United States Department of Agriculture

BUREAU OF ENTOMOLOGY AND PLANT QUARANTINE

MODIFICATION OF FRUIT AND VEGETABLE QUARANTINE REGULATIONS

QUARANTINE NO. 56

INTRODUCTORY NOTE

Inspection of fruits and vegetables offered for entry from Newfoundland during the period since the promulgation of Quarantine No. 56, the Fruit and Vegetable Quarantine, effective November 1, 1923, indicates that importations of fruits and vegetables from Newfoundland can be safely permitted on a basis comparable to those from Canada. The present revision of the regulations supplemental to Quarantine No. 56 is made therefore to place the entry of fruits and vegetables from Newfoundland and its mainland territory of Labrador on the same status as those from Canada, with the exception of potatoes, which have long been and still are excluded from Newfoundland on account of potato wart.

AVERY S. HOYT,
Acting Chief, Bureau of Entomology and Plant Quarantine.

AMENDMENT NO. 1 TO THE RULES AND REGULATIONS SUPPLEMENTAL TO NOTICE OF QUARANTINE NO. 56, AS REVISED EFFECTIVE DECEMBER 1, 1936, GOVERNING THE IMPORTATION OF FRUITS AND VEGETABLES INTO THE UNITED STATES

[Approved February 24, 1940; effective February 27, 1940]

Under authority conferred by the Plant Quarantine Act of August 20, 1912 (37 Stat. 315), as amended, it is ordered that regulation 2 (Sec. 319.56-2) of the Rules and Regulations supplemental to Notice of Quarantine No. 56 (Sec. 319.56), governing the importation of fruits and vegetables into the United States, as revised effective December 1, 1936, be, and the same is hereby, amended to read as follows:

Regulation 2

SEC. 319.56-2. *Restrictions on entry of fruits and vegetables.*—All importations of fruits and vegetables must be free from plants or portions of plants, as defined in regulation 1 (b) (Sec. 319.56-1 (b)).

Dried, cured, or processed fruits and vegetables (except frozen fruits and vegetables), including cured figs, and dates, raisins, nuts, and dry beans and peas, may be imported without permit or other compliance with these regulations: *Provided*, That any such articles may be made subject to entry only under permit and on compliance with the safeguards to be prescribed therein, when it shall be determined by the Secretary of Agriculture that the condition of drying, curing, or processing to which they have been subjected may not entirely eliminate risk. Such determination with respect to any such articles shall become effective after due notice.

Except as restricted, as to certain countries and districts,¹ by special quarantines and other orders now in force and by such restrictive orders as may hereafter be promulgated, the following fruits may be imported from all countries under permit and on compliance with these regulations: Bananas, pine-

¹ See list of current quarantines and other restrictive orders and miscellaneous regulations, obtainable on request from the Bureau of Entomology and Plant Quarantine.

apples, lemons, and sour limes. Grapes of the European or vinifera type and any vegetable, except as restricted by special quarantine as indicated above, may be imported from any country under permit and on compliance with these regulations, at such ports as shall be authorized in the permits, on presentation of evidence satisfactory to the United States Department of Agriculture that such grapes and vegetables are not attacked in the country of origin by injurious insects, including fruit and melonflies (Trypetidae), or that their importation from definite areas or districts under approved safeguards prescribed in the permits can be authorized without risk.

The following additions and exceptions are authorized for the countries concerned to the fruits and vegetables listed in the preceding paragraph: *Provided*, That as to such additions and exceptions, the issuance of permits may be conditioned on presentation of evidence satisfactory to the United States Department of Agriculture that such fruits and vegetables are not attacked in the country of origin by injurious insects, including fruitflies and melonflies; or that their importation from definite areas or districts under approved safeguards prescribed in the permits can be authorized without risk.

Frozen or treated fruits and vegetables from all countries.—Upon compliance with these regulations and with such conditions as may be prescribed by the Chief of the Bureau of Entomology and Plant Quarantine, fruits and vegetables which have been treated, or are to be treated, under the supervision of a plant quarantine inspector of the Department, will be permitted entry under permit at such ports as may be specified in the permit, when, in the judgment of the Chief of the Bureau of Entomology and Plant Quarantine, such importation may be permitted without pest risk.

Commonwealth of Australia—*States of Victoria, South Australia, and Tasmania.*—Upon compliance with these regulations, fruits other than those listed in the second and third paragraphs of this regulation may be imported from the States of Victoria, South Australia, and Tasmania under such conditions and at such ports as may be designated in the permits.

New Zealand.—Upon compliance with these regulations, fruits other than those listed in the second and third paragraphs of this regulation may be imported from New Zealand under such conditions and at such ports as may be designated in the permits.

Japan.—Upon compliance with the regulations under Quarantine No. 28 (Sec. 319.28), oranges of the mandarin class, including satsuma and tangerine varieties, may be imported from Japan at the port of Seattle and such other northern ports as may be designated in the permits.

Mexico.—Potatoes may be imported from Mexico upon compliance with the regulations issued under the order of December 2, 1913 (Secs. 321.1 to 321.8).

Argentina.—Upon compliance with these regulations, fruits other than those listed in the second and third paragraphs of this regulation may be imported from Argentina under such conditions and at such ports as may be designated in the permits.

Chile.—Upon compliance with these regulations, fruits other than those listed in the second and third paragraphs of this regulation may be imported from Chile under such conditions and at such ports as may be designated in the permits.

West Indies.—Upon compliance with these regulations all citrus fruits from the West Indies may be permitted entry at such ports as may be designated in the permits.

Jamaica.—Entry of pineapples from Jamaica is restricted to the port of New York or such other northern ports as may be designated in the permits.

Canada, and Newfoundland, including its mainland territory of Labrador.—Fruits and vegetables grown in the Dominion of Canada and in Newfoundland,² including its mainland territory of Labrador, may be imported into the United States from these countries free from any restrictions whatsoever under these regulations.

General.—In addition to the fruits, the entry of which is provided for in the preceding paragraphs of this regulation, such specialties as hothouse-grown fruits and other special fruits, which can be accepted by the United States Department of Agriculture as free from risk of carrying injurious insects,

² The importation of potatoes into the United States is governed by the regulations issued under the order of December 22, 1913 (Secs. 321.1 to 321.8).

including fruitflies (Trypetidae), may be imported under such conditions and at such ports as may be designated in the permits.

This amendment shall be effective on and after February 27, 1940.

Done at the city of Washington this 24th day of February 1940.

Witness my hand and the seal of the United States Department of Agriculture.

H. A. WALLACE,
Secretary of Agriculture.

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