

Mr. HARVEY. I beg your pardon?

Secretary BOYD. I do not understand that what we are talking about is seizure in any way, shape or form. What I understand to be involved is that the transportation companies would operate as they do now. The Government would be in a position to allocate the priorities to be moved by these private operators in their continued private operation.

Mr. HARVEY. This would be something less than seizure for the trucklines?

Secretary BOYD. I don't understand the seizure connotation at all.

Mr. HARVEY. I am trying to understand your language in your statement. What bothers me is that if I understand this correctly, what you are saying is that the trucklines would be forced to abandon commitments which they otherwise had to haul goods on some order by you in a situation something less than a war, I take it.

Secretary BOYD. I didn't mean something less than a war.

Mr. HARVEY. But at any rate, there is statutory authority for this particular situation at the present time?

Secretary BOYD. In event of war.

Mr. HARVEY. I would appreciate receiving that authority. If you don't have it here, I would appreciate it being supplied for the record.

Secretary BOYD. I will provide what information we have, Mr. Harvey.

(For information requested see correspondence at end of testimony, p. 110.)

Mr. MACDONALD. Would you yield for a short question?

Mr. HARVEY. Yes.

Mr. MACDONALD. What is Vietnam if it is not a war?

Secretary BOYD. I am completely unable to characterize that, Mr. Macdonald.

Mr. MACDONALD. You don't think it is akin to a war?

Secretary BOYD. It is certainly combat.

Mr. MACDONALD. But the troops, troop movements, are one of the reasons you gave as being in the public interest to force these people back to work. I was wondering if troops don't have a connotation of a war, of killing an enemy, moving troops around to foreign countries. That is not a war?

Secretary BOYD. As a layman, I would call it a war, Mr. Macdonald. As a Government official, I am unable to give you the precise terminology by which this is described as a legal matter.

Mr. MACDONALD. I am not trying to embarrass you, Mr. Secretary. But with regard to the question asked by Mr. Harvey, I thought I would clear this up.

Secretary BOYD. As a legal matter, I do not understand that the United States is in a "state of war." I am unable to give you any of the interpretation or implications of that.

Mr. ADAMS. Mr. Chairman?

Mr. MACDONALD. Mr. Harvey has yielded to me for just these brief moments.

I would like to clear up the Section 472 that President Truman relied upon. He said, "In time of war, when we have controlled transportation." But I suppose you wouldn't say this is in time of war.

Secretary BOYD. My understanding of that is that that relates to a declaration of war by the Congress of the United States, that "in time of war" comes from that action by the Congress.