

# !! The 1<sup>st</sup> Cutoff Date is December 31, 2016!!

## Declaration of Hazardous Substances Categorized in List 5.6 under the Responsibility of Department of Industrial Works

**Objectives:** To collect chemicals information currently existed in Thailand to establish Thailand Existing Chemicals Inventory and as the information to determine the appropriate chemical management approaches in the future.

**Related laws:**

1. Notification of Ministry of Industry on List of hazardous substances (No.2) B.E. 2558 (2015) **[Effective from February 20, 2015]**
2. Notification of Ministry of Industry on Declaration of the production or import of hazardous substances of list 5.6 under the responsibility of Department of Industrial Works B.E. 2558 (2015) **[Effective from February 20, 2015]**
3. Notification of Ministry of Industry on Exemption from compliance with Hazardous Substance Act B.E. 2535 for hazardous substances of list 5.6 under the responsibility of Department of Industrial Works B.E. 2558 (2015) **[Effective from February 20, 2015]**

**Definitions:** **“Hazardous Substance List 5.6”** is hazardous substances listed in the annexed of the Notification of Ministry of Industry on List of hazardous substances (No.2) B.E. 2558 (2015), **responsible and controlled by Department of Industrial Works as hazardous substance type 1**, which are **Substance** or **Mixture** that **has never been regulated by any agency for their manufacture or import, and that are qualified with any of the following properties:**

1. Explosive
2. Flammable substance
3. Oxidizing agent or Peroxide
4. Toxic substance
5. Mutagen
6. Corrosive
7. Irritant
8. Carcinogen
9. Toxic to reproductive organ
10. Environmentally hazardous substance

**“Substance”** means a chemical element and its compounds in the natural state or obtained by any manufacturing process, including any additive necessary to preserve its stability and any impurity deriving from the process used, but excluding any solvent which may be separated without affecting the stability of the substance or changing its composition.

**“Mixture”** means a mixture or a solution composed of two or more substances in which they are not inter-reactive.

### **Requirements:**

#### **For Compulsory Declaration**

1. Manufacturers or importers of substance or mixture > 1,000 kg/year must declare the information in compliance with the WoAo/AoKo 20 Form.
2. Declaration must be conducted via the DIW’s electronic service system within 60 days once the manufacture or import of Hazardous Substance exceeds 1,000 kg.

#### **For Voluntary Declaration**

Manufacturers or importers of Hazardous Substance < 1,000 kg/year could declare the required information voluntarily via the same DIW’s electronic service system as the compulsory declaration.

### **Exemptions**

Manufacturers or importers having submitted the information of Hazardous Substance List 5.6 are exempted from:

1. Exempted from the declaration of WoAo/AoKo 6 and WoAo/AoKo 7
2. Exempted from the GHS’s classification and labelling system
3. Exempted from compliance with the MOI Notification regarding storage of chemicals and hazardous substance
4. Exempted from having personal responsible for hazardous substance storage

### **Information to be declared**

1. Information of manufacturer/importer
2. Information of chemicals
  - Common name, trade name, HS code, UN Number (if any), IMDG/IATA code (if any);
  - Chemical state, type of container;

- Hazard classification (GHS), physical & chemical properties, toxicological & ecological information, disposal consideration, application;
- Chemical composition (name, formula, CAS No., proportion (%))
- Material Safety Data Sheet (MSDS)

**Confidential Business Information:  
(CBI)**

In case the chemical information to be declared is considered confidential by manufacturers, **the manufacturers can directly send such CBI** by referring a receiving number issued by the Bureau via the consultation system applied by the importer **to the Director of Hazardous Substance Control Bureau** at [director.cbi@diw.mail.go.th](mailto:director.cbi@diw.mail.go.th)

**Existing Chemical Inventory:  
and Cutoff Date**

Information of **Hazardous Substance List 5.6** received from the declaration will be verified before input to **the Existing Chemical Inventory** together with the information of **hazardous substances categorized as Type 1, 2, 3.**

The **1<sup>st</sup> cutoff date** is set on **December 31, 2016.** Information submitted before the 1<sup>st</sup> cutoff will be verified before input to the **Preliminary of Thailand Existing Chemical Inventory 2016,** which will be published on the DIW's website soon.

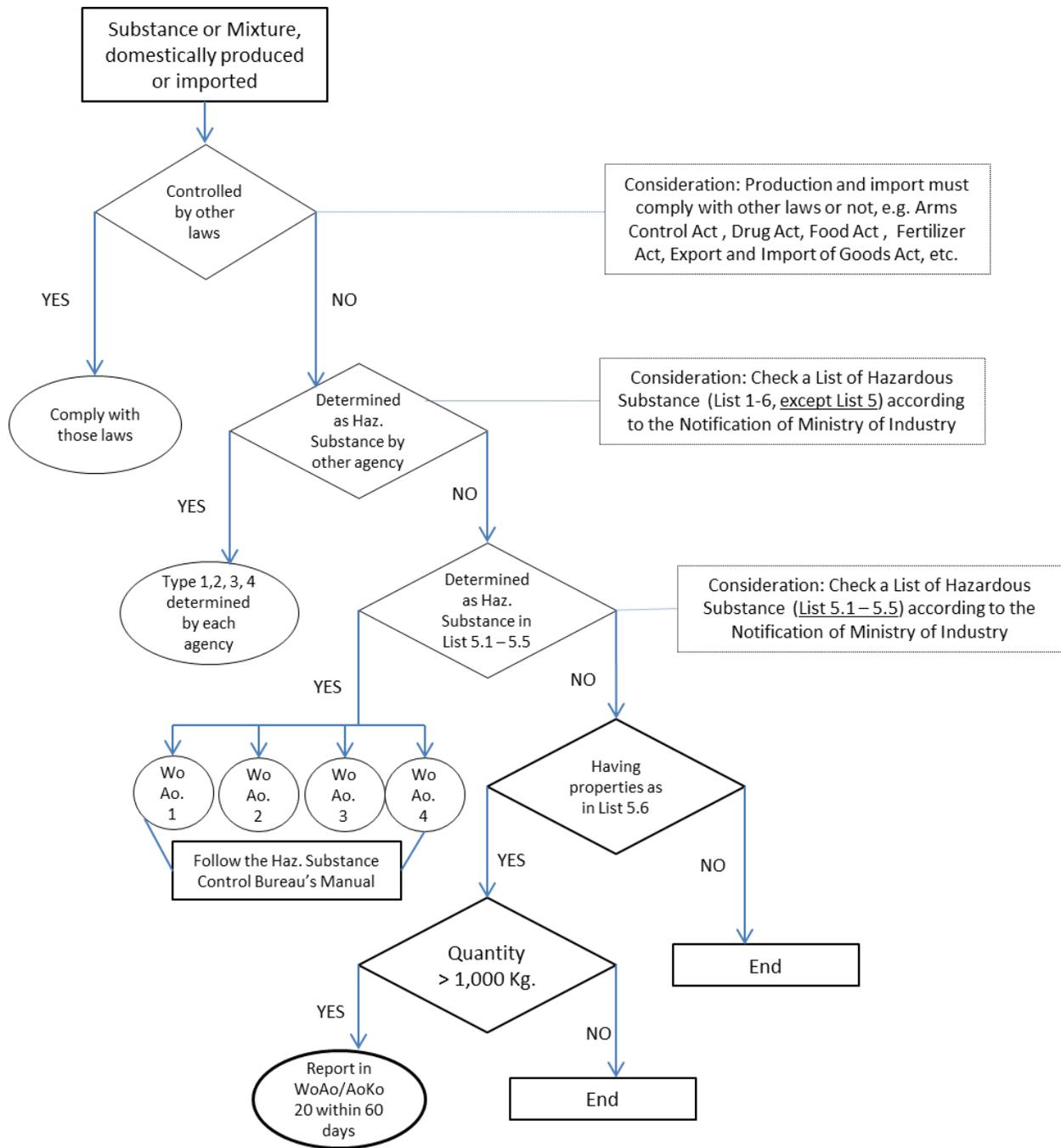
Access to the Inventory by going to [www.diw.go.th](http://www.diw.go.th) , then select "electronic service", then "the Preliminary Existing Chemical Inventory".

The next cutoff(s) will be considered and announced later until the final cutoff is determined. Until then, importers and manufacturers can submit the declarations to DIW for updating the Preliminary Existing Chemical Inventory.

**Any chemicals missing from the final cutoff** will be considered as **New Chemicals**, for which some requirements maybe needed before importing or manufacturing is permitted.

**When the Final Existing Chemicals Inventory is determined, DIW will officially close down the consultation and declaration system of Hazardous Substance List 5.6 and will announce the criteria and procedures required for the New Chemicals.**

## Consideration procedure of hazardous substance List 5.6



Procedure on Confidential Business Information (CBI) (<http://php.diw.go.th/haz/wp-content/uploads/2015/06/CBI-Procedure.pdf>)

