

**Agricultural Marketing Service, USDA**

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AUTHORITY: 7 U.S.C. 601–674.

**Subpart—Order Regulating Handling**

SOURCE: 26 FR 476, Jan. 19, 1961, unless otherwise noted.

**DEFINITIONS**

**§ 993.1 Secretary.**

*Secretary* means the Secretary of Agriculture of the United States, or any other officer or employee of the United States Department of Agriculture who is or who may hereafter be, authorized to exercise the powers and to perform the duties of the Secretary under the Act.

**§ 993.2 Act.**

*Act* means Public Act No. 10, 73d Congress, as amended and reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 *et seq.*).

**§ 993.3 Person.**

*Person* means an individual, partnership, corporation, association, or any other business unit.

**§ 993.4 Area.**

*Area* means the State of California.

**§ 993.5 Prunes.**

*Prunes* means and includes all sun-dried or artificially dehydrated plums, of any type or variety, produced from plums grown in the area, except: (a) Sulfur-bleached prunes which are produced from yellow varieties of plums and are commonly known as silver prunes; and (b) plums which have not been dried or dehydrated to a point where they are capable of being stored prior to packaging, without material deterioration or spoilage unless refrigeration or other artificial means of preservation are used, and so long as they are treated by a process which is in conformity with, or generally similar to, the processes for treatment of plums of that type which have been developed or recommended by the Food Technology Division, College of Agriculture, University of California, for the specialty pack known as “high

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moisture content prunes," but this exception shall not apply if and when such plums are dried to the point where they are capable of being stored without material deterioration or spoilage, refrigeration or other artificial means of preservation.

**§ 993.6 Non-French prunes.**

*Non-French prunes* means prunes commonly known as Imperial, Sugar, Robe de Sargent, Burton, Standard, Jefferson, Fellenberg, Italian, President, Giant, and Hungarian (Gross), produced from such varieties of plums. This definition may be modified by the committee with the approval of the Secretary.

**§ 993.7 French prunes.**

*French prunes* means: (a) Prunes produced from plums of the following varieties of plums: French (Prune d'Agen, Petite Prune d'Agen), Coates (Cox, Double X, Saratoga); and (b) any other prunes which possess taste, flesh texture, and other characteristics similar to those of the prunes named in this section.

**§ 993.8 Natural condition prunes.**

*Natural condition prunes* means prunes which have not been processed.

**§ 993.9 Processed prunes.**

*Processed prunes* means prunes which have been cleaned, or treated with water or steam, by a handler.

**§ 993.10 Standard prunes.**

*Standard prunes* means any lot of natural condition prunes meeting the applicable grade and size standards prescribed pursuant to § 993.49 other than pursuant to § 993.49(c).

[26 FR 476, Jan. 19, 1961, as amended at 37 FR 861, Jan. 20, 1972]

**§ 993.11 Standard processed prunes.**

*Standard processed prunes* means any lot of processed prunes meeting the applicable grade and size standards prescribed pursuant to § 993.50.

**§ 993.12 Substandard prunes.**

*Substandard prunes* means any lot of processed or natural condition prunes failing to meet the applicable grade

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and size standards prescribed pursuant to §§ 993.49 and 993.50 other than pursuant to § 993.49(c).

[26 FR 476, Jan. 19, 1961, as amended at 37 FR 861, Jan. 20, 1972]

**§ 993.13 Handle.**

*Handle* means to receive, package, sell, consign, transport, or ship (except as a carrier of prunes owned by another person), or in any other way to place prunes in the current of the commerce within the area or from such area to any point outside thereof: *Provided*, That this term shall not include: (a) Sales or deliveries of prunes by a producer or dehydrator to a producer, dehydrator, or handler within the area; (b) the receiving of prunes by a producer or dehydrator from a producer or dehydrator; and (c) receipts, sales, or shipments of prunes already handled by another person other than pursuant to § 993.50(f).

**§ 993.14 Handler.**

*Handler* means any person who handles prunes.

**§ 993.15 Dehydrator.**

*Dehydrator* means any person who produces prunes by drying or dehydrating plums by means of sun-drying or artificial heat.

**§ 993.16 Producer.**

*Producer* means any person who is engaged, in a proprietary capacity, in growing plums for drying or dehydrating into prunes.

**§ 993.17 Ton.**

*Ton* means a short ton of 2,000 pounds.

**§ 993.18 Grade.**

*Grade* means the classification of prunes for quality and condition according to the grading specifications established pursuant to the provisions of this subpart.

**§ 993.19a Size.**

*Size* means either (a) the number of prunes contained in a pound and may be referred to in terms of size ranges, or (b) the diameter of a round opening, expressed in multiples of one thirty-