

Agricultural Marketing Service, USDA

§ 911.58

committee the factors considered in making the correction.

(d) Each week during the regulatory period when volume regulation is likely to be recommended for the following week, the committee shall compute a prorate base for each handler who has made application in accordance with the provisions of this section. The prorate base for each such handler shall be computed by adding together the handler's shipments of limes in the current season and his shipments in the immediately preceding seasons, if any, within the representative period, in which he shipped limes and dividing such total by a divisor computed by adding together the number of weeks elapsed in the current season and eighteen weeks for each of such immediately preceding seasons within the representative period in which the handler shipped limes. For purposes of this section *shipments* shall include only those limes which were shipped to destinations within the forty-eight contiguous States of the United States, the District of Columbia and Canada; *representative period* means the two preceding seasons together with the current season; the term *season* means the eighteen-week period beginning with the week preceding the first full week in May of any fiscal year; and the term *current season* means the period beginning with the week preceding the first full week in May of the current fiscal year through the fourth full week preceding the week of regulation: *Provided*, That when official shipping records are available to the committee he said "current season" shall extend through the third full week preceding the week of regulation.

[37 FR 10499, May 24, 1972, as amended at 43 FR 39321, Sept. 5, 1978]

EFFECTIVE DATE NOTE: At 61 FR 17552, Apr. 22, 1996, § 911.55 was suspended indefinitely.

§ 911.56 Allotments.

Whenever the Secretary has fixed the quantity of limes which may be handled during any week, the committee shall calculate the quantity of limes which may be handled during such week by each person who has applied for a prorate base and for whom such a base was computed by the committee. Such quantity shall be the allotment of

such person and shall be that portion of the total quantity fixed by the Secretary which, expressed in terms of percent, is equal to the percentage that such applicant's prorate base is of the aggregate of the prorate bases of all such applicants. The committee shall give reasonable notice in writing to each person of the allotment computed for him pursuant to this section.

[37 FR 10499, May 24, 1972]

EFFECTIVE DATE NOTE: At 61 FR 17552, Apr. 22, 1996, § 911.56 was suspended indefinitely.

§ 911.57 Overshipments.

During any week for which the Secretary has fixed the total quantity of limes which may be handled, any person who has received an allotment including any handler who received zero allotment computed pursuant to §§ 911.55 and 911.56 may handle, in addition to the total allotment available to him, an amount of limes equal to 50 bushels or two percent of such total allotment, whichever is the greater, except that during two weeks of each regulatory period any handler may overship his total allotment by more than such amount: *Provided*, That such overshipment shall not exceed an amount equal to 10 percent of such total allotment: *And provided, further*, That each handler who intends to so overship notifies the committee of his intended overshipment no later than the close of business on Thursday during the week of such intended overshipment.

[40 FR 52604, Nov. 11, 1975]

EFFECTIVE DATE NOTE: At 61 FR 17552, Apr. 22, 1996, § 911.57 was suspended indefinitely.

§ 911.58 Undershipments.

If any person handles during any week a quantity of limes, covered by a regulation issued pursuant to § 911.54, in an amount less than the total allotment available to him for such week, he may handle, during the next week, only, a quantity of limes, in addition to that permitted by the allotment available to him for such week, equivalent to such undershipment or 50 percent of the allotment issued to him for the week during which the undershipment was made, whichever is the lesser: *Provided*, That the committee, with