

# TREASURY DECISIONS

UNDER CUSTOMS AND  
OTHER LAWS

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Secretary of the Treasury



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*Values of foreign monetary units—Continued*

Country	Monetary unit	Value in terms of United States money	Remarks
Switzerland.....	Franc.....		Order of Federal Council enacted Sept. 27, 1936, instructed the Swiss National Bank to maintain the gold parity of the franc at a value ranging between 190 and 215 milligrams of fine gold.
Thailand (Siam).....	Baht (T'ical).....	\$0. 7491	Conversion of notes into gold suspended May 11, 1932.
Turkey.....	Plaster.....	. 0744	100 piasters equal to the Turkish £; conversion of notes into gold suspended 1916; exchange control established Feb. 26, 1930.
Union of South Africa.....	Pound.....	8. 2397	Conversion of notes into gold suspended Dec. 28, 1932.
Union of Soviet Republics.....	Chervonetz.....	8. 7123	
Uruguay.....	Peso.....	. 6583	Conversion of notes into gold suspended Aug. 2, 1914; exchange control established Sept. 7, 1931. New gold content of .585018 grams of pure gold per peso established by monetary law of Jan. 12, 1935.
Venezuela.....	Bollivar.....	. 3267	Exchange control established Dec. 12, 1936.
Yugoslavia.....	Dinar.....	. 0298	Exchange control established Oct. 7, 1931.

[Filed with the Division of the Federal Register, July 11, 1940, 11:28 a. m.]

(T. D. 50192)

*Bureau of Customs*

Order of the Secretary of the Treasury relating to the organization of the Bureau of Customs, the rights, privileges, powers, and duties of the Commissioner of Customs, and the duties of the personnel of the Bureau of Customs

[This document affects 19 CFR 1.6]

TREASURY DEPARTMENT, July 12, 1940.

*To the Commissioner of Customs and Others Concerned:*

Pursuant to the authority conferred upon the Secretary of the Treasury by the provisions of law cited at the end hereof, the following is hereby ordered:

**I. RIGHTS, PRIVILEGES, POWERS, AND DUTIES CONFERRED OR IMPOSED UPON THE COMMISSIONER OF CUSTOMS.**

(1) There are hereby conferred and imposed upon the Commissioner of Customs, subject to the general supervision and direction of the Secretary of the Treasury, all the rights, privileges, powers, and duties in respect of the importation or entry of merchandise into, or the exportation of merchandise from, the United States, vested in or imposed upon the Secretary of the Treasury by the Tariff Act of 1930, as amended, subject to the following exceptions and conditions:

(a) Whenever in the opinion of the Commissioner of Customs any question pending for decision is of exceptional importance, he shall submit the question to the Secretary of the Treasury, and the decision thereon shall be made by the Secretary of the Treasury and not by the Commissioner of Customs.

(b) All regulations shall be prescribed by the Commissioner of Customs, with the approval of the Secretary of the Treasury, except that regulations and instructions, not inconsistent with the general rules and regulations of the Treasury Department, which are effective only against persons in their capacity as officers, agents, or employees of the Customs Service, and which do not prescribe procedure which the public should know or follow in dealing with the Customs Service, may be prescribed by the Commissioner of Customs without the approval of the Secretary of the Treasury.

(c) Requirements of regulations which may be waived in accordance with law may be waived by the Commissioner of Customs, but if any new question or unusual circumstance is involved the waiver must be approved by the Secretary of the Treasury.

(d) The ascertainment, determination, or estimation, and declaration of bounties or grants under section 303 shall be made by the Commissioner of Customs, with the approval of the Secretary of the Treasury.

(e) Any order under section 511 prohibiting the importation of merchandise or instructing a collector to withhold delivery of merchandise shall be made by the Commissioner of Customs, with the approval of the Secretary of the Treasury.

(f) No claim, fine, or penalty in excess of \$5,000 shall be compromised, remitted, or mitigated without the approval of the Secretary of the Treasury.

(g) Any authority which may be vested in the Secretary of the Treasury by proclamation of the President made pursuant to section 318 shall be exercised by the Secretary of the Treasury and not by the Commissioner of Customs.

(h) Awards of compensation to informers under section 619 shall be made by the Commissioner of Customs, with the approval of the Assistant Secretary of the Treasury.

(i) Fines and penalties not exceeding \$600 in the aggregate in any one case may be remitted or mitigated by the Deputy Commissioner of Customs designated for the purpose by the Secretary of the Treasury.

(j) Fines or other pecuniary penalties not exceeding \$10 in respect of any one offense may be remitted or mitigated by the collector of customs concerned on such terms and conditions as, under the law and in view of the circumstances, he shall deem appropriate, and the

right and power so to do is hereby conferred upon the several collectors and their successors in office.

(k) Any forfeiture not involving merchandise subject to duty in excess of \$50 (or valued at not more than \$200 if not subject to duty) may be remitted or mitigated by the collector of customs concerned on such terms and conditions as, under the law and in view of the circumstances, he shall deem appropriate, and the right and power so to do is hereby conferred upon the several collectors and their successors in office.

(2) There is hereby conferred and imposed upon the Commissioner of Customs, subject to the general supervision and direction of the Secretary of the Treasury, the authority vested in the Secretary of the Treasury by section 32 of the act of Congress entitled "An Act to amend and consolidate the Acts respecting copyright," approved March 4, 1909 (United States Code title 17, section 32), to permit the exportation of books imported in violation of the provisions of that act and subject to forfeiture under its terms.

## II. ACTING COMMISSIONER, ACTING ASSISTANT COMMISSIONER, AND ACTING DEPUTY COMMISSIONERS.

The Secretary of the Treasury will from time to time designate officers of the Bureau of Customs in Washington to act as Commissioner, Assistant Commissioner, or Deputy Commissioner of that Bureau during the absence or disability of any such officer or when there is a vacancy in the office of any such officer.

## III. PREVIOUS ORDERS SUPERSEDED.

(1) This order shall be effective on and from the date of its approval.

(2) This order supersedes the orders of the Secretary of the Treasury published in T. D. 49047 and T. D. 49818 and any instructions and regulations in conflict herewith.

(3) The right to amend or supplement this order, or any part thereof, from time to time, or to revoke this order or any provision thereof, at any time, is expressly reserved. (Secs. 1, 2, 3, 44 Stat. 1381, 1382, sec. 8, 46 Stat. 430, 46 Stat. 1009, secs. 643, 650, 46 Stat. 761, 762, sec. 1a, Ex. Or. 6639; 5 U. S. C. 281, 281a, 281b, 19 U. S. C. 1643)

(191.1)

HENRY MORGENTHAU, Jr.,  
*Secretary of the Treasury.*

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