

§ 301.99-2

7 CFR Ch. III (1-1-05 Edition)

Day degrees are the product of the following formula, with all temperatures measured in °F:

(Minimum Daily Temp + Maximum Daily Temp)/2 - 54 = Day Degrees.

Departmental permit. A document issued by the Administrator in which he or she affirms that interstate movement of the regulated article identified on the document is for scientific or experimental purposes and that the regulated article is eligible for interstate movement in accordance with §301.99-4(c) of this subpart.

Dripline. The line around the canopy of a plant.

Infestation. The presence of the sapote fruit fly or the existence of circumstances that makes it reasonable to believe that the sapote fruit fly is present.

Inspector. Any employee of APHIS or other person authorized by the Administrator to perform the duties required under this subpart.

Interstate. From any State into or through any other State.

Limited permit. A document in which an inspector or person operating under a compliance agreement affirms that the regulated article identified on the document is eligible for interstate movement in accordance with §301.99-5(b) only to a specified destination and only in accordance with specified conditions.

Moved (move, movement). Shipped, offered for shipment, received for transportation, transported, carried, or allowed to be moved, shipped, transported, or carried.

Person. Any association, company, corporation, firm, individual, joint stock company, partnership, society, or other entity.

Plant Protection and Quarantine. The Plant Protection and Quarantine program of the Animal and Plant Health Inspection Service, United States Department of Agriculture.

Quarantined area. Any State, or any portion of a State, listed in §301.99-3(c) or otherwise designated as a quarantined area in accordance with §301.99-3(b).

Regulated article. Any article listed in §301.99-2 or otherwise designated as a

regulated article in accordance with §301.99-2(d).

Sapote fruit fly. The insect known as the sapote fruit fly, Anastrepha serpentina, in any stage of development.

State. The District of Columbia, Puerto Rico, the Northern Mariana Islands, or any State, territory, or possession of the United States.

§ 301.99-2 Regulated articles.

The following are regulated articles:

- (a) Sapote fruit flies.2
(b) The following fruits and vegetables:

- Abiu (Pouteria caimito)
Apple (Malus domestica)
Avocado (Persea americana)
Black sapote (Diospyros digyna)
Citrus (Citrus spp.)
Egg-fruit tree (Pouteria campechiana)
Green sapote (Pouteria viridis)
Guava (Psidium guajava)
Hog-plum (Spondias mombin)
Ketembilla (Dovyalis hebecarpa)
Lucmo (Pouteria obovata)
Mammy apple (Mammea americana)
Mango (Mangifera indica)
Nance (Byrsonima crassifolia)
Panama orange (Citrofortunella x mitis)
Peach (Prunus perscia)
Pear (Pyrus communis)
Pond-apple (Annona glabra)
Quince (Cydonia oblonga)
Red mombin (Spondias purpurea)
Sapodilla (Manilkara zapota)
Sapote (Diospyros spp.)
Star-apple (Chrysophyllum Cainito)

Any fruits or vegetables that are not canned or dried or frozen below -17.8 °C. (0 °F.).

(c) Soil within the dripline of plants that are producing or have produced the fruits or vegetables listed in paragraph (b) of this section.

(d) Any other product, article, or means of conveyance not listed in paragraphs (a) through (c) of this section that an inspector determines presents a risk of spreading the sapote fruit fly, after the inspector provides written notification to the person in possession of the product, article, or means of conveyance that it is subject to the restrictions of this subpart.

2Permit and other requirements for the interstate movement of sapote fruit flies are contained in part 330 of this chapter.