

§ 923.1

7 CFR Ch. IX (1-1-10 Edition)

923.55 Inspection and certification.

REPORTS

923.60 Reports.

MISCELLANEOUS PROVISIONS

- 923.61 Compliance.
- 923.62 Right of the Secretary.
- 923.63 Effective time.
- 923.64 Termination.
- 923.65 Proceedings after termination.
- 923.66 Effect of termination or amendment.
- 923.67 Duration of immunities.
- 923.68 Agents.
- 923.69 Derogation.
- 923.70 Personal liability.
- 923.71 Separability.
- 923.142 Reserve fund.

ASSESSMENT RATE

923.236 Assessment rate.

GRADE, SIZE, CONTAINER AND PACK
REGULATION

923.322 Washington cherry handling regulation.

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

SOURCE: 22 FR 3835, June 1, 1957, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

**Subpart—Order Regulating
Handling**

DEFINITIONS

§ 923.1 Secretary.

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

§ 923.2 Act.

Act means Public Act No. 10, 73d Congress (May 12, 1933), 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, 1047).

§ 923.3 Person.

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

§ 923.4 Production area.

Production area means the counties of Okanogan, Chelan, Kittitas, Yakima, Klickitat in the State of Washington and all of the counties in Washington lying east thereof.

[66 FR 58356, Nov. 21, 2001]

§ 923.5 Cherries.

Cherries means all varieties of sweet cherries grown in the production area, classified botanically as *Prunus avium*.

§ 923.6 Varieties.

Varieties means and includes all classifications or subdivisions of *Prunus avium*.

§ 923.7 Fiscal period.

Fiscal period is synonymous with fiscal year and means the 12-month period ending on March 31 of each year or such other period that may be approved by the Secretary pursuant to recommendations by the committee.

§ 923.8 Committee.

Committee means the Washington Cherry Marketing Committee established pursuant to § 923.20.

§ 923.9 Grade.

Grade means any one of the officially established grades of cherries as defined and set forth in:

(a) United States Standards for Sweet Cherries (§§ 51.2646 to 51.2660 of this title) or amendments thereto, or modifications thereof, or variations based thereon;

(b) Standards for sweet cherries issued by the State of Washington or amendments thereto, or modifications thereof, or variations based thereon.

§ 923.10 Size.

Size means the greatest diameter, measured through the center of the cherry, at right angles to a line running from the stem to the blossom end, or such other specification as may be established by the committee with the approval of the Secretary.

§ 923.11 Grower.

Grower is synonymous with producer and means any person who produces