

2. These Regulations may be cited as the Pig Industry Council (Election of Members) Regulations (Northern Ireland), 1944, and shall be construed as one with the Pig Industry Council (Election of Members) Regulations (Northern Ireland), 1936 and 1940.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this twenty-second day of March, nineteen hundred and forty-four, in the presence of

(L.S.)

*J. McAllan,*

Assistant Secretary.

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**AGRICULTURAL PRODUCE (GRADING AND MARKETING).**

**Marketing of Fruit.**

**Apples.**

THE MARKETING OF FRUIT (AMENDMENT) RULES (NORTHERN IRELAND), 1944, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 15 OF THE MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1944. [Revoked by S. R. O. 1944. No. 70, below].

1944. No. 37.

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RULES, DATED THE 4TH AUGUST, 1944, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTIONS 12 AND 15 OF THE MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931 (21 AND 22 GEO. V, c. 8).

1944. No. 70.

The Ministry of Agriculture for Northern Ireland in exercise of the powers conferred upon it by Sections Twelve and Fifteen of the Marketing of Fruit Act (Northern Ireland), 1931, and of every other power enabling it in that behalf hereby makes the following Rules, that is to say :—

*Definitions.*

1. In these Rules unless the context shall require a different construction :—

- (1) the expression "Ministry" shall mean the Ministry of Agriculture, Northern Ireland ;
- (2) the expression "prescribed" shall mean prescribed by the Ministry of Agriculture, Northern Ireland ;
- (3) the expression "authorised" shall mean authorised by the Ministry of Agriculture, Northern Ireland.

*Application.*

2. These Rules shall apply to apples only.

*Licences.*

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

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

*Conditions to be observed by Persons granted Licences when consigning Apples from Northern Ireland under the Authority of a Licence.*

4.—(1) Apples sent by licence-holders from Northern Ireland to Great Britain or the Isle of Man under the authority of a licence shall be—

- (a) graded and be of the standards of quality as laid down in the Third Schedule to these Rules, and
- (b) packed and marked as laid down in the Fourth Schedule to these Rules.

Provided that between the fourth day of August and the thirtieth day of September, 1944, apples may be consigned in box "X" as specified in the Fifth Schedule to these Rules, instead of in any of the containers specified in the Fourth Schedule thereto, if they are packed and marked in the manner laid down in the Fifth Schedule.

(2) A licence-holder shall, with each consignment of apples dispatched to Great Britain or the Isle of Man, furnish to the carrier or person conveying the apples a Return to accompany the consignment in the form or to the effect stated in the Sixth Schedule to these Rules. Where such consignment is loaded in two or more vehicles, the licence-holder shall furnish a separate Return in respect of each vehicle. Where such consignment, loaded in one vehicle, includes lots consigned to two or more consignees, the licence-holder shall furnish a separate Return in respect of each such lot.

*Permits.*

5.—(1) Application for a permit may be made in the form or to the effect stated in the Seventh Schedule (A or B) to these Rules.

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

*Shipment of Apples below "C" Standard.*

6. Notwithstanding any provisions of these Rules, apples which fail to reach the requirements for Standard "C" as specified in the Third Schedule to these Rules, may be shipped between the Second day of October, 1944, and the Thirty-first day of May, 1945, for the fresh fruit market to Great Britain or the Isle of Man, subject to the following conditions :—

- (1) Consignments shall be packed only in box "X", the specification of which is given in the Fifth Schedule to these Rules, and shall conform to the other requirements laid down in that Schedule, save those of paragraphs 2 of Part II and 2 (a) of Part III thereof.
- (2) Each consignment shall be accompanied by a Return or Returns of Shipment as prescribed for licence-holders in Section (2) of Article 4 of these Rules and in the Sixth Schedule thereto.

*Grade Designations.*

7. The Ministry hereby prescribes the designations "C", "F" and "E.F." referred to in the Third Schedule to these Rules as grade designations for the purposes of Section 10 of the Act and the standards as to quality laid down in the Third and Fourth Schedules to these Rules shall be the definition of quality referred to in the Act as the "statutory definition".

*Small Consignments.*

8. The provisions of the Act shall not apply to consignments of apples sent from Northern Ireland weighing not more than one and a half hundredweights.

*Containers for Apples Sold or offered or exposed for sale within Northern Ireland to a retailer for the purpose of resale by him.*

9. On a sale or offer or exposure for sale of apples within Northern Ireland by any person to a retailer for the purpose of resale by him, such aforesaid person shall mark or cause to be marked on each package or container in which the apples are sold, offered or exposed for sale, or delivered to the retailer, or on a label firmly attached to the package or container, a statement in plain words, and in figures not less than 1" high, specifying the net weight of apples contained therein when so sold, offered or exposed for sale or delivered to the retailer.

*Revocation.*

10. Rules specified in the Ninth Schedule to these Rules are hereby revoked provided that such revocation shall not affect :—

- (a) the previous operation of these Rules or anything duly done or suffered thereunder ; or
- (b) any right, privilege, obligation or liability acquired, accrued or incurred under these Rules ; or
- (c) any penalty incurred in respect of any offence committed against these Rules ; or
- (d) any investigation, legal proceedings or remedy in respect of any such right, privilege, obligation, liability or penalty as aforesaid ; and any such investigation, legal proceeding or

6 AGRICULTURAL PRODUCE (GRADING AND MARKETING).

remedy may be instituted, continued or enforced, and any such penalty may be imposed as if these Rules had not been made.

*Commencement.*

11. These Rules shall come into operation on the fourth day of August, 1944.

*Short Title.*

12. These Rules may be cited as the Marketing of Fruit (Consolidation) Rules, Northern Ireland, 1944.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this fourth day of August, Nineteen hundred and forty-four, in the presence of

(L.S.) (Signed) *J. Pimlott*,  
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 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 Number.....

LICENCE.

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 .....  
194 , after which date it is invalid.

Dated this ..... day of ..... 194 .

Authorised Officer.

G. S. ROBERTSON,  
Secretary.

### THIRD SCHEDULE.

#### MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

##### STANDARDS OF GRADING AND QUALITY.

“ C ”

*Grading.*

For apples of the same variety and of a reasonably uniform shape. The diameter of any apple shall not be less than 2 inches.

*Quality.*

Apples 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 apple.

“ F ”

*Grading.*

For apples of the same variety and of a shape and colour normally found in that variety. The diameter of any apple in this grade shall not be less than  $2\frac{1}{2}$  inches.

*Quality.*

Apples 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 apple.

“ E.F. ”

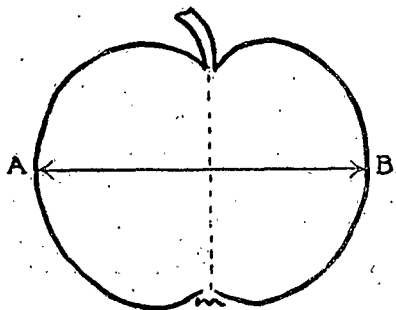
*Grading.*

For apples of the same variety and of a shape and colour normally found in that variety. The diameter of any apple in this grade shall not be less than  $2\frac{3}{4}$  inches.

*Quality.*

Apples shall be free from such blemishes or mechanical injuries as are calculated to impair their keeping qualities. The skin to be free from blemishes other than those characteristic of the variety.

N.B.—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.

Tolerance to be allowed in above standards.

In order to allow for variations incidental to grading and handling, a consignment of apples in containers marked as being of any of the above standards shall be deemed to comply with that standard both as regards grading and quality, if in each one of such

of the containers as an authorised officer of the Ministry shall examine not more than 5 per cent. by count of the contents are found to be below the minimum size specified for that standard and not more than 5 per cent. by count of the contents are found to be below the quality requirements specified for that standard.

#### FOURTH SCHEDULE.

#### MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

#### PART I.

#### *Packages and Packing Material.*

1. Apples shall be packed in any of the following containers, specifications for the construction of which are given below :—

- (1) Box "Z" for 46 to 54 lb.
- (2) Half-barrel (keg) for 56 to 62 lb.
- (3) Quarter-barrel (half keg) for 34 to 36 lb.

2. No packing materials may be used other than those specified in Part II of this Schedule (Methods of Packing).

3. All packages and packing materials shall be clean and free from odours likely to affect the flavour of the apples.

#### *Specification for Containers.*

##### 1. Box "Z"

Internal Dimensions	20" x 13½" x 10".
Two ends	13½" x 9" x 9/16" in three pieces (allowing not more than ½" gap between any two boards).
Two sides	21½" x 10" x 7/16" in two pieces.
One bottom	21½" x 13½" x 7/16" in three pieces.
One lid	21½" x 13½" x 3/16" in three pieces with corners diagonally cut.
Two cleats for lid	9½" x ¾" x ¼".
Two battens on the ends as hand grips	6" to 10" x 1½" x ½".
Four posts	10½" x 2" x 2" diagonally cut.

All the above measurements must be actual, not nominal.

All timber must be clean, dry and free from bark, wane and feather.

Timber which is not liable to split when nailed must be used in the corner posts, the lid, the cleats and in the top board in each end.

Fourteen gauge 1½" cement-coated wire nails only to be used throughout.

In the construction of the box the ends to be banded with wire, strained and twisted by an approved type of wire-straining machine and fastened securely with staples, one inch in length and of 14 gauge.

After the apples are packed, the lid to be nailed through the cleats to the ends of the box and further secured by wire round the box at each end.

##### 2. Half-barrel (Keg)

###### (a) Grape Barrel

Internal dimensions

Minimum diameter of head	...	...	...	14½"
„ length between heads	...	...	...	16½"
„ diameter at bulge	...	...	...	16"

(b) *Standard 112 lb. Butter Cask :*

## Internal dimensions

Minimum diameter of head	...	...	...	13 $\frac{1}{4}$ "
„ length between heads	...	...	...	19 $\frac{1}{2}$ "
„ diameter at bulge	...	...	...	15 $\frac{3}{4}$ "

3. *Quarter-barrel (half-keg)*

## "Standard 56 lb. Butter Cask"

## Internal dimensions

Minimum diameter of head	...	...	...	11 $\frac{1}{4}$ "
„ length between heads	...	...	...	19 $\frac{1}{2}$ "
„ diameter at bulge	...	...	...	13"

## PART II.

*Methods of Packing.*

1. Apples packed in any container shall be so packed that any fruit exposed to view, or which would be exposed to view if the container were opened in the ordinary manner, fairly represents in size, maturity, condition and variety the entire contents of the container.

2. *Box "Z"*

(a) A sheet of corrugated cardboard shall be placed, smooth side next the fruit below the bottom layer and another sheet above the top layer of apples. No other packing material shall be used.

(b) The apples shall be firmly packed in the box and shall have sufficient bulge on the top of the box so that when the lid is nailed down the apples are held firmly in position.

3. *Half-barrel (Keg) and quarter-barrel (Half-Keg)*(a) *Wooden-headed*

A single disc of corrugated cardboard, smooth side to the fruit or a single sheet of paper shall be placed below the bottom layer and one above the top layer of apples in the barrel. No other packing material shall be used. The first two layers of apples placed in the barrel shall be packed by hand in the manner known to the trade as "ringed in". The remainder of the apples shall be firmly packed so that when the head of the barrel is fixed all the fruit will be securely held in position.

(b) *Open-headed*

The apples shall be packed firmly in the barrel. No other packing save a single disc of corrugated cardboard, smooth side to the fruit, or a sheet of paper shall be placed below the bottom layer. When the barrel has been filled up to at least six inches of the top the inside shall be lined with paper which shall be folded over the rim of the barrel. When the barrel has been filled the overlapping paper shall be used to cover the top of the apples. A layer of wood-wool of sufficient thickness shall be placed on top of this paper to ensure that the cover with which the apples in the barrel shall be secured shall not damage the apples. Alternatively clean, dry hay or straw or other material that will not taint the fruit may be used, provided it is secured in such manner as not to damage the apples.

## PART III.

*Marking.*

1. Each box "Z" shall be clearly and indelibly stencilled on the lid and each half-barrel or quarter-barrel shall be marked either on the side or head or on a label firmly attached thereto with:—

- the number of licence or permit;
- the variety;
- the description "C", "F" or "E.F."

2. Each box "Z" shall be clearly and indelibly stencilled on the lid with the letters "AZ" or "BZ" not less than  $1\frac{1}{2}$ " high according as it contains respectively:—

(a) not less than 50 lbs. net weight or more than 54 lbs. net weight of apples; or

(b) not less than 46 lbs. net weight or more than 50 lbs. net weight of apples.

Provided that paragraph (2) of this Article shall not apply where the contents of the box are sold by weight and the net weight of such contents is clearly and indelibly stencilled on the lid, in plain letters, and in figures not less than  $1\frac{1}{2}$ " high.

#### FIFTH SCHEDULE.

#### MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

##### PART I.

##### *Definitions of Culls and Smalls.*

Apples referred to in Article (6) of these Rules shall be divided into two classes known respectively as "culls" and "smalls". "Culls" shall be regarded as apples of the same variety which are not less than  $2\frac{1}{4}$ " in diameter, are free from decay and are in sound marketable condition, and "smalls" as apples of the same variety which are less than 2" in diameter, are free from decay and are in sound marketable condition.

##### PART II.

##### *Packages and Packing Material.*

1. Apples shall be packed only in box "X", the specification for the construction of which is given below.
2. No packing materials may be used other than those specified in Part III of this Schedule (Methods of Packing).
3. All packages and packing materials shall be clean and free from odours likely to affect the flavour of the apples.

##### *Specification for Container.*

##### *Box "X"*

Internal dimensions		20" x 14" x 13"	
Ends	2 pieces	14" x 13" x $\frac{1}{2}$ "	*
Battens for Ends	4 pieces	13" x $1\frac{1}{2}$ " x $\frac{1}{2}$ "	
Sides	4 pieces	22" x $6\frac{1}{2}$ " x $\frac{3}{8}$ "	*
Top and bottom	4 pieces	21" x 7" x $\frac{7}{32}$ "	*
Cleats	4 pieces	14" x $\frac{3}{4}$ " x $\frac{1}{4}$ "	

Fourteen gauge  $1\frac{1}{2}$ " cement-coated wire nails only to be used, save for fixing battens.

\* These measurements must be actual, not nominal.

##### PART III.

##### *Methods of Packing.*

1. Apples packed in Box "X" shall be so packed that any fruit exposed to view, or which would be exposed to view if the container were opened in the ordinary manner, fairly represents in size, maturity, condition and variety the entire contents of the container.
2. (a) A sheet of corrugated cardboard shall be placed, smooth side next the fruit, below the bottom layer and another sheet above the top layer of apples. No other packing material shall be used.  
(b) The apples shall be firmly packed in the box and shall have sufficient bulge on the top and bottom of the box so that when the lid is nailed down the apples are held firmly in position.



## PART IV.

*Tolerances.*

1. Each container in which "culls" are shipped shall contain not more than five per cent. by count of apples which are less than  $2\frac{1}{4}$ " in diameter and not more than five per cent. by count of apples equal to or above the quality requirements for standard "C".

2. Each container in which "small's" are shipped shall contain not more than five per cent. by count of apples which are 2" or more in diameter.

## PART V.

*Marking.*

1. Each container in which "culls" are shipped shall be clearly and indelibly stencilled :—

- (a) on one outside end and on the lid or bottom with the word "CULLS" in letters not less than  $1\frac{1}{2}$ " high,
- (b) on one outside end with :—
- (i) the number of the licence or permit ;
- (ii) the variety ;
- (iii) the letters "AX" or "BX" not less than  $1\frac{1}{2}$ " high according as it contains respectively :—
- (a) not less than 68 lbs. net weight or more than 72 lbs. net weight of apples, or
- (b) not less than 63 lbs. net weight or more than 68 lbs. net weight of apples.

Provided that sub-paragraph (b) (iii) shall not apply where the contents of the box are sold by weight and the net weight of such contents is clearly and indelibly stencilled on one outside end, in plain letters, and in figures not less than  $1\frac{1}{2}$ " high.

2. Each container in which "small's" are shipped shall be clearly and indelibly stencilled :—

- (a) on one end and on the top or bottom with the word "SMALLS" in letters not less than  $1\frac{1}{2}$ " high.
- (b) on one outside end with :—
- (i) the number of the licence or permit ;
- (ii) The variety.

The provisions of Parts II and III of this Schedule will apply to the shipment of apples of "C", "F" or "E.F." standard in Box "X" as provided for in Article (4) of these Rules. In such cases also the marking requirements prescribed for "culls" under paragraph 1. (b) in Part V. of this Schedule will apply.

## SIXTH SCHEDULE.

## MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

## RETURN OF SHIPMENT.

SIR,

I/We have this day dispatched by road, or by rail from..... Station, a consignment of Northern Ireland apples packed as described hereunder :—

Number of Boxes "Z" { A..... Number of Boxes "X" { A.....  
 B..... B.....  
 Smalls.....

Number of Kegs.....

Number of Barrels.....

Number of Bags.....

Destination .....

Signature .....

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

No. of Licence.  
Permit  
 Date.....

This form is to be handed to the person or carrier conveying the apples with the consignment to which it refers.

A separate Return is required for each load and for each separate consignee.

## SEVENTH SCHEDULE (A).

M.F. 3.

*Graded Fruit.*

Application by grower for permit to send graded fruit to Great Britain or the Isle of Man under Section 4 of the Marketing of Fruit Act (Northern Ireland), 1931.

I hereby apply for a Permit to send to Great Britain or the Isle of Man fruit grown and consigned by myself.

Signature of Applicant .....

Full postal address .....

Date.....

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

## SEVENTH SCHEDULE (B).

M.F. 3. (A)

*Ungraded Fruit.*

Application for Permit to send ungraded fruit to Great Britain or the Isle of Man under Section 4 of the Marketing of Fruit Act (Northern Ireland), 1931.

I hereby apply for a Permit to send to Great Britain or the Isle of Man consignments of fruit in bags for bottling, canning or other manufacturing purposes.

Signature of Applicant .....

Full Postal Address .....

Date.....

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

## Marketing of Fruit.

13

### EIGHTH SCHEDULE (A).

M.F. 4.

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

Permit No. ....

#### *Permit for Graded Fruit.*

M. .... of .....

is hereby granted permission to send apples from Northern Ireland. The conditions of this Permit are that each consignment of fruit sent thereunder shall—

- (1) consist only of apples grown by himself ;
- (2) be graded, of the standards of quality, packed, marked and accompanied by a Return or Returns of Shipment as prescribed for licence-holders in Article 4 of the Rules made under the Act.

Signed .....  
Officer authorised by the Ministry.

Date .....

### EIGHTH SCHEDULE (B).

M.F. 4. A.

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931.

Permit No. ....

#### *Permit for Ungraded Fruit.*

M. .... of .....

is hereby granted permission to send ungraded apples from Northern Ireland on the following conditions :—

- (1) That the apples are packed in bags.
- (2) That each bag is clearly and indelibly labelled " Ungraded Apples ".
- (3) That the fruit is being sent only for bottling, canning or other manufacturing purposes.
- (4) That the number of the Permit is written on the label attached to each bag in the consignment.
- (5) That each consignment is accompanied by a Return or Returns of Shipment as prescribed for licence-holders in Article 4 (2) of the Rules made under the Act.

Signed .....  
Officer authorised by the Ministry.

Date .....

### NINTH SCHEDULE.

#### *Orders Revoked.*

1. The Marketing of Fruit (Consolidation) Rules, Northern Ireland, 1938.
2. The Marketing of Fruit (Amendment) Rules, Northern Ireland, 1941.
3. The Marketing of Fruit (Amendment) Rules, Northern Ireland, 1942.
4. The Marketing of Fruit (Amendment) Rules, Northern Ireland, 1943.
5. The Marketing of Fruit (Amendment) Rules, Northern Ireland, 1944.