

U. S. DEPARTMENT OF LABOR  
WAGE AND HOUR DIVISION  
Washington

NOTICE OF POSTPONEMENT OF THE EFFECTIVE DATE  
OF AMENDMENT TO REGULATIONS, PART 536,  
DEFINING THE TERM "AREA OF PRODUCTION" AS  
USED IN SECTION 7(c) AND IN SECTION 13(a)(10)  
OF THE FAIR LABOR STANDARDS ACT OF 1938

WHEREAS, on July 24, 1940 an amendment to Regulations, Part 536 (defining the term "area of production" as used in Section 7(c) and in Section 13(a)(10) of the Fair Labor Standards Act), effective October 1, 1940, was issued (Federal Register, Volume 5, page 2647), which amendment amended Section 536.2 of the said regulations by rendering it inapplicable to the handling, packing, storing, drying, preparing in their raw or natural state, or canning of perishable or seasonal fresh fruits or vegetables for market and by adding a special paragraph applicable solely to perishable or seasonal fresh fruits or vegetables, and

WHEREAS, the said effective date of October 1, 1940, was selected because it appeared desirable to make the change in regulations effective at a time when the said operations on fruits and vegetables are comparatively inactive and because it further appeared that October 1 represented a period of comparative inactivity; and


WHEREAS, it now appears that the said operations are in general comparatively inactive at that time except for the peak activity connected with the packing of apples and pears and also the canning of tomatoes, black-eyed peas, pimientos, snap beans, lima beans, carrots, cabbage, okra, and beets; and

WHEREAS, by a notice published in the Federal Register on September 12, 1940, the Administrator postponed the effective date of this amendment with respect to the handling, packing and preparing in their raw or natural state of apples and pears from October 1, 1940 until December 1, 1940; and

WHEREAS, it appears similarly desirable to postpone the effective date of this amendment with respect to the canning of tomatoes, black-eyed peas, pimientos, snap beans, lima beans, carrots, cabbage, okra, and beets until November 1, 1940:

NOW, THEREFORE, it is hereby ordered that the effective date of this amendment with respect to the canning of tomatoes, black-eyed peas, pimientos, snap beans, lima beans, carrots, cabbage, okra and beets be postponed from October 1, 1940 until November 1, 1940. The present definition of the term "area of production" contained in Section 536.2 of Regulations, Part 536, hereby remains applicable to the canning of tomatoes, black-eyed peas, pimientos, snap beans, lima beans, carrots, cabbage, okra, and beets, until November 1, 1940.

Signed at Washington, D. C. this 30th day of September, 1940.



Acting Administrator  
Wage and Hour Division  
Department of Labor