

§917.64

pursuant to this subpart, or the issuance of any amendment to either thereof, shall not (a) affect or waive any right, duty, obligation, or liability which shall have arisen or which may thereafter arise in connection with any provision of this subpart or any regulation issued under this subpart, or (b) release or extinguish any violation of this subpart or of any regulation issued under this subpart, or (c) affect or impair any rights or remedies of the Secretary or of any other person with respect to any such violation.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.63 was suspended indefinitely, effective October 28, 2011.

§917.64 Compliance.

Each shipper shall comply with all regulations. No shipper shall ship fruit in violation of the provisions of this part or in violation of any regulation issued by the Secretary pursuant to the provisions of this part.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.64 was suspended indefinitely, effective October 28, 2011.

§917.65 Duration of immunities.

The benefits, privileges, and immunities conferred by virtue of the provisions of this subpart shall cease upon its termination except with respect to acts done under and during the time the provisions of this part are in force and effect.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.65 was suspended indefinitely, effective October 28, 2011.

§917.66 Agents.

The Secretary may by a designation in writing name any person, including any officer or employee of the Government or any agency or Division in the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions of this part.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.66 was suspended indefinitely, effective October 28, 2011.

§917.67 Derogation.

Nothing contained in this part is or shall be construed to be in derogation or in modification of the rights of the

7 CFR Ch. IX (1–1–12 Edition)

Secretary or of the United States to exercise any powers granted by the act or otherwise, and in accordance with such powers to act in the premises whenever such action is deemed advisable.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.67 was suspended indefinitely, effective October 28, 2011.

§917.68 Liability of committee members.

No members of the Control Committee, any commodity committee, or other committee, or any subcommittee, or any employee of the Control Committee shall be held personally responsible, either individually or jointly with others, in any way whatsoever, to any shipper or any other person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member or employee, except for acts of dishonesty.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.68 was suspended indefinitely, effective October 28, 2011.

§917.69 Separability.

If any provision of this part is declared invalid or the applicability thereof to any person, circumstance, thing, or any particular kind of fruit is held invalid, the validity of the remainder of this part or the applicability thereof to any other person, circumstance, thing, or kind of fruit shall not be affected thereby.

EFFECTIVE DATE NOTE: At 76 FR 66605, Oct. 27, 2011, §917.69 was suspended indefinitely, effective October 28, 2011.

Subpart—Rules and Regulations

SOURCE: 16 FR 12776, Dec. 20, 1951, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

DEFINITIONS

§917.100 Order.

Order means Marketing Order No. 917, as amended (this part 917), regulating the handling of fresh pears grown in the State of California.

[31 FR 7476, May 5, 1966, as amended at 56 FR 46369, Sept. 12, 1991; 76 FR 66605, Oct. 27, 2011]