

A G E N D A

MEETING OF FOREIGN-TRADE ZONES BOARD
Secretary's Conference Room, Department of Commerce Building
January 29, 1936, 11:00 a. m.

ORDER OF BUSINESS:

1. Meeting Called to Order Chairman, Daniel C. Reper,
Secretary of Commerce.

✓ VII. Report of Committee of Alternates.

✓ 1. Adoption of seal.

✓ 2. Adoption of form of grant.

✓ 3. Consideration of the recommendation relative
to the rejection of the San Francisco application.

✓ 4. Consideration of the recommendation relative
to the rejection of the Mobile application.

✓ 5. Consideration of the recommendation that the New
York application be granted.

✓ 6. Authorization for the Secretary of Commerce to
sign New York grant.

III. Adjournment.

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(This Report of the Committee of Alternates is Item II of Agenda
and attached to same) January 29, 1936.

Mr. Secretary and Members of the Foreign-Trade Zones Board:

Your Committee of Alternates met January 23rd to consider and recommend action on several matters now pending before the Board. Since this Board last convened on June 18, 1935, three formal applications for the privilege of establishing, operating, and maintaining foreign-trade zones have been received - all from public corporations. Corporations making application include the City of New York for a grant to establish and operate a zone, utilizing municipal-owned piers and adjacent upland on Staten Island; the Board of State Harbor Commissioners of San Francisco for a grant to establish and operate a zone in the Port of San Francisco, California, and the State Docks Commission of Alabama for a grant to establish a zone on one of the State-owned piers at Mobile.

The New York application having been the first to be filed was the first to be examined by your alternates. An Examiners Committee consisting of a representative of the Department of Commerce, the Collector of the Port of New York, and the District Engineer of New York, have thoroughly investigated the application for compliance with the law and the rules and regulations, holding a public hearing in New York City at which both proponents and opponents were given full opportunity to be heard.

The Examiners Committee submitted a joint report recommending favorable action on the Staten Island project but suggesting that the initial operation be restricted to five piers instead of twelve as proposed in the original application. Your alternates have carefully examined this report and concur with the Examiners Committee that the grant be made for the restricted area. This limitation is satisfactory to the applicant and the application has been amended accordingly.

Your alternates considered preliminary reports of the three Departments relative to the applications for grants to operate foreign-trade zones in the Ports of San Francisco and Mobile and recommended that these applications be rejected, because neither meets with the requirements or the purposes of the law, or the standards set by your Board. The proposed facilities and locations appear unsuitable for the accomplishment of the purposes of a foreign-trade zone under the Act.

Your alternates present a seal for your approval and recommend that it be affixed to all grants and documents issued by the Board. While this seal will have no legal standing, it will lend dignity and serve to identify such documents. A standard form of grant is also presented for consideration and adoption. This form has been prepared by the legal divisions of the Departments and the alternates believe that the rights of the Federal Government have been adequately safeguarded.

The Committee suggests that these topics be considered in the order appearing on the agenda.

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MINUTES OF MEETING
OF
FOREIGN-TRADE ZONES BOARD
January 29, 1936, 11:00 a. m.

The meeting was held in the Secretary's conference room, Commerce Building, at 11:00 a. m.

Those present were Daniel C. Roper, Secretary of Commerce, Chairman, Stephen B. Gibbons, Assistant Secretary of the Treasury for the Secretary of the Treasury, Major General Edward M. Markham, Chief of Engineers for the Secretary of War, also Messrs. Dye, Pottinger, Nickell and Lyons.

Secretary Roper called the meeting to order. Mr. Gibbons announced he was present to represent the Secretary of the Treasury and General Markham stated in the absence of the Secretary of War he had been designated to represent him.

The first order of business was the adoption of an official seal. On the motion of General Markham, seconded by Mr. Gibbons, it was agreed that the Board would adopt the composite seal of the three departments which was recommended by the Committee of Alternates, and that the seal be affixed to all grants and documents issued by the Board. An impression of the seal had been made a part of the minutes of the meeting of the Committee of Alternates dated January 23, 1936.

The form of grant recommended by the Committee of Alternates was discussed at length. On the motion of Mr. Gibbons, seconded by General Markham, this form was adopted and ordered to be used for the issuance of grants to both public and private corporations. A copy of this form was ordered to be made a part of the permanent records of the meeting.

The Board considered the Committee's recommendation that the application of the Board of State Harbor Commissioners for a grant to establish and operate a foreign-trade zone in the Port of San Francisco be rejected. The Board concurred with the Committee that the proposed utilization of a part of Pier 45 would not carry out the purposes or intent of the Act, but suggested that the proponents of the zone be advised that they may amend the application to include a more desirable site and conform with Section 7 of the Act. The Executive Secretary was instructed to inform the applicant of the Board's action.

The Board considered the application of the State Docks Commission of Alabama to establish and operate a foreign-trade zone at Mobile

utilizing a part of one of the State-owned docks. The Board concurred with the Committee's recommendation that this application be rejected as the proposed utilization of a part of one of the State-owned piers would not carry out the purposes or intent of the Act, but suggested that the applicant be informed that he may amend his application to include a more desirable site and conform with Section 7 of the Act. The Executive Secretary was instructed to advise the applicant of the Board's action.

The Executive Secretary was further instructed to advise the San Francisco and Mobile applicants to submit a more complete economic survey (Exhibit No. 5) with their applications.

The next order of business was to consider the Committee of Alternates' recommendation that the application of the Municipality of New York for a grant to establish and operate a foreign-trade zone at Stapleton, Staten Island, be approved. A general discussion followed in which the Examiners Committee's report recommending that the initial operation be restricted to five piers instead of twelve as proposed in the original application. Secretary Roper inquired whether the application had been properly amended and was advised by the Executive Secretary that such was the case and that the restricted area was agreeable to the applicant. On a motion by General Markham, which was seconded by Mr. Gibbons, it was voted that the application of the City of New York for a grant to establish and operate a foreign-trade zone at Stapleton, Staten Island, as permitted under Public No. 397, 73rd Congress, be approved.

With the approval of the application of the Municipality of New York for a grant to establish and operate a foreign-trade zone at Stapleton, Staten Island, the Board approved the issuance of the following order:

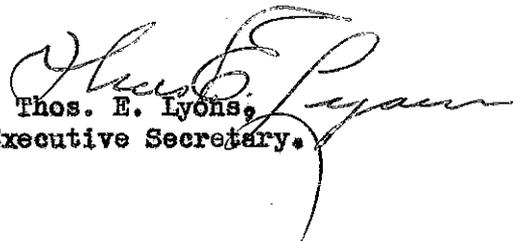
"ORDER NUMBER II"

"That the application of the City of New York for the privilege of establishing, operating, and maintaining a foreign-trade zone at Stapleton, Staten Island, New York, upon examination has been found to be in proper order and in compliance with the Act and the rules and regulations made thereunder. Therefore, the Secretary of Commerce as Chairman and Executive Officer of the Foreign-Trade Zones Board is hereby authorized and directed to sign and issue in favor of the Municipality of New York a grant permitting the establishment, operation, and maintenance of a foreign-trade

zone at Stapleton, Staten Island, New York, in accordance with the application on file with the Board. It is further ordered that a copy of this grant be made a part of the record of this meeting."

The Chairman discussed the possibilities of safe-guarding future administration of the zone. It was conceded that the law gave the Board little authority to supervise the set-up of the operating organization. It was agreed that Secretary Gibbons would interview the Mayor of New York informally in order to determine if procedure could be developed in setting up a permanent organization that would effect these results. Secretary Gibbons was to report the results of his conference to Chairman Roper.

The meeting adjourned subject to the call of the Chairman.


Thos. E. Lyons,
Executive Secretary.