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**7 CFR Ch. IX (1-1-11 Edition)**

**Subpart—Order Regulating Handling**

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DEFINITIONS

**§ 947.1 Secretary.**

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

**§ 947.2 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 (48 Stat. 31, as amended; 7 U.S.C. 601 et seq.; 68 Stat. 906, 907, 1047).

**§ 947.3 Person.**

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

**§ 947.4 Production area.**

*Production area* means and includes Modoc and Siskiyou Counties in the State of California, and all counties, except Malheur, in the State of Oregon.

**§ 947.5 Potatoes.**

*Potatoes* means all varieties of Irish potatoes grown within the aforesaid production area.

**§ 947.6 Handler.**

*Handler* is synonymous with *shipper* and means any person (except a common or contract carrier of potatoes owned by another person) who ships potatoes or causes potatoes to be shipped.

[35 FR 10741, July 2, 1970]

**§ 947.7 Handle.**

*Handle* is synonymous with *ship* and means to sell, transport, or in any other way to place potatoes, or cause potatoes to be placed in the current of the commerce within the production area or between the production area

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and any point outside thereof, or from any point in the adjoining States of Idaho and Washington and Malheur County, Oreg., to any other point: *Provided*, That the definition of "handle" shall not include the transportation of ungraded potatoes within the district where they were grown for the purpose of having such potatoes prepared for market, or stored, except that the committee may impose safeguards, pursuant to §947.55 with respect to such potatoes.

[35 FR 10741, July 2, 1970]

### § 947.8 Producer.

*Producer* is synonymous with *grower* and means any person engaged in a proprietary capacity in the production of potatoes for market.

[35 FR 10741, July 2, 1970]

### § 947.9 Fiscal period.

*Fiscal period* means the period beginning and ending on the dates approved by the Secretary pursuant to recommendations by the committee.

### § 947.10 Committee.

*Committee* means the administrative committee, called the Oregon-California Potato Committee, established pursuant to §947.25.

### § 947.11 Varieties.

*Varieties* means and includes all classifications or subdivisions of Irish potatoes according to those definitive characteristics now or hereafter recognized by the United States Department of Agriculture.

### § 947.12 Seed potatoes.

*Seed potatoes* means and includes all potatoes officially certified and tagged, marked or otherwise appropriately identified under the supervision of the official seed potato certifying agency of the State from which the potatoes are shipped, or other seed certification agencies which the Secretary may recognize.

### § 947.14 Pack.

*Pack* means a unit of potatoes in any type of container and which falls within specific weight limits or within specific grade limits recommended by the

committee and approved by the Secretary.

### § 947.15 Grade and size.

*Grade* means any one of the officially established grades of potatoes, and *size* means any one of the officially established sizes of potatoes, as defined and set forth in:

(a) The U.S. Standards for Potatoes issued by the U.S. Department of Agriculture (§§51.1540 to 51.1556 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(b) U.S. Consumer Standards for Potatoes as issued by the U.S. Department of Agriculture (§§51.1575 to 51.1587 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(c) U.S. Standards for Grades of Potatoes for Processing as issued by the U.S. Department of Agriculture (§§51.3410 to 51.3424 of this title), or amendments thereto, or modifications thereof, or variations based thereon;

(d) U.S. Standards for Grades of Peeled Potatoes (§§52.2421 to 52.2433 of this title), or amendments thereto, or modifications thereof, or variations based thereon; and

(e) Standards for potatoes issued by the State of Oregon or California, or amendments thereto, or modifications thereof, or variations based thereon.

[35 FR 10741, July 2, 1970]

### § 947.16 Grading.

*Grading* is synonymous with *preparing for market* which means the sorting or separating of potatoes into grades and sizes for market purposes.

### § 947.17 Export.

*Export* means shipment of potatoes beyond the boundaries of continental United States.

### § 947.18 District.

*District* means each one of the geographical divisions of the production area established pursuant to §947.32.