

(c) All poultry carcasses and parts and other poultry products found to be adulterated shall be condemned and shall, if no appeal be taken from such determination of condemnation, be destroyed for human food purposes under the supervision of an inspector: Provided, That carcasses, parts, and products, which may by re-processing be made not adulterated, need not be condemned and destroyed if reprocessed under the supervision of an inspector and found to be not adulterated. If an appeal is taken from the determination, the carcasses, parts, or products shall be appropriately marked and segregated pending completion of an appeal inspection, and the appeal shall be at the cost of the appellant if the Board determines that the appeal is frivolous. If the condemnation is sustained the carcasses, parts, and products shall be destroyed for food purposes under the supervision of an inspector.

197-8.

(a) Each official establishment slaughtering poultry or processing poultry products solely for intrastate commerce shall have its premises, facilities, equipment, and operation in accordance with sanitary practices, required by regulations promulgated by the Board for the purpose of preventing the entry into or flow or movement in intrastate commerce of poultry products which are adulterated.

(b) The Board shall refuse to inspect any establishment whose premises, facilities, or equipment, or the operation thereof, fail to meet the requirements of this section.

197-9.

(a) All poultry products inspected at any official establishment under the authority of this Act and found to be not adulterated, shall at the time they leave the establishment bear, in distinctly legible form, on their shipping containers and other containers as the Board may require, the information required under paragraph (1) of Section § 197-4 of this Act. In addition, the Board whenever it is practicable and necessary for the protection of the public, may require nonconsumer packaged carcasses at the time they leave the establishment to bear directly thereon in distinctly legible form any information required under paragraph (1).

(b) The Board, whenever it is necessary for the protection of the public, may prescribe: (1) the styles and sizes of type to be used with respect to material required to be incorporated in labeling to avoid false or misleading labeling; (2) definitions and standards of identity or composition for articles subject to this Act and standards of fill of container for such articles not inconsistent with standards established under the Federal Food, Drug and Cosmetic Act, or under the Federal Poultry Products Inspection Act, and there shall be consultation between the Board and the Secretary of Agriculture of the United States prior to the issuance of such standards to avoid inconsistency between such standards and the Federal standards.

(c) No article subject to this Act shall be sold or offered for sale by any person in intrastate commerce, under any name or other marking or labeling which is false or misleading, or in any container of a misleading form or size, but established trade names and other marking and labeling and containers which are not false or misleading and which are approved by the Board, are permitted.

(d) If the Board has reason to believe that any marking or labeling or the size or form of any container in use or proposed for use with respect to any article subject to this Act is false or misled-