

## Agricultural Marketing Service, USDA

## § 981.21a

stand operated by him, or a person receiving almonds from growers and other persons and delivering these almonds to a handler.

[41 FR 26852, June 30, 1976]

### § 981.14 Cooperative handler.

*Cooperative handler* means any handler as defined in § 981.13 of this subpart which qualifies for treatment as a non-profit cooperative association as defined in Section 54001, et seq. of the California Food and Agricultural Code. The Board, with the approval of the Secretary, may modify this definition, if necessary.

[61 FR 32920, June 26, 1996]

### § 981.15 Almond product.

*Almond product* means any edible preparation other than those included under the definition of "shelled almonds," manufactured entirely or partially from raw shelled almonds, and nut mixtures containing shelled or unshelled almonds.

### § 981.16 To handle.

*To handle* means to use almonds commercially of own production or to sell, consign, transport, ship (except as a common carrier of almonds owned by another) or in any other way to put almonds grown in the area of production into any channel of trade for human consumption worldwide, either within the area of production or by transfer from the area of production to points outside or by receipt as first receiver at any point of entry in the United States or Puerto Rico of almonds grown in the area of production, exported therefrom and submitted for re-entry or which are reentered free of duty. However, sales or deliveries by a grower to handlers, hullers or other processors within the area of production shall not, in itself, be considered as handling by a grower.

[61 FR 32920, June 26, 1996]

### § 981.17 Inspection agency.

*Inspection agency* means the Federal-State Inspection Service or, when specifically designated, the Federal Inspection Service.

### § 981.18 Settlement weight.

*Settlement weight* means the actual gross weight of any lot of almonds received for his own account by any handler, less adjustments as follows:

(a) For weight of containers,

(b) For excess moisture,

(c) For trash or other foreign material of any kind, and

(d) For inedible kernels as defined in § 981.8.

[35 FR 11372, July 16, 1970, as amended at 61 FR 32920, June 26, 1996]

### § 981.19 Crop year.

*Crop year* means the twelve month period from August 1 to the following July 31, inclusive. Any new crop almonds harvested or received prior to August 1 will be applied to the next crop year for marketing order purposes. The first crop year after the implementation of this amendment shall be a 13-month period.

[61 FR 32920, June 26, 1996]

### § 981.20 Handler carryover.

*Handler carryover* as of any given date means all almonds, wherever located, then held by handlers for their own accounts (whether or not sold) but not including any almond products.

[41 FR 26852, June 30, 1976]

### § 981.21 Trade demand.

*Trade demand* means the quantity of almonds (kernelweight basis) which commercial distributors and users such as the wholesale, chain store, confectionery, bakery, ice cream, and nut salting trades will acquire from all handlers during a crop year for distribution worldwide.

[61 FR 32920, June 26, 1996]

### § 981.21a Salable almonds.

*Salable almonds* means those almonds which are free to be handled pursuant to any salable percentage established by the Secretary pursuant to § 981.47 or § 981.48 and, in the absence of a reserve percentage being established for a crop year, all almonds received by handlers for their own accounts during that crop year.