

the court may, on motion or supplemental petition filed at any time within twelve months after such dissolution and showing a necessity for the survival of such suit, action, or other proceeding to obtain a settlement of the questions involved, allow the same to be maintained by or against the United States in such court. After the dissolution of the Corporation, any suit, action, or other proceeding which, but for such dissolution, would be commenced by or against the Corporation, shall be commenced by or against the United States in a Federal court of competent jurisdiction.

"SEC. 8. [*Special assessments and taxes*]. In the event that title to any real property which was sold by the Rubber Producing Facilities Disposal Commission or by the Federal Facilities Corporation to private industry on credit, under mortgage, deed of trust, or similar arrangement, is acquired by the United States by reason of default by, or failure of performance of, the purchaser, or its successor in interest, of any of its obligations, such real property shall continue to be subject to special assessments for local improvements and to State, county, municipal, or local taxation to the same extent according to its value as other real property is taxed and the Administrator of General Services is authorized and directed to pay such special assessments and taxes.

"SEC. 9. [*Effective date*]. This Act shall take effect at the close of September 30, 1961."

#### DISPOSAL OF GOVERNMENT-OWNED RUBBER-PRODUCING FACILITIES

ACT AUG. 7, 1953, CH. 338, 67 STAT. 408

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#### § 1941. Congressional declaration of policy

It is declared that disposal of the Government-owned rubber-producing facilities pursuant to the provisions of this Act [sections 1941 to 1941y of this Appendix] is consistent with the national security and will further effectuate the policy set forth in section 2 of the Rubber Act of 1948, as amended (62 Stat. 101, 50 U.S.C. App. 1921), with respect to the development within the United States of a free, competitive, synthetic rubber industry.

(Aug. 7, 1953, ch. 338, § 2, 67 Stat. 408.)

#### SHORT TITLE

Act Aug. 7, 1953, ch. 338, § 1, 67 Stat. 408, provided that: "This Act [enacting sections 1941 to 1941y of this Appendix] shall be known as the 'Rubber Producing Facilities Disposal Act of 1953'."

#### § 1941a. Rubber Producing Facilities Disposal Commission<sup>1</sup>

(a) Repealed. Pub. L. 89-554 § 8(a), Sept. 6, 1966, 80 Stat. 657

(b) Duties; sales contracts, instruments of conveyance, leases and additional powers

With respect to the Government-owned rubber-producing facilities it shall be the duty of the Commission, and it is authorized in accordance with the provisions of this Act [sections 1941 to 1941y of this Appendix] (1) to invite and receive proposals for the purchase of the facilities; to negotiate for their sale and make recommendations therefor to the Congress; to enter into appropriate contracts for their sale, which contracts shall be binding upon the Government and the prospective purchasers upon their execution subject only to the further provisions of this Act [said sections]; and in the performance of such contracts to execute and deliver such deeds or other instruments appropriate to effectively transfer to the purchaser thereof title to the facilities, no matter by what officer, agent, department, Government corporation, or instrumentality of the United States the same is held; (2) to lease and thereunder deliver possession of the alcohol butadiene facilities, if practicable; and (3) to take such action and exercise such powers as may be necessary or appropriate to effectuate the purposes of this Act [said sections].

(c) Consultation with Attorney General

From the time of its appointment and throughout the course of the performance of its duties, the Commission shall consult and advise with the Attorney General in order (1) to secure guidance as to the type of disposal program which would best foster the development of a free competitive synthetic rubber industry, and (2) to supply the Attorney General with such information as he may deem requisite to enable him to provide the advice contemplated by this section and sections 9(a)(4) and 9 (f) of this Act [section 1941g(a)(4), (f) of this Appendix].

<sup>1</sup> See Transfer of Functions note below.

**(d) Submission of disposal report to Attorney General**

Before submission of its proposed disposal report to the Congress, as provided for in section 9 of this Act [section 1941g of this Appendix], the Commission shall submit it to the Attorney General, who shall within a reasonable time, in no event to exceed ninety days, after receiving such report, advise the Commission whether, in his opinion, the proposed disposition will violate the antitrust laws.

**(e) Antitrust laws as unaffected**

Nothing in this Act [sections 1941 to 1941y of this Appendix] shall impair, amend, or modify the antitrust laws or limit and prevent their application to persons who acquire property under the provisions of this Act [said sections]. As used in this section, the term "antitrust laws" includes the Act of July 2, 1890 (ch. 647, 26 Stat. 209), as amended [15 U.S.C. 1 to 7]; the Act of October 15, 1914 (ch. 323, 38 Stat. 730), as amended; the Federal Trade Commission Act [15 U.S.C. 41 et seq.]; and the Act of August 27, 1894 (ch. 349, secs. 73, 74, 28 Stat. 570), as amended [15 U.S.C. 8, 9].

(Aug. 7, 1953, ch. 338, § 3, 67 Stat. 408; Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 657.)

## REFERENCES IN TEXT

Act of July 2, 1890, referred to in subsec. (e), is act July 2, 1890, ch. 647, 26 Stat. 209, as amended, known as the Sherman Act, which is classified to sections 1 to 7 of Title 15, Commerce and Trade. For complete classification of this Act to the Code, see Short Title note set out under section 1 of Title 15 and Tables.

Act of October 15, 1914, as amended, referred to in subsec. (e), is act Oct. 15, 1914, ch. 323, 38 Stat. 730, as amended, known as the Clayton Act, which is classified generally to sections 12, 13, 14 to 19, 21, and 22 to 27 of Title 15 and sections 52 and 53 of Title 29, Labor. For further details and complete classification of this Act to the Code, see References in Text note set out under section 12 of Title 15 and Tables.

The Federal Trade Commission Act, referred to in subsec. (e), is act Sept. 26, 1914, ch. 311, 38 Stat. 717, as amended, which is classified generally to subchapter I (§ 41 et seq.) of chapter 2 of Title 15. For complete classification of this Act to the Code, see section 58 of Title 15 and Tables.

## AMENDMENTS

1966—Subsec. (a). Pub. L. 89-554 repealed subsec. (a) which established the Rubber Producing Facilities Disposal Commission and provided for appointment, qualifications, and pay of the Commissioners.

## TRANSFER OF FUNCTIONS

Functions, property, records, etc., of Rubber Producing Facilities Disposal Commission transferred to Federal Facilities Corporation by Ex. Ord. No. 10678, Sept. 20, 1956, 21 F.R. 7199, set out under section 1941r of this Appendix.

Federal Facilities Corporation dissolved and functions, property, records, etc., transferred to Administrator of General Services by Pub. L. 87-190, Aug. 30, 1961, 75 Stat. 418, set out as a note under section 1938 of this Appendix.

**§ 1941b. Furnishing of information concerning facilities to Commission on request**

The Commission shall be furnished upon its request all available information concerning the Government-owned rubber-producing facilities

in the possession of any department, agency, officer, Government corporation, or instrumentality of the United States concerned with Government-owned rubber-producing facilities.

(Aug. 7, 1953, ch. 338, § 4, 67 Stat. 409.)

## TRANSFER OF FUNCTIONS

Functions, property, records, etc., of Rubber Producing Facilities Disposal Commission transferred to Federal Facilities Corporation by Ex. Ord. No. 10678, Sept. 20, 1956, 21 F.R. 7199, set out under section 1941r of this Appendix.

Federal Facilities Corporation dissolved and functions, property, records, etc., transferred to the Administrator of General Services by Pub. L. 87-190, Aug. 30, 1961, 75 Stat. 418, set out as a note under section 1938 of this Appendix.

**§ 1941c. Prompt disposal of facilities by Commission; hearings**

The Commission shall proceed as promptly as practicable, conducting such hearings as may be necessary, with the disposal of the rubber-producing facilities in compliance with the provisions of this Act [sections 1941 to 1941y of this Appendix].

(Aug. 7, 1953, ch. 338, § 5, 67 Stat. 409.)

## TRANSFER OF FUNCTIONS

Functions, property, records, etc., of Rubber Producing Facilities Disposal Commission transferred to Federal Facilities Corporation by Ex. Ord. No. 10678, Sept. 20, 1956, 21 F.R. 7199, set out under section 1941r of this Appendix.

Federal Facilities Corporation dissolved and functions, property, records, etc., transferred to Administrator of General Services by Pub. L. 87-190, Aug. 30, 1961, 75 Stat. 418, set out as a note under section 1938 of this Appendix.

**§ 1941d. Restriction on activities of members and employees after leaving Commission; penalty**

(a) Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 657.

(b) No member of the Commission and no person employed by the Commission as an attorney, agent, or employee in activities involving discretion with respect to negotiations or contracts of sale of the Government-owned rubber-producing facilities, shall, during the period of such employment, or for a period of two years thereafter, be employed in any capacity by any purchaser, or affiliate thereof. No purchaser or affiliate thereof shall employ in any capacity any person, who has served as a member of the Commission or who was employed by the Commission and served the Commission as an attorney, agent, or employee in activities involving discretion with respect to negotiations or contracts of sale of the Government-owned rubber-producing facilities, while any such person is serving as a member or employee of the Commission or for a period of two years thereafter. Any person violating the provisions of this subsection shall be fined not more than \$10,000 or imprisoned not more than one year, or both.

(Aug. 7, 1953, ch. 338, § 6, 67 Stat. 409; Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 657.)

## AMENDMENTS

1966—Subsec. (a). Pub. L. 89-554 repealed subsec. (a) which authorized the Commission to employ persons and fix their compensation.