
**EXTENDING THE PERIOD FOR THE SALE OR DESTRUCTION OF
ARTICLES IMPORTED FOR EXHIBITION AT THE NEW YORK
AND SAN FRANCISCO WORLD'S FAIRS OF 1940**

July 1, 1941.—Ordered to be printed

Mr. CONNALLY, from the Committee on Finance, submitted the following

REPORT

[To accompany H. J. Res. 173]

The Committee on Finance, to whom was referred the joint resolution (H. J. Res. 173) to amend further the amended joint resolution approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on articles so imported, and to further amend the amended joint resolution approved May 18, 1937 (50 Stat. 187), concerning the importation of articles for exhibition at the Golden Gate International Exposition, to permit transfer of liability for duty on articles so imported, and for other purposes, having considered the same, report favorably thereon without amendment and recommend that the joint resolution do pass.

The provisions of the joint resolution are fully explained in the report of the House Ways and Means Committee, which is appended to and made a part of this report.

[H. Rept. No. 774, 77th Cong., 1st sess.]

The Committee on Ways and Means, to whom was referred the joint resolution (H. J. Res. 173) to amend further the amended joint resolution, approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on articles so imported, and for other purposes, having considered the same, report favorable thereon with amendments and recommend that the joint resolution, as amended, do pass.

The amendments are as follows:

In line 4 on page 2, strike out the numeral "2" and insert in lieu thereof the numeral "3".

On page 2, after line 20, insert the following:

"SEC. 2. That the joint resolution 'providing for the importation of articles free from tariff or customs duty for the purpose of exhibition at the Golden Gate International Exposition to be held at San Francisco, in 1939, and for other purposes'

approved May 18, 1937 (50 Stat. 187) as amended and supplemented, is hereby further amended by striking out the words 'within six months' wherever appearing therein and inserting in lieu thereof the words 'within eighteen months' and by adding a new section thereto to read as follows:

"Sec. 3. Notwithstanding any provision of the said joint resolution of May 18, 1937, as amended and supplemented, or any regulation issued pursuant thereto, the San Francisco Bay Exposition shall not be liable for the payment of any duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles have been or shall be entered under the general tariff law and the general customs regulations in force at the time of such entry. Nothing in this section shall affect the liability of the San Francisco Bay Exposition to reimburse the United States for the actual and necessary customs charges for labor services, and other expenses in connection with the entry, examination, appraisal, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported, incurred prior to entry under the general tariff law.'"

Amend the title to read as follows:

"Joint resolution to amend further the amended joint resolution, approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on articles so imported, and to further amend the amended joint resolution approved May 18, 1937 (50 Stat. 187), concerning the importation of articles for exhibition at the Golden Gate International Exposition, to permit transfer of liability for duty on articles so imported, and for other purposes."

The joint resolution of August 16, 1937, was designed to permit the free entry of foreign articles for exhibition at the New York World's Fair and provided various safeguards for the protection of the revenue. The period for sale or destruction of articles imported for exhibition at the New York World's Fair was extended to 6 months by Public Resolution No. 55, Seventy-sixth Congress, approved January 31, 1940. The proposed joint resolution would further extend this period for an additional year and would relieve the corporation of liability for duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles had been entered under the general tariff law and the general customs regulations in force at the time of such entry.

The second amendment listed above would extend to the Golden Gate International Exposition, recently held at San Francisco, the same privileges as are extended by the joint resolution to the New York World's Fair.

The following letters were received from the Treasury Department and from the United States Tariff Commission.

JUNE 11, 1941.

Hon. R. L. DOUGHTON,

*Chairman, Committee on Ways and Means,
House of Representatives, Washington, D. C.*

DEAR MR. CHAIRMAN: Further reference is made to your letter of June 6, 1941, requesting the comments of the Treasury Department on the provisions of House Joint Resolution 173, a bill to amend further the amended joint resolution, approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on articles so imported, and for other purposes.

The bill extends the period during which articles covered by the law enacted in favor of the New York World's Fair, 1940, may be disposed of, for a period of 1 year, which will occasion no administrative difficulties.

It is not believed that the proposed addition of a new section 2 to the joint resolution of August 16, 1937, as amended, will endanger the revenue or provide any administrative difficulties. If articles are withdrawn from the fair for entry under the general tariff law, they must be withdrawn for consumption duty paid, withdrawn free under some unconditionally free provision of the tariff laws, or withdrawn for entry under a bonded status or for transfer to the New York foreign-trade zone, in which case the articles could not find their way into consumption without the collection of the proper duties.

For the reasons stated above, therefore, the Treasury Department interposes no objection to the passage of House Joint Resolution 173 in its present form.

In view of your request for expedition, it has not been possible to clear this report with the Bureau of the Budget.

Very truly yours,

HERBERT E. GASTON,
Acting Secretary of the Treasury.

UNITED STATES TARIFF COMMISSION,
Washington, June 11, 1941.

The Honorable ROBERT L. DOUGHTON,
Chairman of the Committee on Ways and Means,
House of Representatives.

DEAR MR. DOUGHTON: I have your letter of June 6, 1941, enclosing a copy of House Joint Resolution 173, Seventy-seventh Congress, entitled "Joint resolution to amend further the amended joint resolution, approved August 16, 1937 (50 Stat. 668), concerning the importation of articles for exhibition at the New York World's Fair, to permit transfer of liability for duty on ~~articles~~ so imported, and for other purposes."

The joint resolution of August 16, 1937, was designed to permit the free entry of foreign articles for exhibition at the recent New York World's Fair and provided various safeguards for the protection of the revenue. One of the requirements was that articles imported for exhibition at the fair might within 3 months of the close of the fair be sold within the area of the exposition or abandoned to the Government or destroyed under customs supervision. With certain exceptions not here pertinent, the act also provides that the New York World's Fair Corporation is considered sole consignee of the imported articles and therefore liable for duties, charges, or exactions accruing on articles subject to the act which might be entered for consumption in the United States.

The period for the sale or destruction of articles imported for exhibition at the New York World's Fair was extended to 6 months by Public Resolution No. 55, Seventy-sixth Congress, approved January 31, 1940. The proposed joint resolution would further extend this period for an additional year and would relieve the corporation of liability for duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles have been entered under the general tariff law and the general customs regulations in force at the time of such entry.

While the Tariff Commission is not informed as to the need or propriety of relaxation of the original requirements of the joint resolution of August 16, 1937, from the standpoint of the New York World's Fair Corporation, it is possible that conditions brought about by the war may well be such as to warrant some relief from the restrictions of the original joint resolution. As to the administrative feasibility of the proposed joint resolution and whether the revenue would be endangered in any way by such legislation, it appears that the Treasury Department could best enlighten your committee on these points. From the standpoint of international trade, it would not seem that postponement of the time for disposition of the imported articles now in the custody of the New York World's Fair Corporation would present a serious problem.

Sincerely yours,

RAYMOND B. STEVENS, *Chairman.*

CHANGES IN EXISTING LAW

In compliance with paragraph 2a of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in roman):

[PUBLIC RESOLUTION—No. 61—75TH CONGRESS]

[CHAPTER 667—1ST SESSION]

[H. J. Res. 288]

JOINT RESOLUTION To permit articles imported from foreign countries for the purpose of exhibition at the New York World's Fair 1939, New York City, New York, to be admitted without payment of tariff, and for other purposes.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the international exposition to be held at New York City, New York, beginning in April 1939 by the New York World's Fair 1939, Incorporated, or for use in constructing, installing, or maintaining foreign buildings or exhibits at the said exposition, upon which articles there shall

be a tariff or customs duty shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury shall prescribe; but it shall be lawful at any time during and/or [within six months] *within eighteen months* after the close of the said exposition, to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided*, That all such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles, which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: *Provided further*, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: *Provided further*, That at any time during or [within six months] *within eighteen months* after the close of the exposition, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: *Provided further*, That articles, which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond, and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the said exposition under such regulations as the Secretary of the Treasury shall prescribe: *And provided further*, That the New York World's Fair 1939, Incorporated, shall be deemed, for customs purposes only to be the sole consignee of all merchandise imported under the provisions of this Act, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported under the provisions of this Act, shall be reimbursed by the New York World's Fair 1939, Incorporated, to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930.

SEC. 2. Notwithstanding the provisions of the last proviso to the foregoing section, the New York World's Fair 1939, Incorporated, shall not be liable for the payment of duty on articles imported under this joint resolution, to be exhibited or used by or for the account of a foreign government, if (a) the New York World's Fair 1939, Incorporated, declares at the time of entry that the articles are to be so exhibited or used; (b) the New York World's Fair 1939, Incorporated, furnishes to the appropriate collector of customs the name and address of the duly authorized commissioner of the foreign government by which or for whose account the articles are to be so exhibited or used; and (c) the New York World's Fair 1939, Incorporated, within thirty days from the date of entry furnishes to the appropriate collector of customs a declaration of such duly authorized commissioner that his government will pay all duties, taxes, and other charges accruing on such articles under such regulations as the Secretary of the Treasury may prescribe. Such commissioner shall possess all the rights of a consignee. This section shall remain in full force and effect until ninety days after the final termination of the New York World's Fair.

SEC. 3. *Notwithstanding any provision of the said joint resolution of August 16, 1937, as amended, or any regulation issued pursuant thereto, the New York World's Fair 1940, Incorporated, shall not be liable for the payment of any duties, charges, or exactions in respect of articles entered under the provisions of the said joint resolution if such articles have been or shall be entered under the general tariff law and the general customs regulations in force at the time of such entry. Nothing in this section shall affect the liability of the New York World's Fair 1940, Incorporated, to reimburse the United States for the actual and necessary customs charges for labor services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for articles imported, incurred prior to entry under the general tariff law.*

For the information of the House there is set forth below the provisions of law under which the joint resolution of August 16, 1937, was extended to the 1940 New York World's Fair:

[PUBLIC RESOLUTION—No. 70—76TH CONGRESS]

[CHAPTER 187—3D SESSION]

[H. J. Res. 431]

JOINT RESOLUTION To extend to the 1940 New York World's Fair and the 1940 Golden Gate International Exposition the provisions according privileges under certain customs and other laws to the expositions of 1939

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the joint resolution entitled "Joint resolution to permit articles imported from foreign countries for the purpose of exhibition at the New York World's Fair, 1939, New York City, New York, to be admitted without payment of tariff, and for other purposes", approved August 16, 1937, as amended and supplemented, is extended and made applicable to the New York World's Fair, 1940, Incorporated.

(b) The joint resolution entitled "Joint resolution providing for the importation of articles free from tariff or customs duty for the purpose of exhibition at the Golden Gate International Exposition to be held at San Francisco, California, in 1939, and for other purposes", approved May 18, 1937, as amended and supplemented, is extended and made applicable to the Golden Gate International Exposition to be held at San Francisco, California, in 1940.

(c) The six-month periods provided for in the joint resolutions referred to in this section, with respect to articles heretofore or hereafter imported under such joint resolutions or under such joint resolutions as amended and extended, shall begin to run from the close of the respective expositions in 1940.

Sec. 2. The Act entitled "An Act relating to the importation of distilled spirits for consumption at the New York World's Fair, 1939, and the Golden Gate International Exposition of 1939, and to duties on certain articles to be exhibited at the New York World's Fair, 1939," approved April 29, 1939, as amended, is extended and made applicable to the New York World's Fair, 1940, Incorporated, and the Golden Gate International Exposition to be held at San Francisco, California, in 1940.

Approved, May 11, 1940.

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