



Western Australia

AGRICULTURAL PRODUCTS ACT 1929

Pear Grading and Packing Code 1983

This Code was repealed by the *Repeal of Grading and Packing Codes Notice 2001* as at 24 Aug 2001 (see *Gazette* 24 Aug 2001 p. 4575)

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Pear Grading and Packing Code 1983

Contents

1.	Citation	1
2.	Commencement	1
3.	Application	1
4.	Interpretation	1
5.	Grades of quality	2
6.	Standard of Grade I pears	2
7.	Standard of Grade II pears	2
8.	Standard of Grade III pears	3
9.	Sizes	3
10.	Packages for pears	4
11.	Packing and marking packages	4
12.	Display for retail sale	5
	Notes	
	Compilation table	6

AGRICULTURAL PRODUCTS ACT 1929

Pear Grading and Packing Code 1983

Made by the Minister for Agriculture.

1. Citation

This Code may be cited as the *Pear Grading and Packing Code 1983*.

2. Commencement

This Code shall come into operation on 1 October 1983.

3. Application

- (1) This Code is, subject to subclauses (2) and (3) of this clause, the relevant code under the *Agricultural Products Act 1929* for the grading, marking and packing of pears for sale.
- (2) Clauses 10 and 11 of this Code do not apply to a retail sale.
- (3) This Code does not apply where pears are sold or intended to be sold for the purpose of manufacturing, processing or packing.

4. Interpretation

In this Code, unless the context other requires —

“**diameter**”, in relation to the size of a pear, means the greatest transverse measurement of a pear taken at right angles to the axis passing through the stem of the fruit;

“**mature**” means if —

- (a) being a pear of the Bartlett variety it is —

cl. 5

- (i) 60 millimetres or more in diameter and has been picked on or after 1 January; or
- (ii) less than 60 millimetres in diameter and has been picked on or after 31 January,
in the season in which it is grown; or
- (b) being a pear of any variety other than the Bartlett variety, it has been harvested at a stage which will ensure that the normal ripening process will be completed.

5. Grades of quality

Pears shall be graded according to their quality as Grade I, Grade II or Grade III.

6. Standard of Grade I pears

Pears graded as Grade I shall comprise pears —

- (a) that are mature, clean and well formed;
- (b) that are free from disease, excessive bruising, broken skins, brown sunburn marks and physical injuries likely to impair their keeping quality;
- (c) that are not overripe, shrivelled or affected by storage disorders;
- (d) on which the area of the surface of any pear affected by blemishes does not exceed the area of a circle of 10 millimetres in diameter; and
- (e) which may be affected by smooth but not unsightly russet and which in the case of the varieties Bartlett, Packham and Comice, does not affect more than 40% of the surface of each fruit.

7. Standard of Grade II pears

Pears graded as Grade II shall comprise pears —

- (a) that are mature, clean and reasonably well formed;

- (b) that are free from disease, excessive bruising, brown sunburn marks and physical injuries likely to impair their keeping quality;
- (c) that are not overripe, shrivelled or affected by storage disorders;
- (d) on which the area of the surface of any pear affected by blemishes does not exceed the area of a circle 15 millimetres in diameter; and
- (e) which may be affected by russet of any dimension.

8. Standard of Grade III pears

Pears graded as Grade III shall comprise pears —

- (a) that are clean;
- (b) that are free from disease, excessive bruising, broken skins and physical injuries likely to impair their keeping quality;
- (c) that are not overripe, shrivelled or affected by storage disorders; and
- (d) that otherwise do not comply with the requirements for Grade I or Grade II.

9. Sizes

- (1) The minimum diameter for pears —
 - (a) graded as Grade I or Grade II is 55 millimetres;
 - (b) graded as Grade III is 65 millimetres.
- (2) Notwithstanding anything in Clause 6, Clause 7 and Clause 8 of this Code, pears offered for sale shall not be of a diameter that is less than the diameter specified in any notice in force under section 3D (1) of the *Agricultural Products Act 1929*.

cl. 10

10. Packages for pears

- (1) Pears shall be packed only in a package that is of a type referred to in the *Fruit Packaging Code 1983* formulated under the *Agricultural Products Act 1929*.
- (2) The following types of packages set out in the *Fruit Packaging Code 1983* are most commonly used for pears —

Type of package	Internal dimensions (in millimetres)		
	Length	Width	Depth
Half dump case or carton	450	215	180
Standard case or carton	450	290	270
Pear carton — 30 litre	450	285	240
Plastic returnable crate — 36 litre	400	350	285
Plastic returnable crate — 36 litre	470	305	275
Plastic returnable crate — 30 litre	555	230	238
Plastic returnable crate — 22 litre	465	285	167

11. Packing and marking packages

- (1) A package in which pears are sold shall not contain —
 - (a) fruit of any other kind;
 - (b) pears of any variety other than the variety specified on the package;
 - (c) pears of any grade other than the grade specified on the package.
- (2) The package in which pears are sold shall bear a label or other marking specifying in relation to the pears contained therein the following particulars —
 - (a) the variety;
 - (b) the grade of quality;
 - (c) the name and district of the grower or packer of the fruit.
- (3) The size of the characters setting out the particulars required to be marked on any package containing pears being sold shall be —

- (a) if printed on a label — not less than 5 millimetres in height;
- (b) if stencilled on the package — not less than 20 millimetres in height.

12. Display for retail sale

There shall be attached to each display of each variety of pears exposed for sale by retail a readily visible sign or label, with letters and figures not less than 25 millimetres in height, showing the grade of such pears to enable the pears to be identified by the purchaser as being of that grade.

Notes

- ^{1.} This is a compilation of the *Pear Grading and Packing Code 1983* and includes the amendments referred to in the following Table.

Compilation table

Citation	Gazettal	Commencement
<i>Pear Grading and Packing Code 1983</i>	23 Sep 1983 p. 3873-4	1 Oct 1983 (see r. 2)

This Code was repealed by the *Repeal of Grading and Packing Codes Notice 2001* as at 24 Aug 2001 (see *Gazette 24 Aug 2001* p. 4575)
