapple, the period beginning on June 1 of the specified year, and ending on May 31 of the following year, both dates inclusive; and

(2) With respect to any other canned food, the period beginning on January 1 of the specified year, and ending on December 31 of that year, both dates inclusive.

(j) "Base pack" means:

(1) With respect to any canned fruit produced by any processor during the base period therefor, the aggregate quantity of the canned fruit so produced;

(2) With respect to any canned fruit that was not produced by a processor during the base period therefor but was produced by such processor during the applicable 1952 production period, the aggregate quantity of the canned fruit so produced;

(3) With respect to any canned fruit that was not produced by a processor during the base period therefor or the applicable 1952 production period, but was produced by such processor during the applicable 1951 production period, the aggregate quantity of the canned fruit so produced;

(4) With respect to any canned fruit that was not produced by a processor during the base period therefor or the applicable 1951 or 1952 production period, the quota period pack of such canned fruit;

(5) With respect to any canned vegetable produced by any processor during both calendar years of the base period, one-half the aggregate quantity of the canned vegetable so produced;

(6) With respect to any canned vegetable produced by any processor during only one calendar year of the base period, the aggregate quantity of the canned vegetable so produced;

(7) With respect to any canned vegetable that was not produced by a processor during the base period but was produced by such processor during the 1951 production period, the aggregate quantity of the canned vegetable so produced;

(8) With respect to any canned vegetable that was not produced by a processor during the base period or the 1951 production period but was produced by such processor during the 1952 production period, the aggregate quantity of the canned vegetable so produced; and

(9) With respect to any canned vegetable that was not produced by a processor during the base period or the 1951 or 1952 production period, the quota period pack of such canned vegetable.

SEC. 2. Canned foods to be set aside and reserved. (a) The aggregate quantity of a particular canned food that each processor is required, pursuant to Defense Food Order 2, as amended, to set aside and reserve for the requirements of Government agencies shall be the lesser of (1) the quantity obtained by multiplying his base pack for such canned food by the percentage listed therefor in column (B) of Table 1 or Table 2, as the case may be, or (2) his quota period pack of such canned food. Such aggregate quantity shall be the quota for such processor for such canned food.

(b) The canned food quotas are not required to be of any special composition; however, Table 1 and Table 2 set forth the preferences of Government agencies with respect to the types, styles, grades and container sizes and types, for each of the canned foods.

SEC. 3. Stocks to be set aside. (a) Except as otherwise prescribed in paragraph (b) of this section, each processor shall set aside and reserve his quota of each canned food in accordance with the following schedule:

(1) At least 50 percent of his quota not later than the date on which such processor's aggregate production of his quota period pack of the canned food is in an amount equal to 40 percent of his base pack of such canned food; and

(2) The balance of his quota not later than the date on which such processor's aggregate production of his quota period pack of such canned food is in an amount equal to 80 percent of his base pack of such canned food.

(b) With respect to each processor whose base pack of a particular canned food is his quota period pack, in accordance with section 1 (j) (4) or (9), the foregoing percentages shall be applied to the respective processor's estimate of his base pack.

SEC. 4. Table 1—Canned fruits: Set aside percentages and preferences with respect to style of pack, grade, and container sizes and types.

Canned fruits	Per- cent- age of base pack	Type—Style	Grade preference ¹		Preferred con- tainer sizes and types ²	
		Sequence denotes preference unless otherwise specified	First	Second		
(A)	(B)	(C)	(D)	(E)	(F)	
Apples.....	8.2	Sliced, heavy pack.....	U. S. Standard.....	U. S. Fancy.....	10's—2's.	
Apple sauce.....	5.4	.....	U. S. Fancy.....	.....	10's—2's.
Apricots.....	7.1	Halves, unpeeled.....	U. S. Choice.....	U. S. Fancy.....	10's—2½'s 8 oz.	
Blackberries.....	22.8	.....	(C)	.....	10's—2's.
Blueberries.....	13.3	.....	(D)	.....	10's—2's.
Cherries, R. S. P.....	6.3	Water pack.....	U. S. Standard.....	.....	10's—2's.
Cherries, sweet.....	10.7	(1. Dark, unpitted.....	} U. S. Choice.....	} U. S. Fancy.....	} 10's—2½'s 8 oz.	
Figs, Kadota.....	8.3	(2. Light, unpitted.....				
Fruit cocktail.....	4.4	.....	U. S. Choice.....	U. S. Fancy.....	10's—2½'s 8 oz.
Peaches.....	3.8	1. Yellow Cling- stone.....	} U. S. Choice.....	} U. S. Fancy.....	} 10's—2½'s 8 oz.	
		2. Yellow Free- stone.....				2. Slices.....
		3. Quarters.....				
Pears, Bartlett.....	5.2	(1. Halves.....	} U. S. Choice.....	} U. S. Fancy.....	} 10's—2½'s 8 oz.	
Pineapple.....	4.1	2. Quarters.....				
		1. Sliced whole.....				
		2. Tidbits.....				
		3. Chunks.....				
Purple plums.....	6.3	4. Crushed ³	U. S. Choice.....	U. S. Fancy.....	10's—2½'s 8 oz.	
		(Sweetened or unsweetened).				
		Whole, unpeeled, unpitted.....	U. S. Choice.....	U. S. Fancy.....	10's—2½'s 8 oz.	

¹ Grades are those defined in applicable U. S. Standards. Lots from which drawn samples have zero vacuum are not desired.

² 75 percent of requirements are preferred in container size listed first. Golden Lacquer pre-coating preferred for No. 10 size cans.

³ Federal Specification Z-B-421, Grade D, water pack or pie.

⁴ Federal Specification Z-B-491, a, Grade C, water pack.

⁵ Not more than 30 percent of requirement is preferred of crushed style.

SEC. 5. Table 2—Canned vegetables: Set aside percentages and preferences with respect to style of pack, grade, and container sizes and types.

Canned vegetables (A)	Percentage of base pack (B)	Style (C)	Grade preference ¹		Preferred container, sizes, and types ² (F) (cans unless otherwise specified) ³
		Sequence denotes preference unless otherwise specified	First (D)	Second (E)	
Asparagus.....	7.0	{1. Spears..... 2. Cut spears.....	U. S. Fancy.....	{U. S. Std. Min., score 80 points. ⁴ U. S. Fancy.....	2's. 10's—2's—303's.
Beans, lima.....	10.8	.....	U. S. Ext. Std.....	U. S. Fancy.....	10's—2's—303's.
Beans, green or wax. ⁵	6.3	Cut.....	U. S. Ext. Std. (round type).	U. S. Fancy (round type).	10's—2's—303's.
Carrots.....	11.0	{1. Sliced..... 2. Diced..... 3. Cut.....	U. S. Fancy.....	{U. S. Std. Min., score 80 points. ⁶	10's—2's—303's.
Corn, sweet.....	5.9	{Whole grain ? Cream style ?	U. S. Ext. Std. U. S. Fancy.....	U. S. Fancy..... U. S. Ext. Std.....	{Whole grain 10's—2's, No. 2 vacuum—303's. Cream style 2's—303's, No. 3 tall.
Peas, green.....	3.8	.....	U. S. Ext. Std. U. S. Fancy.....	U. S. Fancy..... U. S. Std. Min., score 80 points.	10's—2's—303's. 2½'s—No. 3 vacuum.
Sweetpotatoes ⁷	28.1	{1. Whole and pieces..... 2. Whole.....	U. S. Fancy..... U. S. Ext. Std. ⁸ or U. S. Fancy. ⁹	U. S. Std. Min., score 70 points. ¹⁰ U. S. Std. Min., score 70 points. ¹⁰	10's—2½'s—2's.
Tomatoes ⁸	8.8	.....	U. S. Ext. Std. ⁹ or U. S. Fancy. ¹⁰	U. S. Std. Min., score 70 points. ¹⁰	10's—2½'s—2's.
Tomato catsup ⁹	8.0	.....	U. S. Fancy 33 percent solids and over. ¹¹	U. S. Fancy except 29-33 percent solids. ¹¹	10's—14 oz. bottles—2's.

¹ Grades are those defined in applicable United States Standards.

² 75 percent of requirements are preferred in container sizes listed first.

³ Golden lacquer pre-coating preferred for No. 10 size cans.

⁴ With not less than 31 points for tenderness.

⁵ First preference green beans.

⁶ With not less than 24 points for texture.

⁷ 75 percent of requirements are preferred in whole grain, and 25 percent cream style.

⁸ Lots from which drawn samples show zero vacuum are not desired.

⁹ Type I as defined in Federal Specifications JJJ-T-571a.

¹⁰ With not less than 13 points for drained weight, 21 points for color, and 19 points for absence of defects.

¹¹ Type I as defined in Federal Specifications JJJ-C-91a.

SEC. 6. Exemptions. The provisions of this order shall not apply to any processor with respect to any particular canned fruit for which his set-aside quota is less than 1,500 cases equivalent 24 No. 2½ size cans, or with respect to any particular canned vegetable for which his set-aside quota is less than 1,650 cases equivalent 24 No. 2 size cans.

SEC. 7. Reports.—(a) *Quota period pack.* Each processor who proposes to produce any canned food, listed in column (A) of Table 1 or Table 2, during the quota period and which he did not

produce during the applicable base period or 1951 or 1952 production period, shall file with the Director (1) within 30 days after the effective date of this order, a report in letter form showing his estimate of his proposed total production of such canned food in all plants during the quota period, and (2) within 10 days after the completion of his quota period pack of such canned food, an additional report in letter form showing his actual production thereof during the quota period.

(b) *Base pack.* Each processor shall file with the Director, within 30 days after the effective date of this order, an accurate report in letter form showing the following information with respect to the applicable base pack, as determined in section 1 (j), of each canned food, listed in column (A) of Table 1 or Table 2, which was produced by such processor: (1) Date of report; name and address of processor; and (2) the total production of each canned food in all plants, in terms of dozens of containers, by container types and sizes: *Provided*, That any processor who, in accordance with Defense Food Order 2, Sub-Order 1, as amended or revised (16 F. R. 3346, 7357; 17 F. R. 2930, 6087), or Defense Food Order 2, Sub-Order 2, as amended or revised (16 F. R. 4981, 7768; 17 F. R. 2932, 6088), previously filed with the Director a production report of such base pack shall be deemed to have complied with the reporting requirements of this section.

(c) *Time of filing.* Any report required to be filed pursuant to this order shall be deemed to be filed when it is post-marked, if mailed, or when it is received by the Director, if otherwise delivered.

Sec. 8. *Release procedure.* (a) Pursuant to section 3 of Defense Food Order 2, as amended (16 F. R. 3345, 4981), the Director is authorized, whenever he determines that it is necessary or appropriate to promote the national defense, to release at any time any processed food that is set aside and reserved, as aforesaid. Any such release by the Director may be issued by him whenever he determines that such processed food is not required for Government agencies.

(b) Request by any processor for the release by the Director, pursuant to section 3 of said Defense Food Order 2, as amended, of any canned food that has been so set aside and reserved by such person shall be filed in writing with the Director. Such request shall specify the quantity of such canned food, together with a description thereof, and the reasons for the requested release. At the time of filing such request the processor shall also file an identical copy thereof with an authorized purchaser.

(c) Each release issued pursuant to this section shall be effective at the time and with respect to the quantity of the canned food as may be set forth in the written notice of such release which the processor of such canned food shall have received from the Director.

Sec. 9. *Territorial scope.* Except as otherwise prescribed in this section with respect to canned pineapple, the provisions of this order shall be applicable

within the 48 States of the United States and the District of Columbia. With respect to canned pineapple the provisions of this order shall also be applicable within Puerto Rico and the Territory of Hawaii.

Sec. 10. *Designation of authorized purchasers.* The Quartermaster General, United States Department of the Army, and each of his designees for such purpose are hereby designated as authorized purchasers of canned food set aside and reserved hereunder, pursuant to Defense Food Order 2, as amended, for the requirements of Government agencies, in such quantities as are specifically approved by the Director.

Sec. 11. *Petition for relief from hardship.* Any person affected by this order, or any requirement pursuant to this order, who considers that compliance therewith would work an exceptional or unreasonable hardship on him may file a petition for relief in accordance with the provisions of Defense Food Order 4 (16 F. R. 7568). The filing of appeals shall also be in accordance with said Defense Food Order 4.

Sec. 12. *Effective date.* The provisions of this order shall become effective April 25, 1953.

Sec. 13. *Termination of Sub-Order 1 and Sub-Order 2.* Sub-Order 1, Revision 1, as amended (17 F. R. 2930, 6087), and Sub-Order 2, Revision 1, as amended (17 F. R. 2932, 6088), issued pursuant to Defense Food Order 2, as amended (16 F. R. 3345, 4981), are hereby terminated upon the effective date hereof: *Provided*, That with respect to violations, rights accrued, liabilities incurred, or appeals taken concerning either of said amended Sub-Orders prior to the effective time of the provisions hereof, all provisions of said amended Sub-Orders shall be

deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued at Washington, D. C., this 21st day of April 1953.

[SEAL]

S. R. SMITH,
Director, Fruit and Vegetable
Branch, Production and Mar-
keting Administration.

[F. R. Doc. 53-3620; Filed, Apr. 23, 1953;
8:52 a. m.]

Chapter XXI—Office of Rent Stabilization, Economic Stabilization Agency

[Rent Regulation 1, Amdt. 132 to Schedule A]

[Rent Regulation 2, Amdt. 130 to Schedule A]

RR 1—HOUSING

RR 2—ROOMS IN ROOMING HOUSES AND OTHER ESTABLISHMENTS

SCHEDULE A—DEFENSE-RENTAL AREAS

NEW JERSEY AND ILLINOIS

Effective April 24, 1953, Rent Regulation 1 and Rent Regulation 2 are amended so that the items indicated below of Schedules A read as set forth below.

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

Issued this 21st day of April 1953.

WILLIAM G. BARR,
Acting Director of Rent Stabilization.

1. Item 190a of Schedule A of Rent Regulation 1 is amended to read as follows:

State and name of defense-rental area	Class	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
<i>New Jersey</i> (190a) Mount Holly-Lakehurst	B	BURLINGTON COUNTY, except the townships of Bass River, Medford, New Hanover, Shamong, Tabernacle, Washington, and Woodland, the borough of Medford Lakes in Medford Township and the borough of Pemberton.	Mar. 1, 1942	July 1, 1942
	B	In OCEAN COUNTY, the townships of Berkeley, Brick, Dover, Jackson, Lakewood, Manchester, and Plumsted, and the boroughs of Beachwood, Island Heights, Lakehurst, Ocean Gate, Pine Beach, and South Toms River.	Feb. 1, 1944	Apr. 1, 1945
	C	BURLINGTON COUNTY, except the townships of Bass River, Medford, New Hanover, Shamong, Tabernacle, Washington, and Woodland, the borough of Medford Lakes in Medford Township and the borough of Pemberton; in OCEAN COUNTY, the townships of Berkeley, Brick, Dover, Jackson, Lakewood, Manchester, and Plumsted, and the boroughs of Beachwood, Island Heights, Lakehurst, Ocean Gate, Pine Beach, and South Toms River.	Aug. 1, 1950	Nov. 7, 1951

2. Item 190a of Schedule A of Rent Regulation 2 is amended to read as follows:

State and name of defense-rental area	Class	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
<i>New Jersey</i> (190a) Mount Holly-Lakehurst.	B	BURLINGTON COUNTY, except the townships of Bass River, Medford, New Hanover, Shamong, Tabernacle, Washington, and Woodland, the borough of Medford Lakes in Medford Township and the borough of Pemberton.	Mar. 1, 1942	July 1, 1942
	C	do.	Aug. 1, 1950	Nov. 7, 1951
	A	In OCEAN COUNTY, the townships of Berkeley, Brick, Dover, Jackson, Lakewood, Manchester, and Plumsted, and the boroughs of Beachwood, Island Heights, Lakehurst, Ocean Gate, Pine Beach, and South Toms River.	do.	Do.

RULES AND REGULATIONS

3. Items 88e and 190 of Schedules A of Rent Regulation 1 and Rent Regulation 2 are amended to read as follows:

State and name of defense-rental area	Class	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
<i>Illinois</i>				
(88e) Lake County...	B	LAKE COUNTY, except the cities of Highland Park, Highwood, Lake Forest, and Zion, the villages of Deerfield, Grayslake, and Lake Bluff, and that portion of the village of Barrington located therein.	Mar. 1, 1942	July 1, 1942
	C	do	Aug. 1, 1952	Jan. 6, 1953
	A	In LAKE COUNTY, the Villages of Deerfield and Grayslake.	do	Do.
<i>New Jersey</i>				
(190) Northeastern New Jersey.	B	In ESSEX COUNTY, the cities of East Orange, Newark, and Orange, the townships of Caldwell, Cedar Grove, Livingston, and Millburn, the towns of Belleville, Bloomfield, Irvington, Montclair, Nutley, West Orange, the boroughs of Caldwell and Verona, and the village of South Orange, and all unincorporated localities; in MIDDLESEX COUNTY, the cities of New Brunswick, Perth Amboy, and South Amboy, the townships of Cranbury, East Brunswick, Madison, Monroe, North Brunswick, Piscataway, Raritan, South Brunswick, and Woodbridge, the boroughs of Carteret, Dunellen, Highland Park, Jamesburg, Metuchen, Middlesex, Sayreville, South Plainfield, and South River, and all unincorporated localities; in MONMOUTH COUNTY, except the township of Middletown, the boroughs of Atlantic Highlands, Avon-by-the-Sea, Fair Haven, Farmingdale, Little Silver, Manasquan, Redbank, Seabright, and Shrewsbury, and all incorporated localities in the borough of Allentown and the townships of Howell, Millstone, and Upper Freehold; in SOMERSET COUNTY, the townships of Bridgewater and Franklin, and the boroughs of Bound Brook, Manville, Raritan, Somerville, and South Bound Brook, and all unincorporated localities; in UNION COUNTY, the cities of Elizabeth, Linden, and Rahway, the townships of Cranford, Hillside, and Union, the town of Westfield, the boroughs of Garwood, Roselle, and Roselle Park, and all unincorporated localities.	Mar. 1, 1942	July 1, 1942
	C	MONMOUTH COUNTY, except the boroughs of Allentown, Atlantic Highlands, Avon-by-the-Sea, Fair Haven, Farmingdale, Little Silver, Manasquan, Redbank, Roosevelt, Seabright, and Shrewsbury, and the townships of Howell, Middletown, Millstone, and Upper Freehold.	Aug. 1, 1952	Nov. 6, 1952

These amendments decontrol the following based on resolutions submitted under section 204 (j) (3) of the act:

The City of Highwood in Lake County, Illinois, a portion of the Lake County Defense-Rental Area;

The Borough of Atlantic Highlands and the Township of Middletown in Monmouth County, New Jersey, portions of the Northeastern New Jersey Defense-Rental Area;

The Borough of Pemberton in Burlington County, New Jersey, a portion of the Mount Holly-Lakehurst Defense-Rental Area.

[F. R. Doc. 53-3606; Filed, Apr. 23, 1953; 8:50 a. m.]

[Rent Regulation 3, Amdt. 126 to Schedule A]

[Rent Regulation 4, Amdt. 69 to Schedule A]

RR 3—HOTELS

RR 4—MOTOR COURTS

SCHEDULE A—DEFENSE-RENTAL AREAS

NEW JERSEY AND ILLINOIS

Effective April 24, 1953, Rent Regulation 3 and Rent Regulation 4 are amended so that the items indicated below of Schedules A read as set forth below.

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

Issued this 21st day of April 1953.

WILLIAM G. BARR,
Acting Director of Rent Stabilization.

1. Item 190 in Schedule A of Rent Regulation 4 is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under regulation	Maximum rent date	Effective date of regulation
(190) Northeastern New Jersey.	New Jersey.	MONMOUTH COUNTY, except the boroughs of Allentown, Atlantic Highlands, Avon-by-the-Sea, Fair Haven, Farmingdale, Little Silver, Manasquan, Redbank, Roosevelt, Seabright, and Shrewsbury, and the townships of Howell, Middletown, Millstone, and Upper Freehold.	Aug. 1, 1952	Nov. 6, 1952