

BERMUDA STATUTORY INSTRUMENT
**AGRICULTURE (INSPECTION AND EXPORTATION OF
PRODUCE) REGULATIONS 1931**

*[made under section 48 of the Agriculture Act 1930 [title 25 item 1] and
brought into operation on 7 March 1932]*

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Packing of Produce in Containers

Quality and quantity

- 1 (1) All produce shall be uniform, clean and of a proper degree of tenderness if tenderness is essential to quality.
- (2) When bunched the bunches shall be uniform in size and contents, and there shall be not less than twenty bunches to each crate, or, in the case of parsley, fifty bunches to each crate.
- (3) Produce shall be carefully packed and containers shall be well fitted.

Grades

- 2 The standard grades of various forms of produce are set out in the First Schedule to these Regulations.

Samples

- 3 Importers of barrel and crate material shall submit samples to the Director previous to importing, and importations shall be similar in all respects to the samples submitted.

Containers

- 4 The material for all containers shall be sound and free from imperfections which cause it to be unfit for use, and all outside surfaces shall be smooth-sawn or planed.

Inspection of material for containers

- 5 The material for all containers shall be subject to inspection and rejection at the time of importation.

Quality of containers

6 All containers shall be clean and properly made, all outside surfaces shall be smooth-sawn or planed, and the slats of all crates shall be evenly and properly spaced.

Specifications

7 Containers shall be of the specifications and dimensions set out in the Second Schedule to these Regulations.

Nails

8 Nails of the sizes and numbers respectively specified in Parts I and II of the Third Schedule to these Regulations shall be used in respect of containers.

Restriction on imported material

9 It shall not be lawful to import material for containers of specifications or dimensions other than those specified in the Second Schedule to these Regulations, or in accordance with regulation 10.

Changes in specifications

10 Changes in the foregoing specifications or dimensions of crate material are authorized in any case where the Minister, being satisfied that such changes will result in the importation and use of more suitable and cheaper material, gives written permission to the importer so to import.

Type of container

11 Produce shall be packed in the containers respectively specified in the Fourth Schedule to these Regulations.

Use of paper

12 Produce may be wrapped in paper and crates may be lined with paper if, in the opinion of the Minister, the use of paper is calculated to enhance the price of vegetables so packed.

Marking of packages

13 (1) Each package containing produce shall be plainly and neatly marked—

- (a) with the initials and surname, or the packing number, of the grower; and
- (b) with the word "Bermuda"; and
- (c) with the grade, number, measure and weight of the contents; and
- (d) with such shipping marks as may be necessary.

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(2) In any case where early "Garnet" potatoes are shipped previous to the completion of the sales of "Triumph" potatoes, then the names of each variety shall be marked on the respective containers.

(3) "Irish Cobbler" and other white varieties of potatoes shall be marked "white".

Unfit produce

14 Produce shall be considered to be unfit for shipment if it is improperly or fraudulently graded or packed, or if it is of unmarketable quality.

Unfit containers

15 Any container shall be considered to be unfit for shipment—

- (a) if it is improperly made or coopered, or is of unsuitable material; or
- (b) if it is dirty, weather stained or mildewed; or
- (c) if it is below the prescribed size; or
- (d) if it is incompletely filled; or
- (e) if it is improperly marked.

Time for deposit of onions and potatoes

16 The hours on week days during which onions and potatoes may be deposited for inspection shall be—

- (a) from the 1st day of November to the last day of February inclusive, from 8 a.m. to 12 noon and from 1 p.m. to 5 p.m.;
- (b) from the 1st to the 31st days of March inclusive, from 7 a.m. to 12 noon and from 1 p.m. to 6 p.m. ;
- (c) from the 1st day of April to the 31st day of July inclusive from 7 a.m. to 12 noon and from 1 p.m. to 7 p.m.

Time for deposit of other produce

17 The hours during which produce other than onions and potatoes may be deposited for inspection shall be those hours specified by the Director and posted at the Inspector's office at the dock.

List of produce which may be exported

18 No produce may be exported from Bermuda, other than the following vegetables—

- (a) root vegetables;

- (b) leaf and head vegetables;
- (c) celery;
- (d) cucumbers;
- (e) melons;
- (f) peas;
- (g) pumpkins, squashes and vegetable marrows;
- (h) string or French beans;
- (i) tomatoes.

Licences

19 Applications for licences to ship produce shall be made to the Director on forms to be obtained for that purpose from the Department.

Bond

20 In every case other than that of a farmer making application for a licence to ship produce grown by him, the applicant shall give a bond in the sum of two thousand four hundred dollars for the proper fulfilment of his obligations as a shipper, including the full payment to the respective owners of the net proceeds of all produce shipped by him.

Committee

21 (1) The Committee appointed under the provisions of section 38 of the Agriculture Act 1930 [*title 25 item 1*], shall deal with all applications for licences, and the issue of such licences shall be subject to the approval of that Committee who may revoke any licence at any time if there is any breach of the conditions of such licence, or if in the opinion of the Committee the continuance of the licence is detrimental to the agricultural industry of Bermuda:

Provided that in the event of a licence being revoked the licensee may appeal to the Governor whose decision in the matter shall be final.

(2) The appointment of the Committee and any variation of the membership shall be published in the Gazette.

Director to sign licence

22 Licences shall be signed by the Director.

Committee may require information

23 The Committee appointed under section 38 of the Agriculture Act 1930 [*title 25 item 1*], may at any time require any licensed shipper to submit for the information of the Committee any account, sales, or other

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papers, documents and information relating to the shipment and sale of produce through or by him.

List of licensed shippers

24 The Minister shall publish at least twice yearly the names of all licensed shippers.

Offences

25 Any person who fails to comply with any of these Regulations commits an offence:

Punishment on summary conviction: a fine of \$12.

SCHEDULES

FIRST SCHEDULE

Standard Grades of Produce

- 1 Beans and peas
Pods of good colour, tender, uniform, well filled with tender seeds, and free from defects.
- 2 Beets and other roots
Uniform in size and shape, clean, smooth and free from side shoots and other defects. Beets not more than 3 inches in diameter. Carrots not less than 4 inches long and 1 inch at largest diameter. Not less than twenty bunches of uniform size in each crate. Excessive tops shall be removed.
- 3 Cabbage
Firm, mature, uniform, and free from varietal mixtures and other defects. Outer leaves not to be stripped off.
- 4 Celery
 - (1) Mature, with hearts well developed and stems well blanched; practically free from black-heart, seeders, blight and other defects. Roots properly trimmed and free from dirt. Minimum diameter, 1 1/2 inches.
 - (2) Celery shall be properly graded with respect to size, and the number in each crate (i.e., 2 doz., 2 1/2 doz., 3 doz., and so on) shall be plainly marked thereon. No crate shall contain less than the number marked thereon.
- 5 Kale or Portuguese cabbage
Free from yellow, decayed, and diseased leaves, flowers, seeds and other defects.
- 6 Lettuce
Heads well developed, uniform, free from decayed leaves, seeds and other defects. Roots properly trimmed and free from dirt. Not more than forty heads per crate.
- 7 Onions
Special No. 1. Sound, bright, well shaped and properly cured onions which are practically free from varietal

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- mixtures, splits, bottlenecks or scullions, and other defects. Minimum diameter, 2 1/4 inches.
- 8 Onion, No. 1.
 Of similar quality to Special No. 1, but of smaller size.
 Minimum diameter, 1 1/8 inches.
- 9 Onions, No. 2.
 Of similar quality to Special No. 1, but of smaller size.
 Minimum diameter, 1 1/2 inches.
- 10 Parsley
 (1) Leaves curled, fresh and crisp, stems and stalks
 trimmed evenly, free from yellow or decayed leaves and
 other defects. Fifty bunches of uniform size in each
 crate,
 (2) The shipment of plain or flat parsley is not prohibited,
 but the same shall be packed separately and marked
 "plain".
- 11 Potatoes, Special No. 1.
 Sound potatoes of one variety, which are practically free
 from rot, scab, cuts, second growth, sunburn, dirt and
 other defects. Minimum diameter, 2 1/4 inches,
- 12 Potatoes, No. 1.
 Potatoes of similar quality to Special No. 1, but of
 smaller size. Minimum diameter, 1 1/2 inches.
- 13 Potatoes, No. 2.
 Potatoes of similar quality to Special No. 1, but of
 smaller size. Minimum diameter, 1 1/2 inches.
- 14 Potatoes, No. 3.
 Potatoes of similar quality to Special No. 1 grade, but of
 smaller size. Minimum diameter, 1 1/4 inches.
- 15 Potatoes, Sweet.
 Sound potatoes of uniform colour, free from defects. Not
 less than 1 3/4 inches nor more than 3 1/2 inches in
 diameter, and not less than 4 inches nor more than 10
 inches long, but may be less than 4 inches long if the
 diameter is 2 1/4 inches or more.
- 16 Tomatoes.

- (1) The contents of each crate shall be uniform in respect to size, grade and maturity; and shall be free from worm holes, scars, disease, and other defects.
- (2) Tomatoes shall be separated for size as follows:
 - 50's, i.e., 50 fruit per crate, packed 5 by 5, two layers.
 - 72's, i.e., 72 fruit per crate, packed 6 by 6, two layers.
 - 98's, i.e., 98 fruit per crate, packed 7 by 7, two layers.
 - 128's i.e., 128 fruit per crate, packed 8 by 8, two layers.
 - Gems, of smaller size than 128's.
- (3) Each fruit, except Gems, shall be wrapped separately in clean paper of suitable size and texture.

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SECOND SCHEDULE

Specifications and Dimensions of Containers

- 1 Barrel.

Barrel: Two-headed barrel of approximately 21 bushels capacity, properly coopered, and with heads lime-washed.
- 2 Three-bushel crate.

Three-bushel crate made of the following material: Four corner uprights 2 1/2 inches by 18 inches by 5/8 inch thick; 10 end slats if for cabbage and 8 end slats if for kale, each 2 1/2 inches by 18 inches by 5/8 inch thick; 20 top, bottom and side slats if for cabbages and 16 if for kale, each 2 1/2 inches by 22 inches by 3/8 inch thick.
- 3 Two-bushel crate.

Two-bushel crate made of the following material: Four corner uprights 2 1/2 inches by 18 inches by 5/8 inch thick; 10 end slats if for cabbage and 6 if for celery, each 2 1/2 inches by 13 inches by 5/8 inch thick; 10 side slats and 4 top and 4 bottom slats if for cabbage, and 6 side slats and 2 top and 4 bottom slats if for celery, each 2 1/2 inches by 22 inches by 3/8 inch thick.
- 4 One-bushel crate.

One-bushel crate made of the following material, and framed by the manufacturer: Ends to consist of one frame, composed of one part 3/16 inch by 12 inches by 12 inches of not more than three pieces, with four cleats 3/16, inch by 11 inches by 12 inches, mortised and tenoned with four joints nailed, and nailed to part with nails clinched, the whole to make a panelled frame measuring 12 inches by 12 inches. Each side, top and bottom to consist of one frame, composed of three slats 1/4 inch by 3 1/2 inches by 17 inches with two cleats 1/4 inch by 1 1/2 inches by 12 inches nailed to the slats with nails clinched, each to make a frame 17 inches by 12 inches with the three slats equally spaced.
- 5 Tomato crate.

Tomato crate made of the following material, and top and bottom framed by the manufacturer: 2 ends 15 3/4 inches by 4 1/4 inches by 5/8 inch; 2 sides 17 inches by

4 inches by 3/16 inch; 1 top as follows: 6 slats each 17 inches by 2 1/4 inches by 3/16 inch, evenly spaced and firmly nailed (with nails clinched) to 2 cleats each 15 3/4 inches by 3/4 inch by 1/4 inch, the whole to make a frame 15 3/4 by 17 inches; 1 bottom similar to the top. Each end to have one surface planed and all other outside surfaces to be planed or smooth-sawn.

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THIRD SCHEDULE

Nailing of Containers

PART I

Size of Nails

- 1 For heading up potato barrels and for making and closing up two and three bushel crates, not shorter than 11 inches long, nor of less than No. 13 gauge.
- 2 For making and closing up bushel crates, not shorter than 11/2 inches long, not less than No. 14 gauge.
- 3 For making and closing up tomato crates, not less than 11 inches long, nor of less than No. 15 gauge.

PART II

Number of Nails

- 1 Two and three bushel crates shall have not less than four nails per slat.
- 2 Bushel crates shall have not less than ten nails per side, top and bottom.
- 3 Tomato crates shall have not less than six nails per side, and not less than eight nails per top and bottom.

FOURTH SCHEDULE

Packing of Produce in Containers

- 1 In barrels: Irish potatoes for shipment to the United States of America and West Indies.
- 2 In three-bushel crates: Cabbage and Portuguese cabbage or kale.
- 3 In two-bushel crates: Cabbage and celery.
- 4 In one-bushel crates: Beets, carrots, corn, cucumbers, egg-plant, endive, herbs, kale, kohlrabi, leeks, lettuce, onions, parsley, parsnips, Irish and sweet potatoes, radish, squash, spinach, turnips and other vegetables not authorized to be packed in other sized crates.
- 5 In tomato crates: Beans and tomatoes.

[provisions for forms omitted none having been specified in 1931 or subsequently]