

TITLE 15.—COMMERCE AND TRADE

CROSS REFERENCE

For Air Commerce Act of 1926, see Title 49, TRANSPORTATION.

Chapter 1.—MONOPOLIES AND COMBINATIONS IN RESTRAINT OF TRADE.

Section 1. Trusts, etc., in restraint of trade illegal; penalty.—

Consent of Interstate Commerce Commission as exempting carriers from operation of this chapter, see paragraph 8 of § 5 of Title 19, TRANSPORTATION.

16. [Judgment in favor of government as evidence; limitation of actions].—

The heading of this section should be changed to read as above.

19. Interlocking directors and officers.—

* * * *And provided further,* That nothing in sections 12 to 27, inclusive, shall prohibit any private banker from being an officer, director, or employee of not more than two banks, banking associations, or trust companies, or prohibit any officer, director, or employee of any bank, banking association, or trust company, or any class A director of a Federal reserve bank, from being an officer, director, or employee of not more than two other banks, banking associations, or trust companies, whether organized under the laws of the United States or any State, if in any such case there is in force a permit therefor issued by the Federal Reserve Board; and the Federal Reserve Board is authorized to issue such permit if in its judgment it is not incompatible with the public interest, and to revoke any such permit whenever it finds, after reasonable notice and opportunity to be heard, that the public interest requires its revocation. * * *

The statutory provision constituting § 10 of this title was amended by Act Mar. 9, 1928, c. 105, 45 Stat. 253, entitled "An Act to amend section 8 of the Act entitled 'An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes,' approved October 15, 1914, as amended."

The amendment affected the last proviso of the second paragraph of the section and is set out above.

33. Immunity extended to natural persons only.—Under the immunity provisions in section 32 of Title 15, immunity shall extend only to a natural person who, in obedience to a subpoena, gives testimony under oath or produces evidence, documentary or otherwise, under oath.

This section constitutes Act June 30, 1906, c. 3920, 34 Stat. 798.

The language of the statutory provision constituting this section, with the exception of the reference to § 32, is set forth in the Code as § 48 of Title 49, TRANSPORTATION. It is duplicated above for the reason that the provision affects § 32 of this title as well as §§ 43, 46 and 47 of Title 49.

Chapter 2.—FEDERAL TRADE COMMISSION; PROMOTION OF EXPORT TRADE AND PREVENTION OF UNFAIR METHODS OF COMPETITION.

FEDERAL TRADE COMMISSION

★ Section 41. Federal Trade Commission established; membership; vacancies; seal.—

"officer" in line 9 of this section should read "office."

★ 49. Documentary evidence; depositions; witnesses.—

"criminal" in line 5 of last paragraph should read "incriminate."

Chapter 3.—TRADE-MARKS.

GENERAL PROVISIONS FOR REGISTRATION

★ Section 95. Fees; mode of payment; refunding.—

"Section 69" in first line of this section should read "Section 79."

107. Notice of registration; notice of infringement.—

While this section as set out in the Code is in the exact language of the original statute cited thereto, it has been suggested that in view of § 120 of this title, constituting § 6 of Act Mar. 19, 1920, c. 104, 41 Stat. 535, there should be added at the end thereof the following: "The provisions of this section shall not apply to marks registered under section 121 (a) of this title."

INTERNATIONAL REGISTRATION AND MARKS NOT REGISTERABLE UNDER PRECEDING SUBDIVISION

122. Cancellation of registration.—

It has been suggested that this section would be clarified if "this register" in line 3 thereof should be changed to read, "the register provided by section 121 of this title."

★ **126. Application of other provisions.**—The provisions of sections 95, 97 to 106, inclusive, and 107 (as to class [b] marks only) of this chapter and the provisions of section 131 of this chapter, are made applicable to marks placed on the register provided for by section 121 of this chapter.

This section constitutes § 6 of Act Mar. 19, 1920, c. 104, 41 Stat. 635, and has been reprinted to correct an error in the section as printed in the Code.

Chapter 4.—CHINA TRADE ACT.

★ Section 141. Incorporation; articles; business prohibited; subscription to stock.—

"successfully" in last line of subd. (b) (5) of this section should read "successively."

Chapter 5.—THE BUREAU OF FOREIGN AND DOMESTIC COMMERCE.

Section 178. Reports of foreign and interstate commerce and transportation.—[Repealed.]

The statutory provision constituting § 178 of this title was repealed by Act May 29, 1928, c. 901, § 1, 45 Stat. 986, 991, entitled "An Act to discontinue certain reports now required by law to be made to Congress," which provides, "That the following reports and statements now required by law to be made to Congress are hereby discontinued, and all Acts or parts of Acts herein cited as requiring the submission of such statements and reports are hereby repealed to the extent of such requirement: * * *

"105. Report of the Bureau of Foreign and Domestic Commerce on the commercial relations of the United States. (Statutes at Large, volume 18, page 352; title 15, section 178, United States Code.)"

189a. Sale of lists of foreign buyers, news bulletins, reports, etc.; charges; disposition of receipts.—The Secretary of Commerce may make such charges as he deems reasonable for lists of foreign buyers, special statistical services, special commodity news bulletins, and World Trade Directory Reports, and the amounts collected therefrom shall be deposited in the Treasury as "Miscellaneous receipts."

New. This section constitutes a part of the State, etc., Department Appropriation Act of Apr. 29, 1926, c. 195, Title III, 44 Stat. 353. The provision was repeated in the State, etc., Appropriation Acts of Feb. 24, 1927, c. 189, Title III, 44 Stat. 1203, and Feb. 15, 1928, c. 57, Title III, 45 Stat. 87.

FOREIGN COMMERCE SERVICE [NEW]

197. Establishment; officers; grades.—There is hereby established in the Bureau of Foreign and Domestic Commerce of the Department of Commerce the Foreign Commerce Service of the United States (hereinafter referred to as the "foreign commerce service"), consisting of officers to be graded in the following order and to be known as commercial attachés, assistant commercial attachés, trade commissioners, and assistant trade commissioners.