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FRUIT AND VEGETABLES ACT 1958 (No. 6256).

*At the Executive Council Chamber, Melbourne, the
twenty-fifth day of May, 1960.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Cameron
Mr. Fraser

Mr. Mibus.

REGULATIONS.

UNDER the powers conferred by the *Fruit and Vegetables Act 1958* (No. 6256), His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth order as follows:—

REPEAL.

1. The Regulations mentioned in the Third Schedule to these Regulations are hereby repealed: Provided that such repeal shall not affect any Order, Proclamation, appointment, or any application made, or any notification, authority, direction, notice, or any order given or any right, privilege, obligation, or liability acquired, accrued, or incurred under such repealed Regulations, or any of them, before the commencement of these Regulations.

SHORT TITLE, CONSTRUCTION, AND COMMENCEMENT.

2. These Regulations may be cited as the "Fruit and Vegetables Packing Regulations 1960", and shall be read and construed as applying to fruit and vegetables for sale, and to the grading, packing, marking, and handling thereof, and shall come into operation forthwith.

DIVISION INTO PARTS.

3. These Regulations are divided into parts, as follows:—

Part I. Definitions.

Part II. Grading, Packing, and Handling Fruit and Vegetables for Sale; and Sizes, Condition and Marking of Packages—
General Requirements.

Part III. Grade Standards for Apples, Bananas, Citrus Fruits, Grapes, Peaches, Pears, Tomatoes, Potatoes, and Onions—
Additional Requirements.

Part IV. Methods of Taking Samples for Analysis.

Part V. Exemptions.

Part VI. Penalties.

PART I.—DEFINITIONS.

4. In these Regulations, unless inconsistent with the context or subject-matter—

(a) words to which meanings are ascribed in sections 3 and 41 of the *Fruit and Vegetables Act 1958* shall have the same meaning herein, viz.:—

“Deleterious substance” means any substance or material declared by the Governor in Council by notice published in the *Government Gazette* to be a deleterious substance for the purposes of Part II. of the Act.

“Foreign substance” means any earthy matter stones sand or gravel or any substance declared by the Governor in Council by notice published in the *Government Gazette* to be a foreign substance for the purposes of Part II. of the Act.

“Fruit” means any fruit declared by the Governor in Council by notice published in the *Government Gazette* to be fruit for the purposes of Part II. of the Act.

“Inspector” means inspector appointed under Part II. of the Act.

“Lot” means any quantity of loose fruit or vegetables other than that contained in packages.

“Owner” means consignee consignor part-owner or agent for the owner.

“Package” means any box case sack or receptacle used or capable of being used or intended to be used for containing fruit or vegetables.

“Place” means orchard vessel railway station wharf pier jetty warehouse market stall shop shop-window store factory yard shed barrow and any vehicle stand or premises whatever.

“Prescribed” means prescribed by the Act or any Regulations thereunder.

“Sell” means barter or exchange; and also includes agreeing to sell or offering or exposing for sale or having in possession for sale or receiving sending forwarding or delivering for or on sale or exporting from Victoria to any other part of the Commonwealth or causing suffering or attempting any of such acts or things; and “sale” has a corresponding interpretation.

“Soundness” means freedom from damage or decay and from any abnormal condition of or in fruit or vegetables whether consisting of the presence of or caused by or due to the operations development growth or decay of any insect or fungus.

“Ticket” includes label card slip disc or sign.

“Vegetables” means any vegetables declared by the Governor in Council by notice published in the *Government Gazette* to be vegetables for the purposes of Part II. of the Act.

“Vendor” means any person who sells any fruit or vegetables.

and (b)—

“Advertising matter” means any paper, card, slip, disc or anything inserted into any package of fruit or vegetables, and which bears any mark or any written or printed statement other than those prescribed in these Regulations.

“Berry fruits” means blackberries, boysenberries, currants (red and black), gooseberries, loganberries, mulberries, raspberries, strawberries, youngberries and similar fruits.

“Brand” means any distinguishing mark or device adopted by the owner or packer or vendor of any fruit or vegetables to distinguish his fruit or vegetables from those owned, packed or sold by others.

“Citrus fruits” means oranges, mandarins, lemons, and grapefruit.

“Department” means the Victorian Department of Agriculture.

“Clean”, when used in relation to any package, means freedom from any insect, fungus, bacterial or virus disease of fruit or vegetables; and also freedom from dirt, unsightly stains, or other contamination which is likely to render the package unfit for the packing and sale of fruit or vegetables; and “cleanness” shall have a corresponding interpretation.

- "Clusters", when used in relation to bananas, means a group of not less than three adhering to the stalk as cut from the "hand".
- "Diameter", when used in relation to fruit or vegetables, means the linear measurement taken through the widest part of the fruit or vegetables at right angles to the axis of the stem and the calyx or apex.
- "Director" means the Director of Agriculture.
- "Dry", when used in relation to a citrus fruit, means that the weight of the juice obtained by rotating the halves of the freshly-divided fruit upon a conical glass lemon squeezer under hand pressure, and thereafter straining the expressed juice through a strainer of thirty meshes to the lineal inch, is less than 33 per centum of the total weight of the fruit.
- "Factory" means any building or erection where fruit or vegetables are processed or manufactured for sale.
- "Firm", when used in relation to tomatoes, means that the tomato is not broken, puffy, shrivelled, soft, water soaked or affected by leaky cracks.
- "Grade" shall have relation to colour, kind, maturity, number, packing, size, soundness, variety and weight of any fruit or vegetables, and to the condition of packages; and when so required by these Regulations, to one, some, or all of them, as the case may be; and "graded" and "grading" shall have a corresponding interpretation.
- "Grapes" means any grapes in their fresh state.
- "Immature", when used in relation to *avocados*, means in the case of Fuerte variety, that the oil content of the fruit is less than 15 per centum; in the case of other varieties, that the fruit has not reached the stage of development which will ensure a rapid and proper completion of the ripening process, and in the case of coloured varieties that less than 50 per centum of the skin has developed the black or purple colour natural to the variety.
- "Immature", when used in relation to *custard apples*, means that the fruit has not attained its full growth, and that the interstices between the corrugations of the fruit have not changed from a green to a cream colour.
- "Immature", when used in relation to *grapes*, means grapes having a specific gravity of filtered juice of less than 1.075 at 60 degrees Fahrenheit.
- "Immature", when used in relation to *mandarins*, means that ten cubic centimetres of expressed juice drawn from the mixed juice of not less than ten mandarins taken at random from any case or cases bearing a similar mark require more than twenty-four (24) cubic centimetres of N/10 soda solution to neutralize the acidity of the juice.
- "Immature", when used in relation to *navel oranges*, means that ten cubic centimetres of expressed juice drawn from the mixed juice of not less than five oranges taken at random from any case or cases bearing a similar mark require more than twenty-four (24) cubic centimetres of N/10 soda solution to neutralize the acidity of the juice; when used in relation to *oranges other than navel oranges or white siletta oranges*, means that ten cubic centimetres of the expressed juice drawn from the mixed juices of not less than five oranges taken at random from any case or cases bearing a similar mark require more than thirty (30) cubic centimetres of N/10 soda solution to neutralize the acidity of the juice; when used in relation to *white siletta oranges* means that the whole of the skin of the orange has not developed the colour natural to this fruit when mature.
- "Immature", when used in relation to *papaws*, means that the fruit has not attained its full growth, and the skin does not show indications of a change in colour from green to yellow.
- "Immature", when used in relation to *black passion fruit*, means that less than 50 per centum of the skin has developed a black or purple colour.

"Immature", when used in relation to *pineapples*, means that the sugar content of each fruit is less than 10 per centum of the total weight of the fruit, if packed during any month from April to September, inclusive, and less than 12 per centum if packed during any other month.

"Immature", when used in relation to *potatoes*, means that the tubers have not reached full growth and are likely to shrivel rapidly after being harvested.

"Immature", when used in relation to *potato skins*, means that the skin of a sound potato can be separated from the flesh by light oblique pressure.

"Immature", when used in relation to *tomatoes*, means that the fruit has not attained its full growth and that the skin has not changed from dull green to a bright green colour and the flesh surrounding the seeds has not changed from a light green colour to a deep amber or to an amber tinged with pink.

"Length", when used in relation to *bananas*, means the length of bananas measured on the outside of the curve from the junction of the fruit with the stem to the apex of the fruit.

"Mark", when used in relation to *fruit or vegetables*, or (when so required) package, means any brand, description, information, statement, word, letter, number or sign or any suggestion direct or indirect which may be taken as relating to—

(a) the colour, grade, kind, maturity, number, packing, quality, size, soundness, variety or weight of the fruit or vegetables; or the capacity, condition, description, dimensions, kind, materials or measurements of the package; or

(b) the place or locality in or at which the fruit or vegetables were grown, produced or packed, or where or by whom the fruit or vegetables were produced, or the packages were made, or when the fruit or vegetables were harvested or packed; or

(c) the name and address of the manufacturer of the package, or the name and address of the grower or producer of the fruit or vegetables, or the person by whom the same were selected, packed or in any way prepared for sale;

and includes any mark which, according to the custom of the trade, or of common repute, is taken to be an indication of the above matters; and "marked" and "marking" shall have a corresponding interpretation.

"Mechanical injury" means any injury arising from cuts, fork stabs, or bruises.

"One size", when used in relation to fruit, means that the maximum variation between the diameters of the fruit in any package or lot is—

(a) not more than one-quarter of an inch where the size of the fruit in the package is not greater than $3\frac{1}{4}$ inches in diameter;

(b) not more than one-half inch where the size of the fruit in the package is greater than $3\frac{1}{4}$ inches in diameter;

unless prescribed otherwise in the Regulations.

"One variety", when used in relation to fruit or vegetables, means fruit or vegetables which show the same varietal characteristics.

"Packing material" means strawboard, wood-wool, wrapping paper, or other material used in packing fruit or vegetables.

"Peeled", when used in relation to onions, means onions from which the outer skin has been removed.

"Practically free", when used in relation to potatoes, means that the appearance of the potatoes is not affected to an extent readily visible upon examination by an inspector of any consignment of potatoes contained in bags or cases, or comprised in any loose lot, and that any damage from cuts, fork stabs, or bruising can be removed by the ordinary process of paring, without appreciable increase in waste over that which would occur if the potatoes were perfect.

“Registered brand”, means any brand which has been registered with the Director in pursuance with Regulation 10 (6), or as a trade mark under the *Commonwealth Trade Marks Act 1955-1958*.

“Size”, when used in relation to fruit or vegetables, means the diameter or size of any fruit or vegetables measured from side to side through the widest part of the fruit or vegetables at right angles to the axis of the stem and the calyx or apex.

“Stalk”, when used in relation to grapes, includes the pedicle and peduncle; and “stalks” shall have a corresponding interpretation.

PART II.—GRADING, PACKING, AND HANDLING FRUIT AND VEGETABLES FOR SALE; AND SIZES, CONDITION, AND MARKING OF PACKAGES—GENERAL REQUIREMENTS.

5. No person (whether by himself or an agent or servant, or on behalf of another person) shall pack or sell any fruit or vegetables in any package unless the package is—

- (a) clean and in good repair;
- (b) constructed of the material specified in the First Schedule hereto;
- (c) of a size and of the dimensions prescribed in the said Schedule;
- (d) rectangular unless otherwise specified in the said Schedule;
- (e) in the case of a divided package, comprised of compartments with identical inside measurements;
- (f) used only for the kind or kinds of fruit or vegetables set out in the said Schedule opposite the description of the package.

Provided that the Director may permit the use of any other package for experimental purposes under conditions specified by him.

Provided further that any fruit or vegetables for which a package is not prescribed in the First Schedule hereto may be packed or sold in any package which is clean and in good repair.

6. No person (whether by himself or an agent or servant, or on behalf of another person) shall pack or sell any fruit or vegetables contained in any package of any description or size, or comprised in any lot, unless the fruit or vegetables are so packed, stacked, or arranged that the exposed surface and/or each external layer on the top, bottom, and sides of the fruit or vegetables is uniform in respect to grade, and is a true indication of—

- (a) the average grade throughout of the whole of the fruit or vegetables contained in such package or comprised in such lot;
- (b) the manner in which the whole of the fruit or vegetables contained in such package, or comprised in such lot, is packed, arranged, or stacked; and
- (c) the presence of any foreign substance contained in such package or comprised in such lot.

7. No person (whether by himself or by an agent or servant, or on behalf of another person) shall pack or sell any fruit or vegetables in any package of any description or size, or comprised in any lot unless—

- (a) the fruit in any package or lot is of one variety, one grade and one size except as provided otherwise in Part III. of these Regulations;
- (b) subject to the tolerances for blemishes respectively referred to in Part III. of these Regulations, the fruit or vegetables are sound, clean, and not over-ripe or over-mature respectively;
- (c) the quantity of any deleterious substance adhering to or on or in the fruit does not exceed that set out in the Second Schedule hereto;
- (d) the proportion of foreign substances ascertained by weight or measurement does not exceed
 - (i) in the case of potatoes and onions $3\frac{1}{2}$ per centum of the total contents of the package or lot, or
 - (ii) in the case of fruits or vegetables other than potatoes and onions, $2\frac{1}{2}$ per centum of the total contents of the package or lot;
- (e) the package—
 - (i) is well filled with fruit or vegetables,
 - (ii) does not contain a greater proportion of packing material than is sufficient to cover the top and the bottom of the package to a combined thickness of $\frac{1}{4}$ inch, except in the case of grapes packed in packages of the sizes allotted

for the packing of grapes only as shown in the First Schedule hereto, when granulated cork, not exceeding a quantity of 5 lb. to each package, may be used throughout the same,

- (iii) does not contain more wrappers than is sufficient to effectually wrap or cover each fruit, provided that a maximum number of two wrappers may be used to wrap each fruit,
- (iv) does not contain more advertising matter than can be shown on one slip, label, or sheet of paper or other suitable material of the maximum thickness of 1-16th inch, and of no greater size than is sufficient to cover the top layer of the fruit or vegetables in any package.

8. No person (whether by himself or by an agent or servant, or on behalf of another person) shall mark any package containing fruit or vegetables for sale, or mark any ticket affixed to or placed on or in any package containing fruit or vegetables for sale, or placed on or surmounting any lot of fruit or vegetables for sale, with any mark or shall take or cause to be taken any action or actions, either by way of addition, alteration, effacement, omission, or removal or otherwise, of any mark, or ticket which is, or which are, likely to mislead in a material respect as to—

- (a) the colour, grade, kind, maturity, number, packing, quality, size, soundness, variety or weight of the fruit or vegetables; and the capacity, condition, description, dimensions, kind, materials or measurements of packages; or
- (b) the place or locality in or at which the fruit or vegetables were grown, produced, or packed, or where or by whom the fruit or vegetables were produced, or the packages were made; or when the fruit or vegetables were harvested or packed;
- (c) the name and address of the manufacturer of the package, or the name and address of the grower or producer of the fruit or vegetables, or the person by whom the same were selected, packed, or in any way prepared for sale.

9. (1) No person (whether by himself or by an agent or servant or on behalf of another person) shall pack or sell any fruit or vegetables in a package unless the outside of the package itself, or a label or ticket affixed in a conspicuous position on the outside of the package, or in the case of transparent packages (if so desired) placed in a conspicuous position inside the package, is legibly and durably marked with—

- (a) the Christian name or the initials thereof and with the full surname of the packer, or his registered brand, or, in the case of a firm or corporation, with the firm or corporate name or registered brand;
- (b) in the case of apples, avocados, citrus fruits, grapes, peaches, pears, pineapples, and tomatoes, the name of the variety or varieties of the fruit, or in the case of an unnamed variety the word "Seedling";
- (c) in the case of bananas, the name of the variety or varieties of the bananas, or the approved abbreviation of such name as set out hereunder:—

Name of Variety.	Approved Abbreviation.
Cavendish	CAV.
Williams Hybrid	W.H.
Mons Marie	MONS.
Veimama	V.M.A.
Samoa China	S.CH.
Lady's Finger	L.F.
Manilla	MNL.
Pear	PEAR
Sugar	SUG.
Plantain	PTN.
Laubin, Lobin, or Lubin	L.B.N.
Gros Michel	G.M.

- (d) in the case of apples, bananas, citrus fruits, grapes, onions, peaches, pears, potatoes and tomatoes, the designations of the grade of the fruit or vegetables;
- (e) in the case of avocados and tomatoes, the size or number of the fruit contained in the package;
- (f) in the case of apples, citrus fruits, pears, and quinces, the number of the fruits contained in the package;

(g) in the case of apricots, berry fruits, Cape gooseberries, cherries, figs, loquats, passion fruit, peaches, pineapples, and vegetables, except potatoes and onions, the net weight or number of the fruit or vegetables contained in the package.

(2) All previous marks if any shall be completely and permanently obliterated or removed from the package before further marks as prescribed in section (1) of this Regulation are made on the package itself, but previous marks need not be removed if the further marks and the date of packing are printed on a ticket or label of dimensions not less than 4" x 3" securely affixed to the package so as to substantially obscure any name and address and any registered brand already on the package.

(3) When the package is rectangular, all marks prescribed in section (1) of this Regulation shall be made on or affixed to one end of the package.

(4) Every mark required by section (1) of this Regulation shall be in letters of not less than $\frac{3}{4}$ inch in height if stencilled on the package and not less than $\frac{1}{4}$ inch in height if printed on a label or ticket.

(5) No brand other than a registered brand shall be made on or affixed to the package.

(6) (a) "Registered brand" means a brand approved by the Director and entered into a register kept for the purposes of these Regulations, or a trade mark registered under the *Commonwealth Trade Marks Act 1955-1958*.

(b) Application for registration of a brand shall be made in writing to the Director and shall be accompanied by two specimens of the brand; and approval if granted shall also be in writing.

(c) Except with the consent of the Governor in Council, a brand shall not be registered which in the opinion of the Director is undesirable or is too like any other brand registered under these Regulations.

10. No person (whether by himself or by an agent or servant, or on behalf of another person) shall sell any variety of apples, avocados, bananas, citrus fruits, grapes, peaches, pears, pineapples or tomatoes in any lot unless a ticket surmounting each such lot is legibly marked with the name of the variety and the grade of the fruit comprised in such lot.

11. No person (whether by himself or by an agent or servant, or on behalf of another person) shall sell any variety of avocados, custard apples, black passion fruit, grapes, mandarins, oranges, papaws, pineapples, tomatoes, or potatoes if such avocados, custard apples, black passion fruit, grapes, mandarins, oranges, papaws, pineapples, tomatoes, or potatoes are immature; provided that a person may sell grapes which are immature if the Director has by notice published in the *Government Gazette* declared that because of the abnormal seasonal conditions grapes of a specific gravity specified in the notice shall be deemed to be mature.

12. No person (whether by himself or by an agent or servant, or on behalf of another person) shall sell any variety of oranges, lemons, grape fruit, or mandarins if such oranges, lemons, grape fruit, or mandarins are dry.

13. No person shall between 1st May and 30th November in any year pack or sell any bananas, excepting the Lady Finger variety, unless—

(a) the bananas have been treated with or dipped in a fungicidal solution or suspension containing an efficient wetting agent and either salicylanilide or sodium salicylanilide at a concentration not less than one part in one thousand parts of the solution or suspension, the treatment or dipping continuing until the bananas have been thoroughly wetted and for not less than one half minute; and

(b) the package containing the bananas is marked, in addition to the other particulars prescribed by these Regulations, with the name of the fungicide followed by the word "treated" or "dipped", as the case may be.

PART III.—GRADE STANDARDS FOR APPLES, BANANAS, CITRUS FRUITS, GRAPES, PEACHES, PEARS, TOMATOES, POTATOES, AND ONIONS—ADDITIONAL REQUIREMENTS.

GRADE STANDARDS FOR APPLES.

14. No person (whether by himself or by an agent or servant, or on behalf of another person) shall sell any apples contained in a package unless, in addition to compliance with the general requirements of these Regulations,

the apples have been graded into either one or other of four grades, viz., "Extra Fancy", "Fancy", "Good", or "Domestic", and the apples have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether "Extra Fancy", "Fancy", "Good", or "Domestic", of the apples contained therein.
- (b) Each external layer of apples on the top, bottom, and sides of the fruit, whether described as "Extra Fancy", "Fancy", "Good", or "Domestic", shall be a true indication of the average grade of the apples throughout the package.
- (c) Apples described as "*Extra Fancy*" shall consist of sound, clean, well-formed mature apples of one size and one variety, free from broken skins and from disease. Slight blemishes may be permitted, provided such blemishes do not affect more than 10 per cent. by number of the total fruit in any package, and provided that the total area covered by such blemishes on any apple does not exceed the area contained in a circle having a diameter of a quarter of an inch.
 - (i) Russetting shall not be considered a blemish, provided that not more than 10 per cent. of the surface of any apple is affected.
 - (ii) The minimum sizes and colour requirements shall be as set out hereunder, with no limit as to maximum sizes.
- (d) Apples described as "*Fancy*" shall consist of sound, clean, and fairly well-formed mature apples of one size and one variety, free from broken skins and from disease. Slight blemishes may be permitted, provided such blemishes do not affect more than 10 per cent. by number of the total fruit in any package, and provided that the total area covered by such blemishes on any apple does not exceed the area contained in a circle having a diameter of a quarter of an inch.
 - (i) Russetting shall not be considered a blemish provided that not more than 30 per cent. of the surface of any apple is affected, and further provided that in regard to the Sturmer variety not more than 50 per cent. of any apple may be russeted.
 - (ii) The minimum sizes and colour requirements shall be as set out hereunder, with no limit as to maximum sizes.
- (e) Apples described as "*Good*" shall consist of sound, clean apples of one size and one variety, free from broken skins, and not seriously blemished or injured by any disease, but fruit slightly blemished by Black Spot fungus, caterpillars, hail marks, or limb rubs may be permitted, provided that the total area covered by such blemishes on any apple of 2½ inches and over does not exceed the area contained in a circle having a diameter of ½ inch, and on any apple under 2½ inches does not exceed the area contained in a circle having a diameter of ¼ inch; provided further that, where the blemishes are wholly restricted to superficial hail marks, the total area of such blemish on any apple of 2½ inches and over does not exceed the area contained in a circle having a diameter of 1 inch, and on any apple under 2½ inches does not exceed the area contained in a circle having a diameter of ½ inch.
 - (i) Russetting shall not be deemed to be a blemish with the Sturmer variety, but with other varieties the russetting must not affect more than 50 per cent. of the surface of any apple.
 - (ii) The minimum sizes shall be as set out hereunder, with no limit as to maximum sizes.
- (f) Apples described as "*Domestic*" shall consist of sound, clean apples of one size and one variety, free from broken skins and serious damage caused by insects, disease, or otherwise, but may include blemished fruit, provided that the total area covered by such blemishes on any apple of 2½ inches and over does not exceed the area contained in a circle having a diameter of 1 inch and on any apple under 2½ inches does not exceed the area contained in a circle having a diameter of ¾ inch; provided further that, where the blemishes are wholly restricted to superficial hail marks, the total area of such blemish on any apple of 2½ inches and over does not exceed the area contained in a circle having a diameter of 1½ inch and on any apple under 2½ inches does not exceed the area contained in a circle having a diameter of 1 inch.

MINIMUM SIZES AND REQUIREMENTS FOR APPLES.

Variety.	Abbreviated Description (if any).	Minimum Size (inches in diameter).	Percentage of Colour Characteristic of the Variety Necessary for each Apple in each Grade.	
			Extra Fancy.	Fancy.
Aitken Seedling	A.S.	2½	..	..
Adams Pearmain	A.P.M.	2½	30	10
Alexander	ALX.	2½	30	10
Alfriston	ALF.	2½	..	..
Allsopps	ALLSOP.	2½	..	..
Aromatic	ARO.	2½	50	20
Australian Beauty	A.B.	2½	50	20
Ben Davis	BEN.D.	2½	30	15
Buncombe	BUN.	2½	50	20
Charles Ross	C.R.	2½	30	10
Cleopatra	CLEO.	2½	..	..
Coleman	CMN.	2½	50	20
Commerce	COM.	2½	50	20
Cox's Orange Pippin	C.O.P.	2	30	5
Crofton	CROF.	2½	50	20
Crow Egg	C.E.	2½	30	10
Delicious	DEL.	2½	50	20
Democrat	DEM.	2½	70	35
Dougherty	DHTY.	2½	40	20
Duke of Clarence	D.C.	2½	70	35
Dunns	DUNN'S	2½	..	..
Early McIntosh	E.Mc.	2½	70	35
Edna May	E.M.	2½	50	20
Elsie Grant	E.G.	2½	40	20
French Crab	F.C.	2½	70	..
Foster	FOS.	2½	50	20
Geeveston Fanny	G.F.	2½	50	10
Golden Delicious	G.DEL.	2½	..	..
Granny Smith	G.S.	2½	..	..
Gravenstein	GRAV.	2½	..	..
Grimes Golden	G.G.	2½	..	..
Hoover	HOOV.	2½	50	30
Huon Belle	H.B.	2½	30	15
Irish Peach	I.P.	2½	20	10
Jonathan	JON.	2½	50	20
Jubilee	JUB.	2½	50	20
King Cole	K.COLE	2½	50	20
King David	K.D.	2½	70	35
King Pippin	K.P.	2½	30	10
Kirks Carrington	K.CAR.	2½	50	20
Legana	LEG.	2½	60	30
London Pippin	L.P.	2½	..	..
Lord Nelson	L.N.	2½	..	..
Lord Suffield	L.S.F.	2½	..	..
Lord Wolseley	L.W.	2½	..	..
Macintosh Red	M.C.R.	2½	70	35
Mammoth	MAM.	2½	..	..
Mobb's Codlin	M.C.	2½	..	..
Newtown Pippin	NT.P.	2½	..	..
Nickajack	N.J.	2½	30	10
Northern Spy	N.S.	2½	30	10
Perfection	PERFN.	2½	50	20
Prince Alfred	P.A.	2½	30	10
Pomme de Neige	P.D.N.	2½	30	10
Ranelagh	R.A.N.	2½	30	10
Reinette du Canada	R.D.C.	2½	..	..
Red Carrington	R.CAR.	2½	40	10
Red Jonathan	RED.JON.	2½	80	50
Ribston Pippin	R.P.	2½	..	..
Rokewood	ROKE.	2½	40	20
Rome Beauty	R.B.	2½	30	10
Rymer	RYM.	2½	25	10
Senator	SEN.	2½	30	10
Strawberry Pippin	STRAW.	2½	30	10
Spitzenburg	SPTZ.	2½	40	15
Scarlet	S.P.M.	2½	60	20
Schroeder	SCH.	2½	..	..
Statesman	STN.	2½	30	10
Stayman's Winesap	STAY.W.	2½	30	10
Stones Pippin	S.P.	2½	..	..
Sturmer	STP.	2½	..	..
Stewarts (Ballarat)	BLT.	2½	..	..
Tasman's Pride	T.P.	2½	50	20
Twenty Ounce	T.O.	2½	..	..
Weelington	WELL.	2½	..	..
White Winter Pearmain	W.W.P.	2½	..	..
Willie Sharpe	W.S.	2½	..	..
Winter Majetin	W.M.	2½	20	10
Worcester Pearmain	W.P.M.	2½	50	20
Yates	YATES	2½	50	20
Unclassified	Name of apple	2½	..	..

(green colour)

GRADE STANDARDS FOR BANANAS.

15. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any bananas contained in a package unless, in addition to compliance with the general requirements of these Regulations, the bananas have been graded into either one or other of five grades, viz:—“Small”, “Sixes”, “Sevens”, “Eights”, or “Nines”, and have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true description of the grade, whether “Small”, “Sixes”, “Sevens”, “Eights”, or “Nines”, of the bananas contained in the package.
- (b) Each external layer of bananas on the top, sides, and bottoms of the bananas, whether described as “Small”, “Sixes”, “Sevens”, “Eights”, or “Nines”, shall be a true indication of the average grade of the bananas throughout the package.
- (c) Bananas described as “*Small*” shall consist of sound bananas 5 inches to 6 inches in length with a minimum girth of 4 inches.
- (d) Bananas described as “*Sixes*” shall consist of sound bananas 6 inches to 6½ inches in length with a minimum girth of 4 inches.
- (e) Bananas described as “*Sevens*” shall consist of sound bananas 6½ inches to 7½ inches in length with a minimum girth of 4 inches.
- (f) Bananas described as “*Eights*” shall consist of sound bananas 7½ inches to 8½ inches in length with a minimum girth of 4½ inches.
- (g) Bananas described as “*Nines*” shall consist of sound bananas over 8½ inches in length with a minimum girth of 4¾ inches.

Provided that bananas when packed in clusters may be sold if, in addition to compliance with the general requirements of these Regulations, the bananas have been graded into either one or other of the two grades, viz:—“Large” and “Standard”, and have been graded and packed in accordance with the following provisions:—

- (a) A “Clusters” pack shall consist of not less than 90 per cent. of clusters in a package;
- (b) The package shall be marked with a true description of the grade, whether “Large” or “Standard”, of the bananas contained in the package;
- (c) Each external layer of bananas on the top, sides, and bottom of the bananas, whether described as “Large” or “Standard”, shall be a true indication of the grade of the bananas throughout the package;
- (d) Bananas described as “*Large*” shall consist of bananas of not less than 7½ inches in length, and not less than 4½ inches in girth, with a variation of not more than 1½ inches in the length of the bananas in any one package;
- (e) Bananas described as “*Standard*” shall consist of bananas of not less than 5 inches but less than 7½ inches in length and not less than 4 inches in girth.

GRADE STANDARDS FOR CITRUS FRUITS.

16. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any citrus fruits contained in a package unless, in addition to compliance with the general requirements of these Regulations, the citrus fruits have been graded into one or other of three grades, viz:—“Special”, “Standard”, or “Plain”, and have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether “Special”, “Standard”, or “Plain”, of the citrus fruits contained in the package.
- (b) Each external layer of citrus fruits on the top, bottom, and sides of the citrus fruits, whether described as “Special”, “Standard”, or “Plain”, shall be a true indication of the average grade of the citrus fruits throughout the package.
- (c) Citrus fruits described as “*Special*” shall consist of sound, mature, clean citrus fruits, of one size and one variety, and of normal shape and appearance common to the variety, and of reasonably even colour. Markings on the skin other than those caused by disease are permissible on any individual fruit, provided that such markings do not exceed 2½ per centum of the total superficial area of any individual fruit. Grape fruit, lemons, mandarins, and oranges shall not be dry; and oranges and mandarins shall not be immature.

- (d) Citrus fruits described as "*Standard*" shall consist of sound, mature, clean citrus fruits, of one size and one variety, or normal shape and appearance common to the variety, and of reasonably even colour. Markings on the skin other than those caused by disease are permissible on any individual fruit, provided that such markings do not exceed 10 per centum of the total surface area of any individual fruit. Grape fruit, lemons, mandarins, and oranges shall not be dry, and oranges and mandarins shall not be immature.
- (e) Citrus fruits described as "*Plain*" shall consist of sound, mature, clean citrus fruits, of one size and one variety, of reasonably even colour and appearance common to the variety. Markings on the skin other than those caused by disease are permissible on any individual fruit, provided that such markings do not exceed 25 per centum of the total area of any individual fruit. Grape fruit, lemons, mandarins, and oranges shall not be dry, and oranges and mandarins shall not be immature.
- (f) The designation "*Good*" shall be deemed to have the same meaning as the designation "*Plain*".

GRADE STANDARDS FOR GRAPES.

17. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any grapes contained in a package unless, in addition to compliance with the general requirements of these Regulations, the grapes have been graded into one or other of four grades, viz:—"Special", "Standard", "Special Assorted", or "Standard Assorted", and have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether "*Special*", "*Standard*", "*Special Assorted*" or "*Standard Assorted*", of the grapes contained in the package.
- (b) Each external layer of the grapes on the top, bottom, and sides of the grapes shall be a true indication of the average grade of the grapes throughout the package.
- (c) Grapes described as "*Special*" shall consist of sound, clean grapes of one variety, of uniformly good colour for the variety, firmly attached to the stalks, not split, crushed, wet, soft, wilted, immature, shrivelled, or scarred; free from diseased, raisined, dried, or small berries.
- (d) Grapes described as "*Standard*" shall consist of sound, clean grapes of one variety, of fairly good colour for the variety, firmly attached to the stalks, not split, crushed, wet, soft, immature, or wilted; free from diseased, dried, or small berries.
- (e) Grapes described as "*Special Assorted*" shall consist of sound, clean grapes, of not more than three varieties in any package, of uniformly good colour for each variety, firmly attached to the stalks, not split, crushed, wet, soft, wilted, immature, shrivelled, or scarred; free from diseased, raisined, dried, or small berries.
- (f) Grapes described as "*Standard Assorted*", shall consist of sound, clean grapes, of not more than three varieties in any package, of fairly good colour for each variety, firmly attached to the stalks, not split, wet, soft, immature, or wilted; free from diseased, dried or small berries.

GRADE STANDARDS FOR PEACHES.

18. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any peaches contained in a package unless, in addition to compliance with the general requirements of these Regulations, the peaches have been graded into either one or other of three grades viz:—"Extra Fancy", "Fancy", or "Good", and the peaches have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether "*Extra Fancy*", "*Fancy*", or "*Good*", of the peaches contained therein; also whether the peaches are "*Slipstone*" or "*Clingstone*".
- (b) Each external layer of peaches on the top, bottom, and sides of the peaches, whether described as "*Extra Fancy*", "*Fancy*", or "*Good*" shall be a true indication of the average grade of the peaches throughout the package.
- (c) Peaches described as "*Extra Fancy*" shall consist of sound, clean, well-formed peaches of one size and one variety, free from broken skins and disease. Superficial blemishes caused by hail marks or

limb rubs shall not be allowed to a greater extent than 10 per cent. by number of the total peaches in any package. The peaches shall be of uniform colour. None of the peaches shall be less than $2\frac{1}{4}$ quarter inches in diameter.

- (d) Peaches described as "*Fancy*" shall consist of sound, clean, well-formed peaches of one size and one variety, free from broken skins, and not seriously blemished or injured by disease; but peaches slightly blemished by hail marks or limb rubs may be sold provided—

(i) the proportion of such peaches does not exceed 15 per centum by number of the peaches in any package.

(ii) the total area covered by such blemishes on any peach does not exceed the area contained in a circle having a diameter of $\frac{1}{4}$ inch.

None of the peaches shall be less than $2\frac{1}{2}$ inches in diameter.

- (e) Peaches described as "*Good*" shall consist of sound, clean peaches of one size and one variety, free from broken skins, and not seriously blemished or injured by any disease; but peaches slightly blemished by hail marks or limb rubs may be sold, provided that the total area covered by such blemishes on any peach does not exceed the area contained in a circle having a diameter of $\frac{1}{4}$ inch. The diameter of the peaches shall not be less than $2\frac{1}{2}$ inches except in the case of varieties which, in the opinion of the Director, may be regarded as normally small, in which case none of the peaches shall be less than 2 inches in diameter.

GRADE STANDARDS FOR PEARS.

19. No person (whether by himself or by an agent or servant, or on behalf of another person) shall sell any pears contained in a package unless, in addition to compliance with the general requirements of these Regulations, the pears have been graded into either one or other of four grades, viz.:—"*Extra Fancy*", "*Fancy*", "*Good*" or "*Domestic*", and the pears have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether "*Extra Fancy*", "*Fancy*", "*Good*", or "*Domestic*", of the pears contained therein.

- (b) Each external layer of pears on the top, bottom, and sides of the fruit, whether described as "*Extra Fancy*", "*Fancy*", "*Good*", or "*Domestic*", shall be a true indication of the average grade of the pears throughout the package.

- (c) Pears described as "*Extra Fancy*" shall consist of sound, clean, well-formed pears of one size and one variety free from any broken skins and from injury by any disease. Superficial blemishes may be permitted, provided such blemishes do not affect more than 10 per cent. by number of the total fruit in any package, and provided that the total area covered by such blemishes on any pear does not exceed the area contained in a circle having a diameter of $\frac{1}{4}$ inch.

(i) Russeting shall not be deemed a blemish on pears normally russeted, nor on normally clean-skinned varieties* which are not russeted over a greater area than 15 per cent. of the surface of any one pear.

(ii) None of the pears in this grade shall be less than $2\frac{1}{4}$ inches in diameter.

- (d) Pears described as "*Fancy*" shall consist of sound, clean, well-formed pears of one size and one variety free from broken skins and not seriously blemished or injured by any disease. Pears slightly blemished by Black Spot fungus, or from other causes, may be permitted, provided that the total area covered by such blemishes on any pear does not exceed the area contained in a circle having a diameter of $\frac{1}{4}$ inch.

(i) Russeting shall not be deemed a blemish on pears normally russeted, nor on normally clean skinned varieties* which are not russeted over a greater area than 30 per cent. of the surface of any one pear.

(ii) None of the pears in this grade shall be less than 2 inches in diameter.

*"Normally clean-skinned varieties" means pears of the following varieties, viz.:—Beurre D'Anjou, Clapp's Favorite, Doyenne du Comice, Howell, Josephine de Malines, Packham's Late, Packham's Triumph, William Bon Chretien (Duchess or Bartlett).

- (e) Pears described as "Good" shall consist of sound, clean pears of one size and one variety free from broken skins and not seriously blemished or injured by any disease, but pears slightly blemished by Black Spot fungus, or from other causes, may be permitted, provided that the total area covered by such blemishes on any pear does not exceed the area contained in a circle having a diameter of $\frac{1}{2}$ inch; provided further that where the blemishes are wholly restricted to superficial hail marks, the total area of such blemish on any pear does not exceed the area contained in a circle having a diameter of 1 inch.
- (i) Russeting shall not be deemed a blemish.
- (ii) None of the pears in this grade shall be less than 2 inches in diameter.
- (f) Pears described as "Domestic" shall consist of sound, clean pears of one size and one variety free from broken skins and not seriously blemished or injured by any disease, but pears slightly blemished by Black Spot fungus, or from other causes, may be permitted, provided that the total area covered by such blemishes on any pear does not exceed the area contained in a circle having a diameter of $\frac{3}{4}$ inch; provided further that where the blemishes are wholly restricted to superficial hail marks, the total area of such blemish on any one pear does not exceed the area contained in a circle having a diameter of $1\frac{1}{2}$ inches.
- (i) Russeting shall not be deemed a blemish.
- (ii) None of the pears in this grade shall be less than 2 inches in diameter.

GRADE STANDARDS FOR TOMATOES.

20. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any tomatoes contained in a package unless, in addition to compliance with the general requirements of these Regulations, the tomatoes have been graded into one or other of three grades, viz.:—"Ripe", "Semi-ripe", or "Green", and have been graded and packed in accordance with the following conditions:—

- (a) The package shall be marked with a true designation of the grade, whether, "Ripe", "Semi-ripe", or "Green", of the tomatoes contained in the package.
- (b) Each external layer of tomatoes on the top, bottom, and sides of the tomatoes shall be a true indication of the average grade of the tomatoes throughout the package.
- (c) Tomatoes described as "Ripe" shall consist of firm tomatoes which are two-thirds or more fully coloured, and which are sound and free from disease, and of normal shape and appearance common to the variety.
- (d) Tomatoes described as "Semi-ripe" shall consist of firm tomatoes which have a slight pink or reddish colour on the skin at the blossom end, and which are sound and free from disease, and of normal shape and appearance common to the variety.
- (e) Tomatoes described as "Green" shall consist of firm tomatoes which are green to greenish-yellow in colour and which are sound and free from disease, and of normal shape and appearance common to the variety. Such tomatoes shall not be immature.

Tomatoes in any package shall not vary in size by more than $\frac{1}{2}$ inch in diameter, except in size $1\frac{1}{4}$, where they shall not vary in size by more than $\frac{1}{4}$ inch, and shall be sized into the following sizes:—

- "Small" shall include tomatoes under $1\frac{1}{4}$ inches in diameter.
- " $1\frac{1}{4}$ inches" shall include tomatoes of $1\frac{1}{4}$ inches or greater diameter but less than 2 inches.
- "2 inches" shall include tomatoes of 2 inches or greater diameter, but less than $2\frac{1}{4}$ inches.
- " $2\frac{1}{4}$ inches" shall include tomatoes of $2\frac{1}{4}$ inches or greater diameter, but less than 3 inches.
- "3 inches" shall include tomatoes of 3 inches or greater diameter, but less than $3\frac{1}{4}$ inches.
- " $3\frac{1}{4}$ inches" shall include tomatoes of $3\frac{1}{4}$ inches or greater diameter.

GRADE STANDARDS FOR POTATOES.

21. No person (whether by himself or by an agent or on behalf of another person) shall sell any potatoes contained in a package unless in addition to compliance with the general requirements of these Regulations the potatoes have been graded into one or other of eight grades, viz.:—

No. 1 Grade,
No. 1 Special,
No. 1 Large,
No. 1 Small,
New Grade,
No. 2 Grade,
Seed,
Stock Food,

and have been graded and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade of potatoes contained in the package and shall be legibly branded with the grower's name and address or, if the potatoes have been repacked, with the packer's name and address.
- (b) Each external layer on the top, bottom and sides of the packaged potatoes shall be a true indication of the potatoes throughout the package.
- (c) *No. 1 grade* shall consist of sound potatoes of similar varietal characteristics and having a skin which is not immature; they shall be free from damage caused by insects, disease, decay and mechanical or other injury not removable by the ordinary process of peeling; and shall be reasonably free from dirt or other foreign matter, second growth, sprouting, greening from exposure, deterioration caused during storage or by any abnormal condition of growth; and each potato shall weigh not less than 3 ounces.
- (d) *No. 1 Special grade* shall consist of potatoes that comply with the standards of No. 1 grade except as to size. Individual potatoes in this grade shall weigh not less than 3 ounces nor more than 16 ounces.
- (e) *No. 1 Large grade* shall consist of potatoes that comply with the standards of No. 1 grade except as to size. Individual potatoes in this grade shall weigh not less than 16 ounces.
- (f) *No. 1 Small grade* shall consist of potatoes that comply with the standards of No. 1 grade except that they may have either a mature or immature skin and individual potatoes shall weigh not less than 1 ounce nor more than 3 ounces.
- (g) *New grade* shall consist of potatoes that comply with the standards of No. 1 grade except that they shall have an immature skin and individual potatoes in this grade shall weigh not less than 2 ounces.
- (h) *No. 2 grade* shall consist of potatoes not less than 2 ounces in weight and may be affected with second growth, mechanical injury, raised scab or growth cracks which can be removed without appreciable loss in the ordinary process of peeling; they shall be reasonably free from decay, glassy end, greening from exposure, dirt and other foreign matter and from damage caused by disease (other than raised scab) or insects. No person shall sell potatoes in this grade except during such period or periods of the year as may from time to time be determined by the Minister of Agriculture.
- (i) *Seed*.—Potatoes described as "*Seed*" shall be the produce of a crop which has been accepted by the Department of Agriculture for inclusion in either a certified seed potato scheme or an approved seed potato scheme and which has been inspected in the field by an authorized officer of the Department and assessed as suitable for seed production in accordance with standards of purity and freedom from disease as from time to time apply to certified or approved seed crops.

They shall be contained in packages branded with the name of the variety of the potatoes and not less than 99.5 per cent. of the potatoes shall be of the variety so named.

Individual potatoes in this grade shall weigh not less than 1½ ounce nor more than 8 ounces and shall be practically free from disease, damage or decay; dirt or other foreign matter and from deterioration caused by storage or any abnormal condition of growth.

- (j) *Stock Food*.—Potatoes described as "*Stock Food*" shall be contained in packages legibly branded with the words "*Stock Food*" in letters not less than 3 inches in height. No person shall sell such potatoes for table use or for seed purposes or for any other purpose except for use as food for stock.

GRADE STANDARDS FOR ONIONS.

22. No person (whether by himself or by an agent or servant or on behalf of another person) shall sell any onions contained in a package unless, in addition to compliance with the general requirements of these Regulations, the onions have been graded into one or other of four grades, viz.:—

First Quality Large,
First Quality Table,
Picklers,
Stock Food,

and have been graded as to size and quality and packed in accordance with the following provisions:—

- (a) The package shall be marked with a true designation of the grade, whether "*First Quality Large*", "*First Quality Table*", "*Picklers*" or "*Stock Food*", of the onions contained in the package and shall be legibly branded with the grower's name and address, or if the onions have been repacked, with the packer's name and address.
- (b) Each external layer of onions on the top, bottom, and sides of the onions, whether described as "*First Quality Large*", "*First Quality Table*", or "*Picklers*" shall be a true indication of the average grade of the onions throughout the package.
- (c) Onions described as "*First Quality Large*" shall consist of sound, clean, well-cured onions, practically free from doubles, sprouts, root growths, disease, mechanical injuries, dirt or other foreign matter, and also practically free from peeled onions and pipers.
Not less than 90 per centum of the total of the individual onions in each package shall be 3 inches or over in diameter, and the individual onions in the remaining percentage of the total shall not be less than 2 inches in diameter.
- (d) Onions described as "*First Quality Table*" shall consist of sound, clean, well-cured onions, practically free from doubles, sprouts, root growths, mechanical injuries, dirt, or other foreign matter, and also practically free from peeled onions and pipers.
The maximum size of onions that may be included in this grade shall be 3½ inches in diameter, but not more than 5 per cent. of the onions in each package shall exceed 3½ inches in diameter. The minimum size of onions in this grade shall be 1½ inches in diameter, but not more than 25 per cent of the onions in each package shall be less than 2 inches in diameter.
- (e) Brown onions described as "*Picklers*" shall consist of sound, clean onions, not more than 1½ inches and not less than 1 inch in diameter. Odorless and White onions described as "*Picklers*" shall consist of sound, clean onions, 1½ inches or less in diameter.
- (f) Onions described as "*Stock Food*" shall be contained in packages legibly branded with the words "*Stock Food*" in letters not less than 3 inches in height.

No person shall sell such onions for table use or for any other purpose except as food for stock.

PART IV.—METHODS OF TAKING SAMPLES FOR ANALYSIS.

23. (1) The owner or person in charge of any grapes or oranges which an inspector has determined are immature may request that a representative sample of the grapes or oranges shall be submitted for analysis. Such request shall be made forthwith at the time of inspection.

- (a) The method of selecting the sample of *grapes* and submitting same for analysis shall be subjected to the following conditions, viz.:—
- (i) The inspector shall select a sample of the grapes in the presence of the owner or person in charge of the grapes.
- (ii) The sample selected shall be representative of the total grapes in the consignment or lot from which the sample has been selected with respect to grade, but shall not exceed by weight 5 per centum of the total grapes in such consignment or lot.

- (iii) The sample so selected shall be divided by the inspector into three equal parts, and each part shall be placed into a suitable receptacle and sealed by the inspector in the presence of the owner or person in charge of the grapes. One part shall be handed by the inspector to the owner or person in charge of the grapes, one part shall be retained by the inspector, and one part shall be submitted forthwith by the inspector to an analyst of the Department, who shall make forthwith a specific gravity test of same, and issue a certificate in accordance with the result of the test.
 - (iv) Should the specific gravity test and the certificate issued with respect thereto show that the grapes in the sample are not immature, and provided that all the other requirements of the Regulations have been complied with, the inspector shall release the grapes from which the sample was taken.
- (b) The method of selecting the sample of *oranges*, and submitting same for analysis shall be subject to the following conditions, viz.:—
- (i) The inspector shall select a sample of the oranges in the presence of the owner or person in charge of the oranges.
 - (ii) The sample shall be selected at random from any package or packages bearing a similar mark, and shall be representative of the total oranges in the consignment or lot from which the sample has been selected with respect to grade, and shall consist of not less than fifteen oranges in any consignment or lot comprised of five packages or less, or not less than one-half of 1 per centum by number of the total oranges in any consignment or lot comprised of more than five packages.
 - (iii) The sample so selected shall be divided by the inspector into three equal parts, and each part shall be placed into a suitable receptacle, and sealed by the inspector in the presence of the owner or person in charge of the oranges. One part shall be handed by the inspector to the owner or person in charge of the oranges, one part shall be retained by the inspector, and one part shall be submitted forthwith by the inspector to an analyst of the Department, who shall make forthwith an analysis test of same, and issue a certificate in accordance with the result of the test.
 - (iv) Should the analysis test and the certificate issued with respect thereto show that the oranges in the sample are not immature, and provided that all the other requirements of the Regulations have been complied with, the inspector shall release the oranges from which the sample was taken.
- (2) For the purpose of determining whether any fruit has adhering to it or on it or in it a greater quantity than prescribed of any *deleterious substance*, an inspector may take for analysis a portion of such fruit in accordance with the following provisions:—
- (a) The inspector shall, in the presence of the vendor, owner, or person in charge, select a sample of the fruit consisting of not less than sixteen fruits, and divide it into two approximately equal parts.
 - (b) Each part shall be placed in a suitable receptacle and sealed. A label shall be attached to each part stating the name of the vendor, the name of the fruit, and the date and place of sampling. Each label shall be signed by the inspector, who shall submit it for signature to the vendor, owner or person in charge present at the taking and sealing of the said sample.
 - (c) One part shall be handed by the inspector to the vendor, owner, or person in charge of the fruit, and the other shall be submitted by the inspector to an analyst of the Department for analysis.
 - (d) The analyst shall issue to the said inspector a certificate of the results of such analysis.

PART V.—EXEMPTIONS.

24. (1) Notwithstanding anything to the contrary in these Regulations, fruit or vegetables sold for the following purposes are exempted from Part II. and Part III. hereof:—

- (a) Fruit or vegetables sold to any factory for the purpose of processing or manufacturing for sale, provided that the words "For Factory Use Only" are legibly and durably marked in letters of not less than one inch in height on a conspicuous part of the outside of the package.
- (b) Fruit or vegetables sold to any packer for the purpose of being packed as prescribed or for export from the Commonwealth, provided that the words "For Packing Only" are legibly and durably marked in letters of not less than one inch in height on a conspicuous part of the outside of the package.
- (c) Fruit or vegetables sold to any person for the purpose of rabbit poisoning, provided that the words "For Rabbit Poisoning Only" are legibly and durably marked in letters of not less than one inch in height on a conspicuous part of the outside of the package.

(2) Such fruit or vegetables shall be sound and free from disease.

(3) They shall not be conveyed to or sold at any market stall stand shop or barrow.

PART VI.—PENALTIES.

25. Any person who contravenes or fails to comply with any of the provisions of these Regulations shall, except where such breach constitutes an offence for which penalties are provided by the provisions of the *Fruit and Vegetables Act 1958* (No. 6256), be liable to a penalty of not more than One pound (£1) for a first offence, and of not more than Ten pounds (£10) for every subsequent offence.

FIRST SCHEDULE.

STANDARD SIZES, REQUIREMENTS, AND USES OF PACKAGES.

SECTION I.—PACKAGES WHICH SHALL BE MADE OF WOOD.

Name of Package.	Inside Dimensions in Inches (clear of all divisions).	Kinds of Fruit and Vegetables for which Packages shall be Used.
Dump case	18 x 14½ x 8½	Apples, citrus fruits, cucumbers, pears, and quinces
Long bushel case .. .	26 x 14½ x 6	Apples, apricots, cherries, grapes, loquats, nectarines, passion fruit, peaches, pears, plums, quinces, and tomatoes
Standard apple case .. .	18 x 11½ x 10½	Apples, citrus fruits, pears, and quinces
Standard pear case .. .	18 x 11½ x 8½	Pears only
Citrus export case .. .	24 x 11½ x 11½	Citrus fruits only
Tropical fruit case .. .	24½ x 12 x 12	Pineapples and papaws
Banana case .. .	21 x 12 x 12	Bananas only
Grape case .. .	24½ x 12½ x 6½	Grapes only
Two-thirds bushel case .. .	18 x 14½ x 6	Grapes and apricots
Half dump case .. .	18 x 8½ x 7½	Apples, apricots, Cape gooseberries, cherries, citrus fruits, cucumbers, grapes, loquats, nectarines, passion fruit, peaches, pears, plums, quinces, and tomatoes
Half long bushel case .. .	26 x 7½ x 6	Apricots, cherries, grapes, loquats, nectarines, passion fruit, peaches, pears, plums, and tomatoes
Half standard case .. .	18 x 11½ x 5½	Apricots, avocados, cucumbers, and grapes
Cherry case .. .	13½ x 10½ x 4	Cherries only
Quarter standard case .. .	18 x 5½ x 5½	Cherries only
Berry fruit case .. .	18 x 7½ x 4½	All berry fruits
Strawberry punnet .. .	4½ square at top, 4 square at bottom, 2½ deep	Strawberries only
Raspberry punnet .. .	4½ square at top, 4 square at bottom, 2½ deep	All berry fruits except strawberries
Strawberry tray .. .	8 x 4 x 1½	Strawberries only
Standard tray .. .	18 x 11½ x any depth not exceeding 4 inches	All fruits nor more than 4-inch diameter, except berry fruits

SECTION II.—PACKAGES MADE OF MATERIALS OTHER THAN WOOD.

Strawberry punnets and trays and raspberry punnets of the same dimensions and used for the same kinds of fruit as those specified in Section I. of this Schedule may be made of any material approved in writing by the Director.

SECOND SCHEDULE.

THE MAXIMUM QUANTITY OF DELETERIOUS SUBSTANCE THAT MAY ADHERE TO OR BE ON OR IN ANY FRUIT FOR SALE.

Deleterious Substance	Maximum Quantity. in Parts Per Million.
Arsenic (calculated as As ₂ O ₃)	1.4
Benzene hexachloride	5
Bis-dimethyl aminofluorophosphine oxide (Dimefox)	1
Chlordane	0.1
Dichloro-diphenyl-trichloroethane (DDT)	7
2,4 Dichloro-phenoxyacetic acid	5
Fluorine (F) present as a fluorine compound	7
Hexachloro-epoxy octahydrodiendomethylene naphthalene (Dieldrin)	0.1
Hexachloro-hexahydro-diendomethylene naphthalene (Aldrin)	0.1
Lead (calculated as the metal)	7.1
Mercury (Hg) present as any mercury-containing compound	0.1
Naphthalene Acetic Acid	1.0
Phosphorus (P) organically combined—present as Parathion, Malathion, Systox, Pestox III, H.E.T.P., T.E.P.P., Diazinon or any other organic phosphate	0.15
Trichloro-bis-p-methoxyphenyl ethane (Methoxychlor)	14
1:1-bis- (p-chlorophenyl)-2:2 dichloroethane (T.D.E.)	7
Toxaphene (chlorinated camphene)	7
Zinc dimethyl dithiocarbamate (Ziram)	7
Zinc ethylene bis-dithiocarbamate (Zineb)	7

THIRD SCHEDULE.

REPEAL.

The Regulations made pursuant to the powers contained in the *Fruit and Vegetables Act 1928* and the *Fruit and Vegetables Act 1958* on the dates shown in column 1 and published in the *Government Gazette* on the dates shown in column 2:—

Column 1.	Column 2.
11.11.35	13.11.35
2.11.36	4.11.36
25.5.37	26.5.37
7.9.37	8.9.37
16.8.38	24.8.38
26.9.38	28.9.38
16.5.39	17.5.39
11.12.39	13.12.39
1.4.41	2.4.41
27.5.41	28.5.41
19.8.41	20.8.41
4.9.45	5.9.45
5.2.46	13.2.46
21.10.46	23.10.46
24.12.46	27.12.46
30.9.47	8.10.47
13.1.48	21.1.48
19.10.48	27.10.48
17.1.50	25.1.50
8.7.53	15.7.53
16.3.54	24.3.54
22.2.55	23.2.55
27.4.55	4.5.55
27.3.56	6.4.56
24.4.56	27.4.56
16.4.57	26.4.57
29.1.58	5.2.58
12.1.60	20.1.60

and all other Regulations made pursuant to the said Fruit and Vegetables Acts.

And the Honorable Keith Hector Turnbull, Her Majesty's Acting Minister of Agriculture for the State of Victoria, shall give the necessary directions herein accordingly.

A. MAHLSTEDT,
Clerk of the Executive Council.