

“Ninth. The Department of Labor.

“Tenth. The Department of Health, Education, and Welfare.”

(b) The amendment made by subsection (a) of this section shall not be construed to make applicable to the Department of Health, Education, and Welfare any provision of law inconsistent with Reorganization Plan No. 1 of 1953 or Public Law 13, 83d Congress, or to supersede or limit any function or authority of the Department of Health, Education, and Welfare, or any officer thereof, under any law in effect prior to the enactment of this Act, or prevent or limit the expenditure of funds for any such function or authority.

67 Stat. 631, 18.
5 USC 1332-15
note.

SEC. 2. (a) There shall be in the Department of Health, Education, and Welfare, a General Counsel who shall be appointed by the President, by and with the advice and consent of the Senate, and shall receive compensation at the rate now or hereafter provided by law for assistant secretaries of executive departments. The General Counsel shall be the chief legal officer of the Department and shall perform such functions as the Secretary of Health, Education, and Welfare may prescribe.

General Counsel.

(b) The General Counsel shall act as Secretary during the absence or disability, or in the event of a vacancy in the office, of the Secretary of Health, Education, and Welfare and of the Under Secretary and the Assistant Secretaries of Health, Education, and Welfare.

Approved July 31, 1956, 5:00 p.m.

Public Law 853

CHAPTER 803

AN ACT

Making appropriations for Mutual Security for the fiscal year ending June 30, 1957, and for other purposes.

July 31, 1956
[H. R. 12130]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1957, namely:

Mutual Security
Appropriation Act,
1957.

MUTUAL SECURITY

For expenses necessary to enable the President to carry out the provisions of the Mutual Security Act of 1954, as amended, as follows:

Military assistance: For assistance authorized by section 103 (a) (3), including not to exceed \$23,000,000 for administrative expenses to carry out the purposes of title I, chapter 1, and section 124, \$2,017,500,000 of which \$67,500,000 shall be available for infrastructure as authorized by section 104 (a); and in addition not to exceed \$195,500,000 of unobligated and unreserved funds heretofore appropriated under authority of section 103 (a), section 104 and section 124 of the Mutual Security Act of 1954, as amended, are continued available until June 30, 1957, for the purposes of sections 103 (a) (3) and 104: *Provided*, That none of the funds made available for military assistance under this Act shall be used to furnish military equipment to Yugoslavia except for maintenance of equipment heretofore furnished or to provide spare parts for replacement purposes;

Ante, p. 555.

69 Stat. 284.
22 USC 1834.

22 USC 1814.

Restriction.

Ante, p. 556.

Defense support: For assistance authorized by section 131 (c), for Europe (excluding Greece and Turkey), \$68,700,000: *Provided*, That at least \$50,000,000 on a grant basis shall be available for Spain, exclusive of inter-regional expenses: *Provided further*, That not less than \$18,500,000 of the amount available for Spain shall be used for agricultural commodities; for the Near East (including Greece and Turkey) and Africa, \$167,500,000; for Asia, \$873,500,000; and for

Latin America, \$52,000,000, of which not less than \$15,000,000 shall be used for assistance to Guatemala;

Ante, p. 556.

Development assistance: For assistance authorized by section 201, \$250,000,000;

Ante, p. 557.

Technical cooperation, general authorization: For assistance authorized by section 304 (b), \$135,000,000;

Ante, p. 557.

United Nations expanded program of technical assistance: For contributions authorized by section 306 (a), which shall constitute the total United States contribution through December 31, 1957, \$15,500,000: *Provided*, That the United States contribution to the 1958 calendar year program shall not exceed 33.33 per centum of the United Nations program;

Ante, p. 557.

Technical cooperation programs of the Organization of American States: For contributions authorized by section 306 (b), \$1,500,000;

Special Presidential Fund: For assistance authorized by section 401 (b), \$100,000,000;

Ante, p. 558.

Special assistance in joint control areas in Europe: For assistance authorized by section 403 (b), \$12,200,000;

22 USC 1925.
Restriction.

Intergovernmental Committee for European Migration: For contributions authorized by section 405 (a), \$12,500,000: *Provided*, That no funds appropriated in this Act shall be used to assist directly in the migration to any nation in the Western Hemisphere of any person not having a security clearance based on reasonable standards to insure against Communist infiltration in the Western Hemisphere:

Ante, p. 558.

United Nations Refugee Fund: For contributions authorized by section 405 (c), which shall constitute the total United States contribution through June 30, 1957, \$1,900,000;

Ante, p. 558.

Escapee program: For assistance authorized by section 405 (d), \$6,000,000;

Ante, p. 558.

United Nations Children's Fund: For contributions authorized by section 406 (b), which shall constitute the total United States contribution through December 31, 1957, \$10,000,000;

22 USC 1927.

United Nations Relief and Works Agency: For contributions authorized by section 407 (b), \$45,300,000 of unobligated balances of funds appropriated under this head in the Mutual Security Appropriation Act, 1956, are continued available through June 30, 1957, for the purposes authorized by section 407;

69 Stat. 436.

Ante, p. 558.

Ocean freight charges, United States voluntary relief agencies: For payments authorized by section 409 (c), \$2,500,000;

Ante, p. 558.

Control Act expenses: For carrying out the purposes of the Mutual Defense Assistance Control Act of 1951, as authorized by section 410, \$1,175,000;

Ante, p. 558.

Administrative expenses: For expenses authorized by section 411 (b), \$33,595,000;

Ante, p. 565.

Foreign research reactor projects: For expenses necessary to enable the President to carry out foreign research reactor projects authorized by section 12 of the Mutual Security Act of 1956, \$5,500,000;

68 Stat. 830.
31 USC 200.

Funds appropriated under each paragraph of this Act (other than appropriations under the head of military assistance), including specified amounts of unobligated balances, and amounts certified pursuant to section 1311 of the Supplemental Appropriation Act, 1955, as having been obligated against appropriations heretofore made for the same general purpose as such paragraph, which amounts are hereby continued available during the fiscal year 1957, may be consolidated in one account for each paragraph.

GENERAL PROVISIONS

Engineering fees.

SEC. 102. Payments made from funds appropriated herein for engineering fees and services to any individual engineering firm on any

one project in excess of \$25,000 shall be reported to the Committees on Appropriations of the Senate and House of Representatives at least twice annually.

SEC. 103. Pursuant to section 1415 of the Supplemental Appropriation Act, 1953, and in addition to other amounts made available pursuant to said section, not to exceed the equivalent of \$2,000,000 of foreign currencies or credits owed to or owned by the United States shall remain available until expended, without reimbursement to the Treasury, for liquidation of obligations incurred against such currencies or credits prior to July 1, 1953, pursuant to authority contained in the Mutual Security Act of 1951, as amended, and Acts for which funds were authorized by that Act and, hereafter, foreign currencies generated under the provisions of this Act shall be utilized only for the purposes for which the funds providing the commodities which generated the currency were appropriated.

SEC. 104. None of the funds provided by this Act nor any of the counterpart funds generated as a result of assistance under this or any other Act shall be used to make payments on account of the principal or interest on any debt of any foreign government or on any loan made to such government by any other foreign government; nor shall any of these funds be expended for any purpose for which funds have been withdrawn by any recipient country to make payment on such debts: *Provided, however,* That to the extent that funds have been borrowed by any foreign government in order to make a deposit of counterpart and such deposit is in excess of the amount that would be required to be deposited pursuant to the formula prescribed by section 142 (b) of the Mutual Security Act of 1954, as amended, such counterpart may be used in such country for any agreed purpose consistent with the provisions of such Act.

SEC. 105. Except for the appropriation entitled "Special Presidential Fund", not more than 20 per centum of any appropriation item made available by this Act shall be obligated and/or reserved during the last two months of the fiscal year.

SEC. 106. Section 108 of the Mutual Security Appropriation Act, 1956 (Public Law 208, 84th Congress), is hereby amended by substituting "during the two succeeding fiscal years" for "until June 30, 1958" in the third sentence thereof, and by substituting "under the authority of the Mutual Security Act of 1954, as amended" for "in this Act" in the fifth proviso thereof.

SEC. 107. None of the funds contained in this Act shall be used to carry out the purposes of section 13 of the Mutual Security Act of 1956.

SEC. 108. The Congress hereby reiterates its opposition to the seating in the United Nations of the Communist China regime as the representative of China, and it is hereby declared to be the continuing sense of the Congress that the Communist regime in China has not demonstrated its willingness to fulfill the obligations contained in the Charter of the United Nations and should not be recognized to represent China in the United Nations. In the event of the seating of representatives of the Chinese Communist regime in the Security Council or General Assembly of the United Nations, the President is requested to inform the Congress insofar as is compatible with the requirements of national security, of the implications of this action upon the foreign policy of the United States and our foreign relationships, including that created by membership in the United Nations, together with any recommendations which he may have with respect to the matter.

SEC. 109. This Act may be cited as the "Mutual Security Appropriation Act, 1957".

Approved July 31, 1956.

Reports to Congressional committees.

Foreign currency.
66 Stat. 662.
31 USC 724.

65 Stat. 373.
22 USC 1651
note.

Foreign government debts.

69 Stat. 285.
22 USC 1852.

Restriction.

69 Stat. 438.

Ante, p. 566.

Seating of Communist China in U. N., opposition.

Presidential report to Congress.

Short title.