

Sec. 2. Prohibition on transportation of goods destined for Communist China, north Korea, or the Communist-controlled area of Viet Nam.

No person shall transport, in any ship documented under the laws of the United States or in any aircraft registered under the laws of the United States, to Chinese Communist ports, north Korea, any other place under the control of the Chinese Communists, or to the Communist-controlled area of Viet Nam, any material, commodity, or cargo of any kind. No person shall take on board any ship documented under the laws of the United States or any aircraft registered under the laws of the United States any material, commodity, or cargo of any kind if he knows or has reason to believe that the material, commodity, or cargo is destined, directly or indirectly, for Communist China, north Korea, or for the Communist-controlled area of Viet Nam. No person shall discharge from any ship documented under the laws of the United States or from any aircraft registered under the laws of the United States, at any place other than the port where the cargo was loaded, or within territory under the jurisdiction of the United States, any material, commodity, or cargo of any kind which he knows or has reason to believe is destined for Communist China, north Korea, or for the Communist-controlled area of Viet Nam.

Sec. 3. Persons affected.

The prohibitions of this order apply to the owner of the ship or aircraft, to the master of the ship or aircraft, and to any other officer, employee, or agent of the owner of the ship or to any other person who participates in the prohibited activities.

Sec. 4. Reports.

The owner of any ship documented under the laws of the United States or any aircraft registered under the laws of the United States which is making a voyage to the Communist-controlled area of Viet Nam at the time this order as amended is issued shall report this fact promptly to the Under Secretary for Transportation, Department of Commerce, Washington 25, D.C., and advise what steps he has taken to comply with the requirements of section 1 of this order. The owner of any ship documented under the laws of the United States or any aircraft registered under the laws of the United States which, at the time this order as amended is issued, is carrying any material, commodity, or cargo which the owner, the master of the ship or aircraft, or any other officer, employee or agent of the owner, knew or had reason to believe was destined for the Communist-controlled area of Viet Nam shall report this fact promptly to the Under Secretary for Transportation, Department of Commerce, Washington 25, D.C., and advise what disposition has been or will be made of such cargo. Persons subject to this order shall submit such reports to the Under Secretary for Transportation, Department of Commerce, as he shall require, subject to the terms of the Federal Reports Act.

Sec. 5. Records.

Each person participating in any transaction covered by this order shall retain in his possession, for at least two years, records of voyages and shipments in sufficient detail to permit an audit that will determine for each transaction that the provisions of this order have been met. This provision does not require any particular accounting method and does not require alteration of the system customarily maintained, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilms or other photographic copies instead of the originals.

Sec. 6. Defense against claims for damages.

No person shall be held liable for damages or penalties for any default under any contract or order which shall result directly or indirectly from compliance with this order or any provision, thereof, notwithstanding that this order or such provision shall thereafter be declared by judicial or other competent authority to be invalid.

Sec. 7. Violations.

Any person who willfully violates any provisions of this order, or willfully conceals a material fact, or furnishes false information in the course of operation under this order, shall, upon conviction, be punished by fine or imprisonment, or both. In addition, administrative action may be taken against any such person, denying him the privileges generally accorded under this order.