

§ 735.90 One document and one license to cover several products.

A license may be issued for the storage of two or more agricultural products in a single warehouse. Where such a license is desired, a single application, inspection, bond, record, report or other paper, document or proceeding relating to such warehouse, shall be sufficient unless otherwise directed by the Administrator.

§ 735.91 Assets and bond; combination warehouses.

Where such license is desired, the amount of the bond, net assets, and inspection and license fees shall be determined by the Administrator in accordance with the regulations applicable to the particular agricultural product which would require the largest bond and the greatest amount of net assets and of fees if the full capacity of the warehouse was used for its storage.

§ 735.92 Amendments.

Any amendment to, or revision of this part, unless otherwise stated therein, shall apply in the same manner to persons holding licenses at the time it becomes effective as it applies to persons thereafter licensed under the act.

§ 735.93 OMB control number assigned pursuant to Paperwork Reduction Act.

The information collection requirements contained in these regulations (7 CFR part 735) have been approved by the Office of Management and Budget (OMB) under the provisions of 44 U.S.C. Chapter 35 and have been assigned OMB control number 0560-0120.

[53 FR 27151, July 19, 1988]

§§ 735.94—735.99 [Reserved]

ELECTRONIC WAREHOUSE RECEIPTS

§ 735.100 General statement.

The regulations in §§ 735.100 through 735.105 give a USWA licensed warehouseman the option of issuing EWRs instead of paper warehouse receipts for the cotton stored in its facility. EWRs

may only be created through a provider who is approved by FSA.

[59 FR 15038, Mar. 31, 1994]

§ 735.101 Electronic warehouse receipts.

(a) EWRs issued pursuant to this part establish the same rights and obligations with respect to a bale of cotton as a paper receipt. With the exception of the requirement that warehouse receipts be issued on paper (§ 735.19), all other requirements applicable to paper warehouse receipts shall apply to EWRs, unless otherwise specified. The person identified as the "holder" of an EWR shall be entitled to the same rights and privileges as the holder of a paper warehouse receipt.

(b) EWRs must be issued as single bale receipts.

(c) EWRs may only be issued through a provider.

(d) Warehousemen must notify all holders of cotton receipted by inclusion in the CFS at least 30 calendar days before changing providers, unless otherwise required or allowed by the Secretary.

(e) Licensed warehousemen may cancel EWRs only when they are the holder of such receipts.

(f) Licensed warehousemen, only as holder, may correct information on the EWR.

(g) Only the holder of the receipt may transfer the receipt to a new holder.

(h) The identity of the holder must be included as additional information for every EWR.

(i) An EWR shall only designate one entity as a holder at any one time.

(j) An EWR shall not be issued for a bale of cotton if another receipt, paper or electronic, on such bale is outstanding. No two warehouse receipts issued by a licensed warehouse may have the same receipt number.

(k) Prior to issuing EWRs, each warehouseman shall request and receive from FSA a range of consecutive warehouse receipt numbers which the warehouseman shall use for the EWRs it issues.

(l) If a warehouseman has a contract with a provider, all warehouse receipts issued by the warehouseman shall initially be issued as EWRs.