

(2), as the case may be, as if it were a new and separate emergency facility.

“(4) DEFINITIONS.—For purposes of paragraph (2)—

“(A) NEW OR SPECIALIZED DEFENSE ITEM.—The term ‘new or specialized defense item’ means only an item (excluding services)—

“(i) which is produced, or will be produced, for sale to the Department of Defense (or one of the component departments of such Department), or to the Atomic Energy Commission, for use in the national defense program, and

“(ii) for the production of which existing productive facilities are unsuitable because of its newness or of its specialized defense features.

“(B) COMPONENT OF NEW OR SPECIALIZED DEFENSE ITEM.—The term ‘component of a new or specialized defense item’ means only an item—

“(i) which is, or will become, a physical part of a new or specialized defense item, and

“(ii) for the production of which existing productive facilities are unsuitable because of its newness or of its specialized defense features.”; and

(c) by redesignating subsection (i) as (j), and by inserting after subsection (h) the following new subsection:

“(i) TERMINATION.—No certificate under subsection (e) shall be made with respect to any emergency facility after December 31, 1959.”

Approved August 26, 1957.

## Public Law 85-166

### AN ACT

To amend section 401 (e) of the Civil Aeronautics Act of 1938 in order to authorize permanent certification for certain air carriers operating between the United States and Alaska.

August 26, 1957  
[H. R. 4520]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 401 (e) of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 481 (e)), is amended by adding at the end thereof the following:

“(5) If any applicant who makes application for a certificate within one hundred and twenty days after the date of enactment of this paragraph shall show that, from January 1, 1957, until the effective date of this paragraph, it, or its predecessor in interest, was an air carrier furnishing service between points in the United States and points in the Territory of Alaska (including service to intermediate points in Canadian territory) authorized by certificate or certificates of public convenience and necessity issued by the Civil Aeronautics Board to render such service between such points, and that any portion of such service between any points or for any class of traffic was performed pursuant to a temporary certificate or certificates of public convenience and necessity issued by the Civil Aeronautics Board, the Board, upon proof of such fact only, shall, unless the service rendered by such applicant during such period was inadequate and inefficient, issue a certificate or certificates of unlimited duration, authorizing such applicant to engage in air transportation with respect to persons, property and mail between the terminal and intermediate points between which it or its predecessor was temporarily authorized to operate by such certificate or certificates as of the date of enactment of this paragraph.”

Approved August 26, 1957.

Civil Aeronautics Act of 1938, amendment.  
70 Stat. 591.

Alaska.  
Air carriers.