

Directive

9180.34 5-1-97

CONDITION INSPECTION OF PROCESSED COMMODITIES SOLD TO EGYPT UNDER TITLE I, PUBLIC LAW 480

1. PURPOSE

This directive establishes condition inspection procedures for processed commodities sold to Egypt under Title I, Public Law 480 (T-1, P.L. 480).

2. REPLACEMENT HIGHLIGHTS

This directive supersedes FGIS Program Directive 918.34, "Condition Inspection of Processed Commodities Sold to Egypt Under Title I, Public Law 480," dated 3-29-91. This directive is updated to reflect organizational changes, new numbering system, and new format but does not revise policy.

3. BACKGROUND

- a. The regulations governing the sale and exportation of agricultural commodities sold to Egypt under T-1, P.L. 480, provide that requests for payment submitted to a U.S. bank by a commodity supplier be supported by certain documentation. Form FGIS-993, "Commodity Inspection Certificate," is a part of this documentation.
- b. Form FGIS-993 is issued at the applicant's request by the Federal Grain Inspection Service (FGIS) after performance of a condition inspection in accordance with the Agricultural Marketing Act of 1946, as amended, (Act) and the regulations thereunder.

4. SCOPE OF INSPECTION

A condition inspection of commodities sold to Egypt under Title I includes:

- a. An examination of the stowage area to determine suitability to receive the commodity; and

- b. A visual examination of the commodity to identify any water damage, bird or rodent damage, torn bags, insect infestation, or any other condition(s) which would tend to lower the commodity quality.

5. RESPONSIBILITIES

- a. The commodity supplier, the vessel owner, or agent (as applicable) is responsible for the following:
 - (1) Notifying the appropriate FGIS field office of when the commodity will be available for inspection and requesting, either verbally or by use of Form FGIS-955, "Application for Inspection Under the Agricultural Marketing Act of 1946," all required inspection functions.
 - (2) Notifying the appropriate FGIS field office when the oceangoing vessel is available for a stowage examination.
 - (3) Making the flour accessible for inspection.
 - (4) Paying FGIS for the services rendered.
- b. The Office of the General Sales Manager is responsible for providing the Standards and Procedures Branch, Field Management Division, with a copy of the purchase authorization Form FAS-480 (Commodity), "Authorization to Purchase Agricultural Commodities," and the specifications thereunder.
- c. FGIS, upon request of the applicant, will perform the following services:
 - (1) Condition inspection of the commodity while at rest on the warehouse floor in accordance with the guidelines provided in part 6 of this directive.
 - (2) Stowage examination of the vessel to receive the commodity for export. The stowage examination must be performed within 24 hours of loading and in accordance with FGIS Program Directive 9180.48, "Stowage Examination Services."
 - (3) Issuance of certificate FGIS-993 as prescribed in part 7 of this directive.

6. PROCEDURES

a. Condition Inspection of Commodity in Warehouse.

- (1) Official personnel shall subdivide the commodity lot in the warehouse into inspection blocks of not more than 800,000 pounds each. Mark each block for later identification.
- (2) While the commodity is stored in a warehouse, official personnel shall examine each block to identify any water damage, bird or rodent damage, torn bags, insect infestation, or any other condition which would lower the quality of the commodity.
- (3) If the accessible bags of a block are unacceptable or official personnel suspect other portions of the block may be unacceptable (e.g., an unnatural odor is present), the block in the lot must be made fully accessible so that the extent of the problem can be determined. Official personnel shall not climb on pallets.
- (4) When any portion of the lot is found unacceptable, notify the applicant that such conditions exist. The applicant may correct the adverse condition or remove the affected containers from the lot.
 - (a) If the affected containers are removed from the lot, the containers shall be certificated separately.
 - (b) If the affected containers are not removed, a statement shall be shown on the inspection certificate stating the number of containers and the reason for the unacceptance.
- (5) When two or more live insects are found in a block during the inspection, the block is considered infested. After fumigation of the commodity, a new inspection may be performed.

b. Stowage Examination. Examine and certify the results of the stowage space of the carrier in accordance with FGIS 9180.48.

7. CERTIFICATION

Condition Inspection. Issue FGIS-993 showing the results of the condition inspection no later than the close of business the day following the completion of the lot inspection. The entire lot may be certificated on one certificate provided all blocks in the lot separately meet the condition requirements. (See attachments 1 and 2 of this directive for certification examples.)

/s/David Orr

David Orr, Acting Director
Field Management Division

Attachments

Attachment 1
 FGIS PROGRAM DIRECTIVE 9180.34
 5-1-97

U.S. DEPARTMENT OF AGRICULTURE ORIGINAL FEDERAL GRAIN INSPECTION SERVICE NOT NEGOTIABLE COMMODITY INSPECTION CERTIFICATE A-		
DATE OF SERVICE September 1, 1996	ISSUED AT Lake Charles, LA	LEVEL OF SERVICE Original
APPLICANT F & V Flour Mills Inc.	LOCATION OF COMMODITY Lake Charles Cargo Dock #2 Lake Charles, LA	
IDENTIFICATION PA No. EG-7013	QUANTITY AND CONTAINERS 5,200 - 110 lb. jute bags	
BAG MARKINGS: For Export/Gross Wgt. 50.34 KGS/110.98 lbs./Net Wgt. 50 KGS/110.23 lbs. Emblem/ADM Hard Wheat Flour/Extraction-72%/ADM Milling Co./Shawnee, Kansas, USA/Milled in USA/PA No. EG-7013-Egypt. CONDITION INSPECTION: On September 1, 1996 - 5,200 (vendor's count) 110 pound jute bags of flour were examined on the warehouse floor for condition prior to commencement of loading in accordance with procedures and guidelines contained in current FGIS instructions for inspection of wheat flour sold under Title I, P.L. 480, and found to meet the requirements of the purchase authorization.		
<i>I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.</i>	INSPECTOR /S/ ART STRANGE	
This certificate is issued under the authority of the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1621 et seq.) and the regulations thereunder (7 CFR 868.1 et seq.) and is receivable in all courts of the United States as prima facie evidence of the truth of the statements therein contained. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or other Federal laws. WARNING Sec. 203(h) of the Agricultural Marketing Act of 1946 provides that anyone who shall knowingly falsely make, issue, alter, forge, or counterfeit any official certificate, or aid, assist, or be a party to such actions, is subject to a fine of not more than \$1,000 or imprisonment for not more than 1 year, or both. The conduct of all services and the licensing of inspection/grading/sampling personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or handicap.		

Attachment 2

FGIS PROGRAM DIRECTIVE 9180.34

5-1-97

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I CERTIFY THAT THE SERVICES SPECIFIED ABOVE WERE PERFORMED WITH THE RESULTS STATED.		INSPECTOR / S / ART STRANGE
This certificate is issued under the authority of the Agricultural Marketing Act of 1946, as amended (7 U.S.C. 1621 <i>et seq.</i>) and the regulations thereunder (7 CFR 868.1 <i>et seq.</i>) and is receivable in all courts of the United States as prima facie evidence of the truth of the statements therein contained. This certificate does not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act, or other Federal laws. WARNING Sec. 203(h) of the Agricultural Marketing Act of 1946 provides that anyone who shall knowingly falsely make, issue, alter, forge, or counterfeit any official certificate, or aid, assist, or be a party to such actions, is subject to a fine of not more than \$1,000 or imprisonment for not more than 1 year, or both. The conduct of all services and the licensing of inspection/grading/sampling personnel under the regulations governing such services shall be accomplished without discrimination as to race, color, religion, sex, national origin, age, or handicap.		