

Agricultural Marketing Service, USDA

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Subpart—Order Regulating Handling

SOURCE: 27 FR 9094, Sept. 13, 1962, unless otherwise noted.

DEFINITIONS

§ 984.1 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

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is, or who may be, authorized to perform the duties of the Secretary of Agriculture of the United States.

§ 984.2 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.*).

§ 984.3 Person.

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

§ 984.4 Area of production.

Area of production means the State of California.

[41 FR 31542, July 29, 1976]

§ 984.5 Grower.

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

§ 984.6 Board.

Board means the Walnut Marketing Board established pursuant to § 934.35.

[39 FR 35328, Oct. 1, 1974]

§ 984.7 Marketing year.

Marketing year means the twelve months from August 1 to the following July 31, both inclusive.

§ 984.8 Walnuts.

Walnuts means only walnuts of the "English" (*Juglans regia*) varieties grown in California.

[41 FR 31542, July 29, 1976]

§ 984.9 Inshell walnuts.

Inshell walnuts means walnuts the kernels of which are contained in the shell.

§ 984.10 Shelled walnuts.

Shelled walnuts means walnut kernels after the shells are removed.

§ 984.11 Merchantable walnuts.

(a) *Inshell. Merchantable inshell walnuts* means all inshell walnuts meeting the minimum grade and size regulations effective pursuant to § 984.50.

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(b) *Shelled. Merchantable shelled walnuts* means all shelled walnuts meeting the minimum grade and size regulations effective pursuant to § 984.50.

[27 FR 9094, Sept. 13, 1962, as amended at 39 FR 35328, Oct. 1, 1974]

§ 984.12 Substandard walnuts.

Substandard walnuts means all walnuts (whether inshell or shelled) the kernels of which do not meet the minimum standard prescribed for merchantable shelled walnuts.

§ 984.13 To handle.

To handle means to sell, consign, transport, or ship (except as a common or contract carrier of walnuts owned by another person), or in any other way to put walnuts, inshell or shelled, in the current of commerce either within the area of production or from such area to any point outside thereof, or for a manufacturer or retailer within the area of production to purchase directly from a grower: Except, that the term "to handle" shall not include sales and deliveries within the area of production by growers to handlers.

[39 FR 35328, Oct. 1, 1974, as amended at 41 FR 31542, July 29, 1976]

§ 984.14 Handler.

Handler means any person who handles inshell or shelled walnuts, categorized as either:

(a) *Cooperative handler* meaning any handler who is a cooperative marketing association of growers; or

(b) *Independent handler* meaning any handler who is not a cooperative marketing association of growers.

[39 FR 35328, Oct. 1, 1974]

§ 984.15 Pack.

Pack means to bleach, clean, grade, or otherwise prepare walnuts for market as inshell walnuts.

[39 FR 35328, Oct. 1, 1974]

§ 984.19 Manufacturer.

Manufacturer means any person who uses walnuts in the production of bakery goods, ice cream, candy, or other food products, except walnut oil.