MARKETING OF FRUIT

Conditions of Marketing of Apples

RULES, DATED THE 1ST AUGUST, 1950, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 15 OF THE MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931 (21 AND 22 GEO. V. C. 8).

1950. No. 132

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 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 ;

(2) the expression " prescribed " shall mean prescribed by the Ministry of Agriculture ;

(3) the expression " authorised " shall mean authorised by the Ministry of Agriculture.

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 licence-holders when consigning Apples from Northern Ireland under the authority of a licence

4.—(1) A licence-holder shall not send any apples out of Northern Ireland save under the authority of his own licence, the number of which shall be clearly marked on each container, and he shall be responsible for the standard of the contents of each container.

(2) Graded 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*) of the standards of quality as laid down in the Third Schedule to these Rules, and

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

(3) 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 of Shipment 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 of Shipment 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 of Shipment 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.

Consignment of Culinary Apples below " C " Standard

6.—(1) Notwithstanding any provisions of these Rules, culinary apples which fail to reach the requirements for Standard " C " as laid down in the Third Schedule to these Rules but which are Seconds (as defined in Part I of the Fifth Schedule to these Rules) may be sent for the fresh fruit market to Great Britain or the Isle of Man, subject to the conditions that they shall be packed only in Box " X ", the specification for the construction of which is given in the said Schedule, and shall conform to the other requirements laid down in that Schedule.

(2) Each consignment shall be accompanied by a Return or Returns of Shipment as prescribed for licence-holders in Article 4 (3) of these Rules.

Grade Designations

7. The Ministry hereby prescribes the designations " E.F.", " F " and " C " referred to in the Third Schedule to these Rules as Grade designations for the purposes of Section 10 of the Marketing of Fruit Act (Northern Ireland), 1931, and the standards as to quality laid down in the Third Schedule to these Rules shall be the definition of quality referred to in that Act as " the statutory definition ".

Small Consignments

8. 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 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, in letters and figures not less than 1 inch high, 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 those Rules or anything duly done or suffered thereunder ; or

(*b*) any right, privilege, obligation or liability acquired, accrued or incurred under those Rules ; or

(*c*) any penalty incurred in respect of any offence committed against those Rules ; or

(*d*) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability or penalty as aforesaid ; and any such investigation, legal proceeding or 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 first day of August, 1950.

Short Title

12. These Rules may be cited as the Marketing of Fruit Rules (Northern Ireland), 1950.

Sealed with the Official Seal of the Ministry of Agriculture for Northern Ireland this first day of August, Nineteen hundred and fifty, in the presence of

(L.S.) (Signed) *J. I. Magowan,*
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....., 19.....

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

.....
Authorised Officer.

THIRD SCHEDULE

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931

STANDARDS OF GRADING AND QUALITY.

"E.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 $2\frac{3}{4}$ inches for culinary apples and not less than $2\frac{1}{4}$ inches for dessert apples.	Apples shall be free from such blemishes or mechanical injuries as are calculated to impair their keeping qualities. The skin shall be free from blemishes other than those characteristic of the variety.

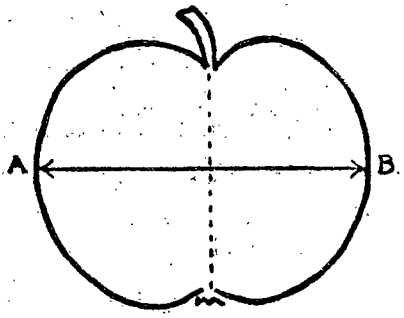
"F"

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 dessert apples.	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 culinary apple or $\frac{3}{8}$ inch square on any one dessert apple.

"C"

Grading	*Quality*
For apples of a reasonable 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 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.—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 standards of grading and quality

In order to allow for variations incidental to grading and handling, a consignment of apples in containers marked as being of a particular standard 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 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"
(2) Half-barrel (keg)
(3) Quarter-barrel (half keg)
(4) Carton

2. No packing materials may be used other than those specified in Part II of this Schedule, (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 Sides	21⅛″ x 10″ x 7/16″ in two pieces.
One Bottom	21⅛″ x 13½″ x 7/16″ in three pieces.
Four Posts	10¾″ x 2″ x 2″ diagonally cut.
Two Ends	13½″ x 9″ x 9/16″ in three pieces. The space between any two boards must not exceed ½″. In addition a further opening must be cut at an equal distance from each end at the top of each middle board ½″ deep and approximately 3¼″ wide. Alternatively, 1″ space may be left

between the middle and top boards at each end provided that a smooth chamfer is made along the whole of the inside edge of each of the four boards (two at each end). The chamfer must leave a thickness at the edge of not more than $\frac{5}{16}$" or less than $\frac{1}{4}$" and have a face not more than $\frac{5}{8}$" or less than $\frac{3}{8}$". The space between the middle and bottom boards at each end must not exceed $\frac{1}{2}$".

One Lid — $21\frac{3}{8}$" x $13\frac{1}{2}$" x $\frac{3}{16}$" in three pieces with corners diagonally cut or alternatively a cardboard cover may be used.

Two Cleats for wooden lid — $9\frac{1}{2}$" x $\frac{3}{4}$" x $\frac{1}{4}$".

Two Battens on the ends as hand grips — 6" to 10" x $1\frac{1}{2}$" x $\frac{1}{2}$".

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

After the apples are packed, the wooden lid must 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	$14\frac{1}{2}$"
Minimum length between heads	$16\frac{1}{2}$"
Minimum diameter at bulge	16"

(*b*) Standard 112 lb. Butter Cask
Internal dimensions

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

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

" Standard 56 lb. Butter Cask "
Internal dimensions

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

4. *Carton*

Internal dimensions — 18" x $12\frac{1}{2}$" x $10\frac{1}{2}$"

Construction — Case to be a metal stitched case made from one sheet of double faced corrugated fibreboard, each face being .02" Kraft paper ; inside flaps at top and bottom to meet and outside flaps to overlap. Two ventilation holes each $\frac{1}{2}$ inch in diameter to be located 6 ins. apart in each end. The completed case must comply with Railway Clearing House specifications for fibreboard containers suitable for 60 lb. weight of goods.

Dividing Pieces — Two scored dividing pieces to separate the case into two equal compartments must be used, each piece being made of a double wall of double faced corrugated fibreboard with the inside face of .016" Kraft and the outside face of .014 Chipboard.

Fastening — The outside bottom flaps of the case must be sealed before packing, sodium silicate being used as an adhesive. After packing, outside top flaps must be folded over, not sealed, and secured with two wires or bands round the case placed between 2 ins. and 4 ins. from each end.

PART II

Packing

1. Only apples of the same variety shall be packed in any one container.

2. 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 and condition the entire contents of the container.

3. *Box "Z"*

(*a*) A sheet of corrugated cardboard, of a quality not less than 30 lb. to the roll, shall be placed smooth side next the fruit below the bottom layer and at each end of the box and another sheet above the top layer of apples, and no substitute for corrugated cardboard shall be used.

(*b*) A wood wool or excelsior pad not exceeding one inch in thickness may be placed under the apples in addition to the prescribed layer of corrugated cardboard. Where a cardboard lid is used the sheet of corrugated cardboard above the top layer of apples may be dispensed with. The sides of the box may be lined with plain paper, if so desired.

(*c*) The apples shall be firmly packed in the box and there shall be sufficient bulge on the top of the box to ensure that when the wooden lid is nailed down the apples are held firmly in position.

4. *Half-barrel (Keg) and Quarter-barrel (Half-Keg)*

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.

5. *Carton*

(*a*) Only apples of "E.F." and "F" standard may be packed in this container.

(*b*) No additional packing material is required.

(*c*) The apples shall be firmly packed in the two compartments so that when the two flaps constituting the lid are secured the fruit is held firmly in position.

(*d*) The lid shall be secured by means of two wires or two bands, one at each end of the carton. Each wire or band shall be not less than 2 ins. or more than 4 ins. from the end of the carton.

PART III

Marking

1. Each box "Z" shall be clearly and indelibly stamped, stencilled or printed on the lid with letters and figures at least 1 inch high with :—

(*a*) the number of licence or permit held by the person who sends the apples out of Northern Ireland ;

(*b*) the variety ;

(*c*) the description "E.F.", "F" or "C" ;

(*d*) the letters "AZ" or "BZ" according as it contains respectively :—

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

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

Provided that (*d*) shall not apply where the contents of the box are sold by weight and the net weight of such contents is clearly and indelibly stamped, stencilled or printed on the lid, in plain letters and figures not less than 1 inch high.

2. Each Half-barrel (Keg) and Quarter-barrel (Half-keg) shall be clearly and indelibly stamped or stenciled on the side in letters not less than ½ inch high or on a label affixed to the side with

(*a*) the number of licence or permit held by the person who sends the apples out of Northern Ireland ;
(*b*) the variety ;
(*c*) the description ;
(*d*) the net weight of apples.

3. Each carton shall be clearly printed or stamped on the two ends in letters and figures not less than one half inch high with :—

(*a*) the number of the licence or permit held by the person who sends the apples out of Northern Ireland ;
(*b*) the variety ;
(*c*) the description " Extra Fancy " or " Fancy " ;
(*d*) net weight of apples.

FIFTH SCHEDULE

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931

PART I

Definition of " Seconds " in the case of Culinary Apples

Apples referred to in Article 6 (1) of these Rules as " Seconds " shall be regarded as apples which are not less than 2¼ inches in diameter, are free from decay, are in sound marketable condition, do not have skin blemishes exceeding a total area of 2 square inches on any one apple, or any cracks greater in depth than ⅛ inch.

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 (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 ½″	*
Battens for Ends	4 pieces	...	...	13″ x 1½″ x ½″	
Sides	4 pieces	...	...	22″ x 6½″ x ⅜″	*
Top and bottom	4 pieces	...	...	21″ x 7″ x 7/32″	*
Cleats	4 pieces	...	...	14″ x ¾″ x ¼″	

Fourteen gauge 1½″ cement-coated wire nails only must be used throughout, save for fixing battens.

* These measurements must be actual, not nominal.

PART III

Packing

1. Only apples of the same variety shall be packed in any one container.

2. 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 and condition the entire contents of the container.

3. (*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 substitute for corrugated cardboard shall be used. The sides and ends of the box may be lined with plain paper, if so desired.

(*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

Each box in which " Seconds " are shipped shall contain (*a*) not more than 5 per cent. by count of apples which are less than 2¼ inches in diameter, (*b*) not more than 5 per cent. by count of apples below the quality requirements for " Seconds ", and (*c*) not more than 5 per cent. by count of apples equal to or above the quality requirements for standard " C ".

PART V

Marking

Each box in which " Seconds " are packed for shipment shall be clearly and indelibly stamped or stencilled on one outside end in letters and figures not less than 1 inch high with :—

(i) the word " 2nds " ;

(ii) the number of the licence or permit held by the person who sends the apples out of Northern Ireland ;

(iii) the variety ;

(iv) the letters " AX " or " BX " 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 (iv) shall not apply where the contents of the box are sold by weight and the net weight of such contents is clearly and indelibly stamped or stencilled on one outside end, in plain letters and figures not less than 1 inch high.

SIXTH SCHEDULE

MARKETING OF FRUIT ACT (NORTHERN IRELAND), 1931

Return of Shipment

SIR,

I/We have this day despatched by road, or by rail from.....

Station, under my licence/permit / our licence/permit No..... a consignment of Northern Ireland apples packed as described hereunder :—

Number of Boxes "Z "..... Number of Boxes " X ".....

Number of Kegs .....

Number of Barrels ..... Number of Bags.....

Destination .....

Signature .....

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

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 of Shipment 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.....for bottling, canning or other manufacturing purposes.

Signature of Applicant.....

Full Postal Address .....

.....

.....

Date.....

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

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 to Great Britain or the Isle of Man. The conditions of this Permit are that each consignment of fruit sent thereunder shall —

(1) consist only of apples grown by the above-mentioned person ;

(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 (2) of the Rules made under the above-mentioned Act.

Signed.....

Authorised Officer.

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 to Great Britain or the Isle of Man on the following conditions :—

(1) that the apples are in marketable condition ;
(2) that the apples are packed in bags or such other containers as may be approved by the Ministry ;
(3) that not more than 5 per cent. of the apples in any one container shall be equal to or above " C " standard ;
(4) that where bags are used the weight of apples in each bag shall not exceed 1 cwt.
(5) that each bag is clearly and indelibly labelled and each other container clearly and indelibly marked with the words " Ungraded apples for manufacture " ;
(6) that the fruit is sent only for manufacturing purposes ;
(7) that the number of this permit is clearly shown on each container in the consignment ;
(8) that each consignment is accompanied by a Return or Returns of Shipment as prescribed for licence-holders in Article 4 (3) of the Rules made under the above-mentioned Act.

Signed.....
Authorised Officer.

Date.....

NINTH SCHEDULE

Orders Revoked

1. The Marketing of Fruit Rules (Northern Ireland), 1949. (Statutory Rules and Orders of Northern Ireland, 1949, No. 136).
2. The Marketing of Fruit (Amendment) Rules (Northern Ireland), 1949. (Statutory Rules and Orders of Northern Ireland, 1949, No. 198).

MARKETING OF POULTRY

Appointed Day for the operation of the Marketing of Poultry Act (Northern Ireland) 1949

ORDER, DATED TWENTIETH DAY OF JUNE, 1950, MADE BY THE MINISTRY OF AGRICULTURE UNDER SECTION 11 OF THE MARKETING OF POULTRY ACT (NORTHERN IRELAND) 1949.

1950. No. 91

WHEREAS by Section 11 of the Marketing of Poultry Act (Northern Ireland) 1949 it is provided that that Act shall come into operation on such day as the Ministry of Agriculture shall by Order appoint.