

(Garuda Emblem)
Notification of Ministry of Industry
Re: Permission criteria and condition for liquor factory

With reference to Section 87 of the Constitution of Kingdom of Thailand B.E. 2540 (1997) stating that the State shall encourage a free economic system through market force, ensure and supervise fair competition, protect consumers, and prevent direct and indirect monopolies, repeal and refrain from enacting laws and regulations controlling businesses which do not correspond with the economic necessity, and shall not engage in an enterprise in competition with the private sector unless it is necessary for the purpose of maintaining the security of the State, preserving the common interest, or providing public utilities,

It is anticipated that due to the State policy on production and trade of all types of liquor in a free economic system after concession of the State liquor factory on production and trade of liquor has ended on 31st December B.E.2542 (1999), liquor industry shall become a highly competitive industry both domestic manufacturer and distributor and foreign manufacturer. In addition, it may induce liquor consumption behavior in general which may have an effect on the environment and consumer health. With the approval of the cabinet on 26th October B.E. 2542 (1999), Ministry of Industry hereby issues permission criteria and condition for liquor factory under the Factory Act B.E. 2535 (1992) in order for the newly established liquor factory shall meet production standard and quality management, use mostly raw material obtained domestically, protect the environment, enhance competitive advantage in foreign trade, protect the consumer, and benefit to the country economy as follows:

Article 1 In this Notification,

1.1 “Distilled liquor” shall mean liquor that are distilled and has alcohol content not exceeding 80 degree, including mixture of distilled liquor and fermented liquor that has alcohol content exceeding 15 degree.

1.2 “Fermented liquor” shall mean liquor that are not distilled, including mixture of distilled liquor and fermented liquor that has alcohol content not exceeding 15 degree.

Article 2 Factory of distilled liquor,

2.1 Factory of distilled liquor type whisky, brandy, and gin shall have production capacity, in equivalent to liquor of 28 degree alcohol content, at a minimum of 30,000 liters per day and shall have area of at least 200 rais. If production capacity is more than 30,000 liters per day, the area shall be increased in corresponding with the production capacity.

For other type of factory producing distilled liquor shall have production capacity, in equivalent to liquor of 28 degree alcohol content, at a minimum of 90,000 liters per day and shall have area of at least 350 rais. If production capacity is more than 30,000 liters per day, the area shall be increased in corresponding with the production capacity.

2.2 Shall be granted permission for production of liquor from Excise Department.

2.3 Shall use raw material obtained domestically of not less than 50 for production of liquor.

2.4 Shall be at least 2 kilometers distant from public reservoir serving for water transportation and irrigation canal.

2.5 Collection and treatment of brewer's yeast waste shall be in a closed system for odor control.

2.6 Shall not discharge any effluent from the area in 2.4.

2.7 Liquor product shall meet the standard of liquor industry standard.

2.8 Shall have instrument available for analysis of liquor quality according to liquor industry standard.

2.9 The environment management system shall be certified according to international standard within 3 years from the day commencing the factory business.

Article 3 Factory of fermented liquor,

3.1 Shall be granted permission for production of liquor from Excise Department.

3.2 Installation of machinery and equipment and production process shall be of hygiene.

3.3 Collection and treatment of waste shall be in a closed system for odor control.

3.4 Shall not discharge any effluent from the factory.

3.5 Liquor product shall meet the standard of liquor industry standard.

3.6 Shall have instrument available for analysis of liquor quality according to liquor industry standard.

3.7 The environment management system shall be certified according to international standard within 3 years from the day commencing the factory business.

Article 4 Bottling factory of all types of liquor,

4.1 Shall be granted permission from Excise Department.

4.2 Shall be a factory under Article 2 for bottling of distilled liquor.

4.3 Shall be a factory under Article 3 for bottling of fermented liquor.

4.4 Bottling liquor shall meet the standard of liquor industry standard.

This notification shall be effective from now onwards.

Announced on the 3rd day of April B.E. 2543 (2000)

(signed) _____
(Mr.Suwat Liptapallop)
Minister of Industry

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