

Agricultural Marketing Service, USDA

§ 987.1

MARKET DEVELOPMENT

987.33 Research and promotion.

MARKETING POLICY

987.34 Development.
987.35 Modifications.
987.36 Notice.
987.38 Handlers of record.

GRADE REGULATION

987.39 The establishment of minimum standards.
987.40 Additional grade or size regulations.
987.41 Inspection.

VOLUME REGULATION

987.43 Outlets and specifications for marketable dates.
987.44 Free and restricted percentages.
987.45 Withholding restricted dates.
987.46 Revisions of percentages.
987.47 Surplus.

CONTAINER REGULATION

987.48 Container regulation.

QUALIFICATIONS TO REGULATION

987.50 Application after end of crop year.
987.51 Interhandler transfers.
987.52 Exemption.
987.53 Application of regulations to repackers.

DISPOSITION OF OTHER THAN FREE DATES

987.55 Outlets for restricted dates.
987.56 Outlets for utility and cull dates.
987.57 Approved manufacturers or feeders.
987.58 Terminal date.
987.59 Safeguards.

REPORTS AND RECORDS

987.61 Reports of handler carryover.
987.62 Reports of dates shipped.
987.63 Reports on restricted dates withheld.
987.64 Reports on disposition of restricted, other marketable, utility, and cull dates.
987.65 Other reports.
987.66 Certification of reports.
987.67 Confidential information.
987.68 Verification of reports and records.

EXPENSES AND ASSESSMENTS

987.71 Expenses.
987.72 Assessments.

MISCELLANEOUS PROVISIONS

987.76 Compliance.
987.77 Personal liability.
987.78 Separability.
987.79 Derogation.
987.80 Duration of immunities.
987.81 Agents.
987.82 Effective time, suspension, or termination.

987.83 Effect of termination or amendment.
987.84 Amendments.

Subpart—Administrative Rules

DEFINITIONS

987.101 Lot.
987.102 Lot number.
987.104 Major marketing promotion.
987.105 Whole equivalent of pitted dates.

IDENTIFICATION AND OUTLET SPECIFICATIONS

987.112 Identification of dates.
987.112a Grade, size, and container requirements for each outlet category.

NOMINATIONS

987.124 Nomination and polling.
987.138 Handlers of record.

INSPECTION

987.141 Inspection and certification.

VOLUME REGULATION

987.145 Withholding obligation.

SURPLUS

987.147 Surplus.

QUALIFICATION TO REGULATION

987.151 Interhandler transfers.
987.152 Exemption from regulations.
987.157 Approved date product manufacturers.

REPORTS AND RECORDS

987.161 Handler carryover.
987.162 Handler acquisition and disposition.
987.164 Shipments of product dates and disposition of restricted dates in approved product outlets.
987.165 Other reports.
987.168 Handler records.
987.172 Adjustment of assessment obligation.

Subpart—Assessment Rates

987.339 Assessment rate.

AUTHORITY: 7 U.S.C. 601-674.

Subpart—Order Regulating Handling

SOURCE: 27 FR 6818, July 19, 1962, unless otherwise noted.

DEFINITIONS

§ 987.1 Secretary.

Secretary means the Secretary of Agriculture of the United States, or any officer or employee of the Department

§ 987.2

to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

§ 987.2 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 (sections 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601 *et seq.*).

§ 987.3 Person.

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

§ 987.4 Area of production.

Area of production means Riverside County, Calif.

[36 FR 15037, Aug. 12, 1971]

§ 987.5 Dates.

Dates means the Deglet Noor, Zahidi, Halawy, and Khadrawy varieties of domestic dates produced or packed in the area of production.

§ 987.6 Crop year.

Crop year means the 12-month period beginning October 1 of each year and ending September 30 of the following year.

[43 FR 4250, Feb. 1, 1978]

§ 987.7 Producer.

Producer is synonymous with grower and means any person engaged in a proprietary capacity in the production of dates for sale.

§ 987.8 Handler.

Handler means any person handling dates which have not been inspected and certified for handling in the hands of a previous holder and any repacker: *Provided*, That for the purposes of §§ 987.21 and 987.24 a person shall qualify as a handler only if he has acquired the dates directly from producers.

[32 FR 12595, Aug. 31, 1967, as amended at 43 FR 4250, Feb. 1, 1978]

§ 987.8a Repacker.

Repacker means any wholesaler or jobber who receives packed dates cer-

7 CFR Ch. IX (1-1-14 Edition)

tified for handling pursuant to § 987.41(a), repackages them in containers other than those in which received, and handles such repackaged dates.

[32 FR 12595, Aug. 31, 1967]

§ 987.9 Handle.

Handle means to sell, consign, transport, or ship (except as a common or contract carrier of dates owned by another person) or in any way to put dates into the current of commerce including the shipment or delivery of utility dates or cull dates into nonhuman consumption outlets, except that sales or deliveries, by producers, of other than cull dates, to a handler within the area of production, or the movement of dates by a handler to storage for his account within the area of production, or counties adjoining the area of production, shall not be considered handling. The Committee, with the approval of the Secretary, may establish monitoring procedures for storage of dates in Orange, San Diego, and Yuma Counties.

[36 FR 15037, Aug. 12, 1971, as amended at 43 FR 4250, 4251, Feb. 1, 1978]

§ 987.10 Handler carry-over.

Handler carry-over means, as of any date, all marketable dates then held by a handler or for his account (whether or not sold), plus the estimated quantity of marketable dates in ungraded or unprocessed lots then held by said handler.

§ 987.11 Trade demand.

Trade demand means those quantities of marketable dates which the Committee finds are required to satisfy the need for dates in specific outlets in which marketable dates are handled.

[43 FR 4250, Feb. 1, 1978]

§ 987.12 Marketable dates.

Marketable dates means those dates which are certified as equal to or higher than the applicable minimum grade and size requirements in effect pursuant to § 987.39, and any additional applicable requirements in effect pursuant to § 987.40. Marketable dates shall include but not be limited to the following: