

Executive Order 12127 of March 31, 1979

## Federal Emergency Management Agency

By the authority vested in me as President by the Constitution and laws of the United States of America, including Section 304 of Reorganization Plan No. 3 of 1978, and in order to provide for the orderly activation of the Federal Emergency Management Agency, it is hereby ordered as follows:

1-101. Reorganization Plan No. 3 of 1978 (43 FR 41943), which establishes the Federal Emergency Management Agency, provides for the transfer of functions, and the transfer and abolition of agencies and offices, is hereby effective.

1-102. The Director of the Office of Management and Budget shall, in accord with Section 302 of the Reorganization Plan, provide for all the appropriate transfers, including those transfers related to all the functions transferred from the Department of Commerce, the Department of Housing and Urban Development, and the President.

1-103. (a) The functions transferred from the Department of Commerce are those vested in the Secretary of Commerce, the Administrator and Deputy Administrator of the National Fire Prevention and Control Administration (now the United States Fire Administration (Sec. 2(a) of Public Law 95-422)), and the Superintendent of the National Academy for Fire Prevention and Control pursuant to the Federal Fire Prevention and Control Act of 1974, as amended (15 U.S.C. 2201 *et seq.*), but not including any functions vested by the amendments made to other acts by Sections 18 and 23 of that Act (15 U.S.C. 278f and 1511). The functions vested in the Administrator by Sections 24 and 25 of that Act, as added by Sections 3 and 4 of Public Law 95-422 (15 U.S.C. 2220 and 2221), are not transferred to the Director of the Federal Emergency Management Agency. Those functions are transferred with the Administrator and remain vested in him. (Section 201 of the Plan.)

(b) There was also transferred from the Department of Commerce any function concerning the Emergency Broadcast System which was transferred to the Secretary of Commerce by Section 5B of Reorganization Plan No. 1 of 1977 (42 FR 56101; implemented by Executive Order No. 12046 of March 27, 1978). (Section 203 of the Plan.)

1-104. The functions transferred from the Department of Housing and Urban Development are those vested in the Secretary of Housing and Urban Development pursuant to Section 15(e) of the Federal Flood Insurance Act of 1956, as amended (42 U.S.C. 2414(e)), and the National Flood Insurance Act of 1968, as amended, and the Flood Disaster Protection Act of 1973, as amended (42 U.S.C. 4001 *et seq.*), and Section 520(b) of the Na-

tional Housing Act, as amended (12 U.S.C. 1735d(b)), to the extent necessary to borrow from the Treasury to make payments for reinsured and directly insured losses, and Title XII of the National Housing Act, as amended (12 U.S.C. 1749bbb *et seq.*, and as explained in Section 1 of the National Insurance Development Act of 1975 (Section 1 of Public Law 94-13 at 12 U.S.C. 1749bbb note). (Section 202 of the Plan.)

1-105. The functions transferred from the President are those concerning the Emergency Broadcast System which were transferred to the President by Section 5 of Reorganization Plan No. 1 of 1977 (42 FR 56101; implemented by Executive Order No. 12046 of March 27, 1978). (Section 203 of the Plan.)

1-106. This Order shall be effective Sunday, April 1, 1979.

JIMMY CARTER

THE WHITE HOUSE,

March 31, 1979.

Executive Order 12128 of April 4, 1979

### Employee-Management Relations in the Foreign Service

By the authority vested in me as President by the Constitution and statutes of the United States of America, in order to permit a representative of the Federal Labor Relations Authority to participate in labor-relations decisions affecting Foreign Service employees, it is hereby ordered as follows:

1-101. Section 5(a) of Executive Order No. 11636 is amended to read as follows:

"(a) There is hereby established, as a Committee of the Board, an Employee-Management Relations Commission composed of three senior level representatives, one designated by each of the following: the Secretary of Labor, the Director of the Office of Management and Budget, and the Federal Labor Relations Authority. The representative designated by the Federal Labor Relations Authority shall be the Chairman of the Commission."

1-102. In Section 2-101(b) of Executive Order No. 12107, the reference to Executive Order No. 11636 is deleted.

1-103. Section 2(a) of Executive Order No. 11636 is amended to read as follows:

tinue in effect until modified or superseded by the Director of the Office of Personnel Management.

**Sec. 5.** This order shall be effective upon publication in the **Federal Register**.

GEORGE BUSH

THE WHITE HOUSE,

July 30, 1990.

Executive Order 12722 of August 2, 1990

### **Blocking Iraqi Government Property and Prohibiting Transactions With Iraq**

By the authority vested in me as President by the Constitution and laws of the United States of America, including the International Emergency Economic Powers Act (50 U.S.C. 1701 *et seq.*), the National Emergencies Act (50 U.S.C. 1601 *et seq.*), and section 301 of title 3 of the United States Code.

I, GEORGE BUSH, President of the United States of America, find that the policies and actions of the Government of Iraq constitute an unusual and extraordinary threat to the national security and foreign policy of the United States and hereby declare a national emergency to deal with that threat.

I hereby order:

**Section 1.** All property and interests in property of the Government of Iraq, its agencies, instrumentalities and controlled entities and the Central Bank of Iraq that are in the United States, that hereafter come within the United States or that are or hereafter come within the possession or control of United States persons, including their overseas branches, are hereby blocked.

**Section 2.** The following are prohibited, except to the extent provided in regulations which may hereafter be issued pursuant to this Order:

(a) The import into the United States of any goods or services of Iraqi origin, other than publications and other informational materials;

(b) The export to Iraq of any goods, technology (including technical data or other information controlled for export pursuant to Section 5 of the Export Administration Act (50 U.S.C. App. 2404)) or services from the United States, except publications and other informational materials, and donations of articles intended to relieve human suffering, such as food, clothing, medicine and medical supplies intended strictly for medical purposes;

(c) Any transaction by a United States person relating to transportation to or from Iraq; the provision of transportation to or from the United States by any Iraqi person or any vessel or aircraft of Iraqi registration; or the sale in the United States by any person holding authority under the Federal Aviation Act of 1958, as amended (49 U.S.C. 1514), of any transportation by air which includes any stop in Iraq;

- (d) The purchase by any United States person of goods for export from Iraq to any country;
- (e) The performance by any United States person of any contract in support of an industrial or other commercial or governmental project in Iraq;
- (f) The grant or extension of credits or loans by any United States person to the Government of Iraq, its instrumentalities and controlled entities;
- (g) Any transaction by a United States person relating to travel by any United States citizen or permanent resident alien to Iraq, or to activities by any such person within Iraq, after the date of this Order, other than transactions necessary to effect such person's departure from Iraq, or travel for journalistic activity by persons regularly employed in such capacity by a newsgathering organization; and
- (h) Any transaction by any United States person which evades or avoids, or has the purpose of evading or avoiding, any of the prohibitions set forth in this Order.

For purposes of this Order, the term "United States person" means any United States citizen, permanent resident alien, juridical person organized under the laws of the United States, or any person in the United States.

**Section 3.** This Order is effective immediately.

**Section 4.** The Secretary of the Treasury, in consultation with the Secretary of State, is hereby authorized to take such actions, including the promulgation of rules and regulations, as may be necessary to carry out the purposes of this Order. Such actions may include prohibiting or regulating payments or transfers of any property or any transactions involving the transfer of anything of economic value by any United States person to the Government of Iraq, its instrumentalities and controlled entities, or to any Iraqi national or entity owned or controlled, directly or indirectly, by Iraq or Iraqi nationals. The Secretary may redelegate any of these functions to other officers and agencies of the Federal government. All agencies of the United States government are directed to take all appropriate measures within their authority to carry out the provisions of this Order, including the suspension or termination of licenses or other authorizations in effect as of the date of this Order.

This Order shall be transmitted to the Congress and published in the **Federal Register**.

GEORGE BUSH

THE WHITE HOUSE,

August 2, 1990.

**Editorial note:** For statements by Deputy Press Secretary Popadiuk on the Iraqi invasion of Kuwait, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1182). For the President's memorandum on the withholding of assistance to Iraq, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1189). For the President's message to the Congress, dated Aug. 3, 1990, on the declaration of a national emergency with respect to Iraq, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1195). For the President's address to the nation, dated Aug. 8, 1990, on the deployment of U.S. armed forces to Saudi Arabia, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1216).

**Editorial note:** For the President's letter to the Speaker of the House of Representatives and the President of the Senate, dated August 15, 1990, on the waiver, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1255).

**Executive Order 12727 of August 22, 1990**

### **Ordering the Selected Reserve of the Armed Forces to Active Duty**

By the authority vested in me as President by the Constitution and the laws of the United States of America, including sections 121 and 673b of title 10 of the United States Code, I hereby determine that it is necessary to augment the active armed forces of the United States for the effective conduct of operational missions in and around the Arabian Peninsula. Further, under the stated authority, I hereby authorize the Secretary of Defense, and the Secretary of Transportation with respect to the Coast Guard when the latter is not operating as a service in the Department of the Navy, to order to active duty units and individual members not assigned to units, of the Selected Reserve.

This order is intended only to improve the internal management of the executive branch, and is not intended to create any right or benefit, substantive or procedural, enforceable at law by a party against the United States, its agencies, its officers, or any person.

This order shall be published in the *Federal Register* and transmitted promptly to the Congress.

GEORGE BUSH

THE WHITE HOUSE,

August 22, 1990.

**Editorial note:** For the President's letter to the Speaker of the House and the President of the Senate, dated Aug. 22, 1990, on the mobilization of the United States Reserves, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1278). For a statement by Press Secretary Fitzwater on the mobilization of the Reserves, see the *Weekly Compilation of Presidential Documents* (vol. 26, p. 1279).

**Executive Order 12728 of August 22, 1990**

### **Delegating the President's Authority To Suspend any Provision of Law Relating to the Promotion, Retirement, or Separation of Members of the Armed Forces**

By the authority vested in me as President by the Constitution and the laws of the United States of America, including section 673c of title 10 of the