STATUTORY RULES AND ORDERS OF A GENERAL CHARACTER ISSUED IN 1956

AGRICULTURAL MARKETING

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Marketing of Fruit

RULES, DATED THE 24TH AUGUST, 1956, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 15 OF THE MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931(a).

1956. No. 135 [C]

The Ministry of Agriculture in exercise of the powers conferred upon it by Section Fifteen of the Marketing of Fruit Act (Northern Ireland), 1931, and of every other power enabling it in that behalf, orders, and it is hereby ordered as follows:—

Citation and Commencement

1. These Rules may be cited as the Marketing of Fruit Rules (Northern Ireland), 1956, and shall come into operation on the first day of September, 1956.

Revocation

2. The Marketing of Fruit Rules (Northern Ireland), 1955 are hereby revoked.

Definitions

3. In these Rules:—
   (1) the expression "Ministry" shall mean the Ministry of Agriculture;
   (2) the expression "authorised" shall mean authorised by the Ministry of Agriculture.

(a) 21 and 22 Geo. 5. c. 8.

Application

4. These Rules shall apply to apples only.

Licences

5.—(1) Application for a licence shall be made in the form or to the effect stated in the First Schedule.

(2) A licence shall be in the form or to the effect stated in the Second Schedule.

Permits

6.—(1) Application for a permit may be made in the form or to the effect stated in the Seventh Schedule.

(2) A Permit may be in the form or to the effect stated in the Eighth Schedule.

Conditions to be observed by licence-holders or permit-holders when consigning Apples from Northern Ireland under the authority of a licence or permit

7.—(1) A licence-holder shall maintain in Northern Ireland premises including storage and other facilities satisfactory to the Ministry for the handling and packing of apples.

(2) A licence-holder or permit-holder shall:—

(*a*) not send any apples out of Northern Ireland to Great Britain or the Isle of Man save under the authority of his own licence or permit, the number of which shall be clearly marked on each container;

(*b*) be responsible for the standard of the contents of each container;

(*c*) furnish to the carrier or person conveying the apples a Return of Shipment to accompany the consignment in the form or to the effect stated in the Sixth Schedule. Where such consignment is loaded in two or more vehicles, the licence-holder or permit-holder shall furnish a separate Return of Shipment in respect of each vehicle. Where two or more consignments are loaded in one vehicle, the licence-holder or permit-holder shall furnish a separate Return of Shipment in respect of each consignment.

(3) Graded apples sent by licence-holders or permit-holders from Northern Ireland to Great Britain or the Isle of Man under the authority of a licence or permit shall be:—

(*a*) of the standards of quality as laid down in the Third Schedule; and

(*b*) in containers which are of the types specified in the Fourth Schedule and which are packed and marked as laid down in that Schedule.

Consignment of Culinary Apples below "Domestic" standard

8. Notwithstanding any provisions of these Rules, culinary apples which fail to reach the requirements for "Domestic" Standard as laid down in the Third Schedule but which are "Seconds" (as defined in Part I of the Fifth Schedule) may be sent for the fresh fruit market to Great Britain or the Isle of Man on and after 1st October in each season, subject to the conditions that they shall (*a*) be packed only in Box "Z", in the Non-returnable Bushel Box, or in cartons, the specifications for the construction of which are given in the Fourth Schedule, and (*b*) conform to the other requirements laid down in the Fourth and Fifth Schedules.

Grade Designation

9. The designations Fancy ("F") and Domestic ("Dom"), referred to in the Third Schedule, shall be the "grade designations" for the purposes of Section 10 of the Marketing of Fruit Act (Northern Ireland), 1931, and the standard as to quality laid down in the Third Schedule shall be the definition of quality referred to in that Act as "the statutory definition."

Small Consignments

10. The provisions of Part I of the Marketing of Fruit Act (Northern Ireland), 1931, shall not apply to consignments of apples sent to Great Britain or the Isle of Man from Northern Ireland weighing not more than one and a half hundredweights.

Ungraded Fruit for Manufacture

11. Licence-holders or permit-holders may send ungraded apples from Northern Ireland to Great Britain or the Isle of Man subject to the conditions laid down in the Ninth Schedule.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twenty-fourth day of August, Nineteen hundred and fifty-six in the
(L.S.) presence of

J. C. Baird,
Assistant Secretary.

FIRST SCHEDULE M.F.1.

Form of Application for a Licence under the Marketing of Fruit Act (Northern Ireland), 1931

(1) I/We ..... hereby apply for a Licence under the above-mentioned Act to send fruit to Great Britain or the Isle of Man.

(2) I/We enclose herewith cheque for £1 being the annual fee prescribed by the above-mentioned Act for a Licence.

(3) I/We maintain storage and other facilities for handling and packing of apples at.....

(4) I/We hereby undertake, in the event of a Licence being granted to me/us, to comply with the provisions of the above-mentioned Act and of the Rules made thereunder and with such Rules and directions as the Ministry may from time to time issue.

Signature of Applicant(s).....

Full Postal Address.....

.....

.....

Date.....

To the Secretary,
Ministry of Agriculture,
Stormont,
Belfast.

SECOND SCHEDULE M.F.2.

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931

Licence

Licence Number.....
This is to certify that.....
of .....
in the County of.....is/are licensed under the above-mentioned Act to send fruit to Great Britain or the Isle of Man, subject to compliance with the provisions of the Act and the Rules made thereunder and with such Rules and directions as the Ministry may from time to time issue.

This licence is valid up to and including the.....day of .....19.....

Dated this.....day of.....19.....

.....
Authorised Officer

THIRD SCHEDULE

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931

Standards of Grading and Quality

FANCY ("F")

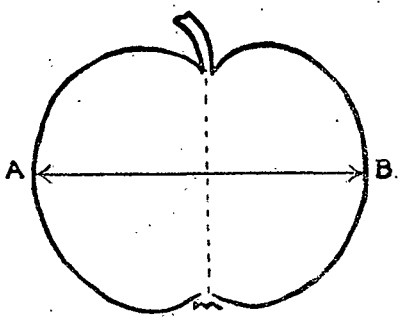
Grading	*Quality*
For apples of a shape and colour characteristic of the variety. The diameter of any apple in this grade shall not be less than $2\frac{1}{2}$ inches for culinary apples and not less than 2 inches for desert apples.	Apples shall be clean and in good condition, and shall be free from such blemishes or mechanical injuries as are calculated to impair their keeping qualities. Skin blemishes shall not exceed a total area of $\frac{1}{2}$ inch square on any one culinary apple or $\frac{3}{8}$ inch square on any one dessert apple.

DOMESTIC ("DOM")

Grading	*Quality*
For apples of a reasonably uniform shape. The diameter of any apple shall not be less than $2\frac{1}{4}$ inches for culinary apples and not less than 2 inches for dessert apples.	Apples shall be clean and in good condition, and shall be free from such blemishes or mechanical injuries as are calculated to impair their keeping qualities. Skin blemishes shall not exceed a total area of $\frac{3}{4}$ inch square on any one culinary apple, or $\frac{5}{8}$ inch square on any one dessert apple.

N.B.1. "Clean" means free from dirt, spray residue and other foreign material.

N.B.2. The diameter as referred to above means the longest transverse dimension taken at right angles to a line running from the eye (blossom) to the stem as shown in the following illustration:—



The diameter of the apple in above sketch is the distance between the points A and B.