

trator 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.

§ 1941m. Monthly reports by Commission to Congress of expenditures and obligations

Thirty days following the receipt of proposals, as provided in section 7 of this Act [section 1941e of this Appendix] the Commission shall submit to the Congress a report stating the amount of funds expended by or obligated by the operating agency for the repair, replacement, additions, improvements, or maintenance of each synthetic rubber-producing facility for which proposals have been submitted. Thereafter reports shall be made monthly until such time as the Congress shall have permitted or disapproved in whole or in part the disposal recommended by the Commission.

(Aug. 7, 1953, ch. 338, §15, 67 Stat. 413.)

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.

§ 1941n. Basis for negotiating sale of a facility

In arriving at its recommendations for the disposal of the facilities, the Commission shall use, as the basis for negotiating the sale of each facility the highest amount proposed to be paid for each facility, if, in the opinion of the Commission, the highest amount proposed to be paid was a bona fide proposal and was submitted by a person competent to operate a rubber-producing facility: *Provided*, That the words "competent to operate a rubber-producing facility" shall not be interpreted so as to require prior experience in the operation of a rubber-producing facility: *Provided further*, That in using such highest proposed amount as a basis for negotiations the Commission may negotiate with respect to any facility with any person who submitted a proposal on that or any similar facility and may recommend sale of any facility to any person who submitted a proposal on that or any similar facility at a price which is equal to, higher than, or lower than the highest amount proposed to be paid for each facility as the Commission determines will best effectuate the purposes of this Act [sections 1941 to 1941y of this Appendix].

(Aug. 7, 1953, ch. 338, §16, 67 Stat. 413.)

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.

§ 1941o. Criteria for disposal recommendations

The following criteria, together with such other criteria as the Commission deems necessary or desirable to best effectuate the purposes of this Act [sections 1941 to 1941y of this Appendix], shall be used by the Commission in arriving at its recommendations for disposal:

(1) That the disposal program be designed best to afford small-business enterprises and users, other than the purchaser¹ of a facility, the opportunity to obtain a fair share of the end products of the facilities sold and at fair prices;

(2) That the prospective purchaser has the technical competence necessary to operate a rubber-producing facility, except that prior experience in operating a rubber-producing facility shall not be required as a basis for determining whether a prospective purchaser has the technical competence necessary to operate a rubber-producing facility;

(3) That the recommended sales shall provide for the development within the United States of a free, competitive, synthetic rubber industry, and do not permit any person to possess unreasonable control over the manufacture of synthetic rubber or its component materials;

(4) That the prospective purchaser is acting in good faith, and actually intends to operate the facility or facilities for the purpose of manufacturing synthetic rubber or its component materials;

(5) That full fair value for the facility or facilities will be received by the Government, taking into consideration the policy set forth in section 2 of this Act [section 1941 of this Appendix];

(6) That disposal of the facility or facilities to the purchasers is consistent with national security; and

(7) That the facilities recommended for sale will in the aggregate be capable of annually producing not less than five hundred thousand long tons of general-purpose synthetic rubber, and not less than forty-three thousand long tons annually of butyl rubber.

(Aug. 7, 1953, ch. 338, §17, 67 Stat. 414.)

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.

§ 1941p. Authorization of disposal of facilities notwithstanding Rubber Act of 1948

Unless otherwise provided in this Act [sections 1941 to 1941y of this Appendix], the disposal of the Government-owned rubber-producing facilities shall be authorized notwithstanding the provisions of the Rubber Act of 1948, as amended [sections 1921 to 1938 of this Appendix].

¹ So in original. Probably should be "purchaser".

(Aug. 7, 1953, ch. 338, §18, 67 Stat. 414.)

§ 1941q. Payment of costs of disposal from operating income

Unless otherwise provided in this Act [sections 1941 to 1941y of this Appendix], all costs incurred by the Commission or any other department, agency, officer, Government corporation, or instrumentality of the United States pursuant to the provisions of this Act [said sections] shall, so long as synthetic rubber is produced for the account of the Government in the Government-owned rubber-producing facilities, be paid from and charged against the operating income of the Government-owned synthetic rubber program, administered by the operating agency.

(Aug. 7, 1953, ch. 338, §19, 67 Stat. 414.)

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.

§ 1941r. Termination of Commission; administration after termination

The Commission shall cease to exist thirty days after the termination of the transfer period as provided by section 7(i) of this Act [section 1941e(i) of this Appendix], but nothing contained in this section shall be construed in any way so as to abrogate, modify, or adversely affect any contract of sale or lease of the Government-owned rubber-producing facilities pursuant to this Act [sections 1941 to 1941y of this Appendix]. After the Commission ceases to exist, such contracts and leases and other matters involving the Commission shall be administered by such agency of the Government as the President may designate.

(Aug. 7, 1953, ch. 338, §20, 67 Stat. 414.)

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 this section.

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.

TERMINATION OF COMMISSION

Section 3 of act Mar. 21, 1956, ch. 89, 70 Stat. 52, provided that: "Notwithstanding the provisions of section 4 of Public Law 336, Eighty-fourth Congress, approved August 9, 1955 [set out as a note below], of section 4 of Public Law 19, Eighty-fourth Congress, approved March 31, 1955 [set out as a note below], and section 20 of the Rubber Producing Facilities Disposal Act of 1953 [this section], the Commission established by the last-mentioned Act shall cease to exist at the close of the ninety-day following the termination of the review period provided for in section 27(c) of that Act [section 1941y(c) of this Appendix], unless no sale of the Louisville plant is recommended by the Commission pursu-

ant to section 27(c) of that Act [section 1941y(c) of this Appendix], in which event the Commission shall cease to exist at the close of the ninety-day following the termination of the maximum period allowed for negotiation in section 27(b) [section 1941y(b) of this Appendix]."

Act Aug. 9, 1955, ch. 696, §4, 69 Stat. 629, provided that: "Notwithstanding the provisions of section 4 of Public Law 19 [set out as a note below], approved March 31, 1955, and notwithstanding the provisions of section 20 of the Rubber Producing Facilities Disposal Act of 1953 [this section], the Commission established by the latter Act [sections 1941 to 1941y of this Appendix] shall cease to exist at the close of the thirtieth day following the termination of the transfer period provided for in section 26(c) of that Act [section 1941x(c) of this Appendix], unless no sale of Plancor Numbered 980 is recommended by the Commission pursuant to section 26(c) of that Act [section 1941x(c) of this Appendix], in which event the Commission shall cease to exist at the close of the one hundred and thirtieth day following the date of the enactment of this Act [Aug. 9, 1955]."

Act Mar. 31, 1955, ch. 19, §4, 69 Stat. 16, provided that: "Notwithstanding the provisions of section 20 of the Rubber Producing Facilities Disposal Act of 1953 [this section], the Commission established by that Act [sections 1941 to 1941y of this Appendix] shall cease to exist at the close of the thirtieth day following the termination of the transfer period provided for in section 25(c) of that Act [section 1941w(c) of this Appendix], unless no sale of Plancor Numbered 877 is recommended by the Commission pursuant to section 25(c) of that Act [section 1941w(c) of this Appendix], in which event the Commission shall cease to exist at the close of the one hundred and thirtieth day following the date of enactment of this Act [March 31, 1955]."

EX. ORD. NO. 10678. ADMINISTRATION OF FUNCTIONS OF COMMISSION

Ex. Ord. No. 10678, Sept. 20, 1956, 21 F.R. 7199, as amended by Ex. Ord. No. 10720, July 11, 1957, 22 F.R. 5521, provided:

By virtue of the authority vested in me by section 20 of the Rubber Producing Facilities Disposal Act of 1953 67 Stat. 414, as amended or modified (50 U.S.C. App. 1941r), and by section 6(d) of the act of March 21, 1956, 70 Stat. 53 [set out as a note under section 1941f of this Appendix], and as President of the United States, it is ordered as follows:

SECTION 1. Subject to the provisions of section 2 of this order, the Federal Facilities Corporation (hereinafter referred to as the Corporation) is hereby designated as the agency to administer the contracts of sale or lease of the Government-owned rubber producing facilities made pursuant to the Rubber Producing Facilities Disposal Act of 1953, as amended [sections 1941 to 1941y of this Appendix], and to administer other matters involving the Rubber Producing Facilities Disposal Commission, including all powers and authority conferred upon the said Commission by sections 4, 5, and 6 of the said act of March 21, 1956 [set out as notes under sections 1941f and 1941y of this Appendix], and also including the winding up of the affairs of the Commission. The said contracts are hereby transferred to the Corporation.

SEC. 2. The administration of the national-security clause contained in such contracts of sale, including any contract of sale made under the act of March 31, 1955 69 Stat. 15 [enacting section 1941w and provisions set out under section 1938 and sections 1941w and 1941r of this Appendix], or under the said act of March 21, 1956 [set out as notes under sections 1941f and 1941y of this Appendix], and the administration of the national-security clause (including the recapture clause) contained in any lease of the unsold facilities made under any of the aforesaid acts shall be carried out in accordance with the needs and requirements of the national defense as determined by the Secretary of Defense.

SEC. 3. The records, property, liabilities, employees and unexpended balances of appropriations, allocations,