

Agricultural Marketing Service, USDA

§ 918.10

EFFECTIVE DATE NOTE: At 60 FR 17634, Apr. 7, 1995, part 918 was suspended, effective March 1, 1995 through February 28, 1997.

Subpart—Order Regulating Handling

SOURCE: 20 FR 1635, Mar. 18, 1955, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

DEFINITIONS

§918.1 Secretary.

Secretary means the Secretary of Agriculture of the United States, or any officer or employee of the Department to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

[42 FR 40884, Aug. 12, 1977]

§918.2 Act.

Act means Public Act No. 10, 73d Congress (May 12, 1933), as amended and re-enacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (48 Stat. 31, as amended; 7 U.S.C. 601 *et seq.*).

§918.3 Person.

Person means an individual, marketing agent, partnership, corporation, marketing agency, association, legal representative, or any organized group or business unit of individuals.

§918.4 Area.

Area means and includes the entire State of Georgia.

§918.5 Peaches.

Peaches means and includes all varieties of peaches grown within the aforesaid area.

§918.6 Shipper.

Shipper is synonymous with “handler” and means any person who, as owner, agent, or otherwise, handles peaches.

§918.7 Ship.

Ship is synonymous with “handle” and means to sell, transport, or in any other way (except as a common or contract carrier of peaches owned by an-

other person) to place peaches, in fresh form, in the current of commerce between the State of Georgia and any point outside thereof.

§918.8 Grower.

Grower means any person engaged in the production of peaches for market; however, as used in §918.62 “grower” shall also include any purchaser of a crop of peaches on the trees.

§918.9 Fiscal period.

Fiscal period means the period beginning on March 1 of each year and ending on the last day of February of the following year.

§918.10 District.

District means the applicable one of the following described geographical subdivisions or the area:

(a) *South Georgia District* shall include the counties of Quitman, Coffee, Miller, Jeff Davis, Baker, Toombs, Terrell, Ware, Mitchell, Pierce, Worth, Evans, Brooks, Liberty, Turner, Glynn, Irwin, Echols, Atkinson, Early, Wheeler, Decatur, Montgomery, Randolph, Bacon, Dougherty, Wayne, Crisp, Charlton, Thomas, Bryan, Tift, McIntosh, Ben Hill, Berrien, Lanier, Clay, Telfair, Seminole, Clinch, Calhoun, Appling, Lee, Tattnall, Grandy, Brantley, Colquitt, Long, Cook, Chatham, Wilcox, Camden, Lowndes, Steward, Pulaski, Webster, Dodge, Sumter and Dooley;

(b) *Central Georgia District* shall include the counties of Muscogee, Bleckley, Marion, Laurens, Schley, Johnson, Macon, Candler, Houston, Glascock, Bullock, Twiggs, Wilkinson, Taylor, Washington, Crawford, Emanuel, Peach, Jefferson, Burke, Effingham, Chattahoochee, Treutlen, Bibb, Jenkins, and Screven; and

(c) *North Georgia District* shall include the counties of Harris, Talbot, Upson, Monroe, Jones, Baldwin, Hancock, Warren, McDuffie, Polk, Troup, Gwinnett, Lamar, Jackson, Fayette, Forsyth, Jasper, Franklin, Douglas, Gordon, Henry, Dade, Greene, Whitfield, Lincoln, Haralson, Paulding, Cobb, De Kalb, Rockdale, Walton, Oconee, Oglethorpe, Floyd, Richmond, Cherokee, Pike, Clarke, Coweta, Elbert, Butts, Banks, Carroll, Chatooga,

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Clayton, Dawson, Morgan, Catoosa, Wilkes, Gilmer, Fannin, Lumpkin, Union, White, Towns, Haversham, Stephens, Rabun, Columbia, Bartow, Meriwether, Barrow, Heard, Madison, Spalding, Hall, Putnam, Hart, Fulton, Pickens, Newton, Walker, Taliaferro, and Murray.

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§ 918.11 Adjacent markets.

Adjacent markets means the States of Florida, Alabama, Tennessee, North Carolina, South Carolina, Mississippi, and that portion of Louisiana which is east of the Mississippi River.

§ 918.12 Peaches in bulk.

Peaches in bulk means peaches loose in a conveyance or loose in containers without being placed-packed or ring-faced and without liners.

COMMITTEES

§ 918.15 Establishment of Industry Committee.

An Industry Committee, consisting of nine members, and alternates, is hereby established to administer the terms and provisions of this part. Eight members and alternates shall be growers of peaches and one member and alternate shall be individuals who are neither growers nor handlers of peaches. The 8 members who shall be growers shall be known as "grower members" and the remaining member shall be known as a "public member". The members of said Industry Committee and their respective alternates, shall be selected in accordance with the provisions of this part.

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§ 918.16 Representation by grower members by districts on Industry Committee.

(a) Two members of the Industry Committee shall be selected from among growers in the South Georgia District.

(b) Four members of the Industry Committee shall be selected from among growers in the Central Georgia District.

(c) Two members of the Industry Committee shall be selected from

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among growers in the North Georgia District.

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§ 918.17 [Reserved]

§ 918.18 Nomination of members of Industry Committee.

(a) The Industry Committee shall hold or cause to be held prior to January 31 of each year a meeting or meetings of growers in each of the districts designated in § 918.10, or as redesignated pursuant to § 918.29(k), for the purpose of designating nominees for grower member and alternate member positions on the Industry Committee. The Committee shall give adequate notice of any such meeting or meetings to all growers in the respective district.

(b) Members of the committee, selected pursuant to § 918.21, may nominate individuals for the public member and alternate member positions on the Industry Committee, and promptly send the names of these nominees, along with their qualifications, to the Secretary.

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§ 918.19 Conduct of nomination meetings.

At each meeting held to elect nominees for grower member and alternate grower member positions on the Industry Committee, the growers eligible to participate therein shall select a chairman and secretary therefor. The chairman of each meeting shall announce at such meeting the name of each person for whom a vote has been cast, whether as member or alternate member, and the number of votes cast for each such person, and the chairman or the secretary of the meeting shall forthwith transmit such information to the Secretary or the designated representative of the Secretary. At each such meeting at least two nominees shall be designated for each position as member and at least two nominees shall be designated for each position as alternate member on the committee as representative or representatives of the respective district.

[42 FR 40885, Aug. 12, 1977]