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INFORMATION
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Subpart—Grade and Size Regulation

982.101 Grade requirements for shelled hazelnuts.

Subpart—Assessment Rates

982.340 Assessment rate.

Subpart—Administrative Rules and Regulations

982.446 Inspection documentation.
982.450 Application of restricted obligation.
982.452 Disposition of restricted hazelnuts.
982.453 Disposition of substandard hazelnuts.
982.454 Sureties acceptable to the Board.
982.455 Exchange of certified merchantable hazelnuts withheld.
982.456 Interhandler transfers.
982.460 Transfer of excess restricted credits.
982.461 Late payment and interest charges.
982.466 Reports of inshell hazelnuts handled, shelled and withheld.
982.467 Report of receipts and dispositions of hazelnuts grown outside the United States.
982.468 Report of hazelnut receipts, disposition, and inventory.
982.471 Records.

AUTHORITY: 7 U.S.C. 601–674.

SOURCE: 24 FR 6185, Aug. 1, 1959, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

EDITORIAL NOTE: Nomenclature changes to part 982 appear at 61 FR 17559, Apr. 22, 1996.

Subpart—Order Regulating Handling

DEFINITIONS

§ 982.1 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 be, authorized to perform the duties of the Secretary of Agriculture of the United States.

§ 982.2 Act.

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

§ 982.3 Person.

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

§ 982.4 Hazelnuts.

Hazelnuts means hazelnuts or filberts produced in the States of Oregon and Washington from trees of the genus Corylus.

[61 FR 17559, Apr. 22, 1996]

§ 982.5 Area of production.

Area of production means the States of Oregon and Washington.

§ 982.6 Grower.

Grower is synonymous with *producer* and means any person engaged, in a proprietary capacity, in the commercial production of hazelnuts.

§ 982.7 To handle.

To handle means to sell, consign, transport or ship (except as a common carrier of hazelnuts owned by another person), or in any other way to put hazelnuts, inshell or shelled, into the channels of trade either within the area of production or from such area to points outside thereof: *Provided,* That sales or deliveries by growers to handlers within the area of production or authorized disposition of restricted hazelnuts and substandard hazelnuts shall not be considered as handling.

§ 982.8 Handler.

Handler means any person who handles hazelnuts.

§ 982.11 Pack.

Pack means a specific commercial classification according to size, internal quality, and external appearance and condition of hazelnuts packed in accordance with any of the pack specifications prescribed pursuant to § 982.45.

§ 982.12 Merchantable hazelnuts.

Merchantable hazelnuts means inshell hazelnuts that meet the grade and size regulations in effect pursuant to § 982.45 and are likely to be available for handling as inshell hazelnuts.