

Notification of Ministry of Industry
Subject: Registration of Hazardous Substance, Issuance and Renewal of Registration
Certificate Listed under Responsibility of Department of Industrial Works
B.E. 2552 (2009)

By the virtue of section 5 paragraph three, section 20 (4), section 36 paragraph three, and section 37 of the Hazardous Substance Act B.E. 2535 (1992), amended by the Hazardous Substance Act (No.3) B.E. 2551 (2008), which contains some provisions concerning the limitation of the people rights and liberties that is permissible by the provisions of section 29 together with section 32, section 33, section 41, section 43 and section 45 of the Constitution of the Kingdom of Thailand, the Minister of Industry, with the opinions of the Committee on Hazardous substance, hereby issues the ministerial notification as follows:

Article 1 Notification of Ministry of Industry regarding Registration of Industrial Hazardous Substance B.E. 2543 (2000), dated 20 March B.E. 2543 (2000) shall be repealed.

Article 2 In this Notification, hazardous substance shall mean hazardous substance type 2 or type 3 listed under the responsibility of Department of Industrial Works as prescribed in the Notification of Ministry of Industry issued by the virtue of section 18 paragraph two, which is not listed in the Notification of Ministry of Industry issued by the virtue of section 36 paragraph one of the Hazardous Substance Act B.E. 2535 (1992).

Article 3 Any person who has intention to produce or import hazardous substance shall apply for a registration of hazardous substance using the WoAo/AoKo1 form, annexed with this Notification, together with one set of copy of the document and evidence as follows:

(1) Materials Safety Data Sheet or Safety Data Sheet as referred by the WoAo/AoKo 3 form annexed with this Notification, or by ISO 11014-1, or by Globally Harmonized System of Classification and Labelling of Chemicals (GHS).

(2) Specification of hazardous substance

(3) Document or photograph showing appearance and condition of hazardous substance container

(4) Document or photograph showing packaging or lashing condition (if available)

(5) Analysis result of hazardous substance conducted by laboratory under the international standard method or as prescribed by the Director-General of Department of Industrial Works, or a certificate identifying specification of such hazardous substance.

In case of mixture having its composition up from two kinds of hazardous substances, an applicant for registration shall submit document and evidence of 3(1) of such mixture.

Article 4 In the process of consideration of a registration request, if the official considers that the submitted document of 3(3) (4) and (5) are not clear enough for approving a permit for producing or importing of sample of hazardous substance, or the official may request to the applicant to submit additional document regarding such hazardous substance rather than those mentioned in section 3, or to conduct the additional testing or studying.

If it deems necessary to produce or import a sample of hazardous substance being applied for a registration or if other hazardous substances are required to be imported for a production of such hazardous substance being applied for registration, the applicant shall submit an application form for producing or importing of sample of hazardous substance using WoAo/AoKo 9 form annexed with this Notification. List of information, document, evidence and quantity of sample of hazardous substance, as well as criteria for approving a permit to produce or import the sample shall be in accordance with the prescription of Department of Industrial Works which is published in the Government Gazette.

After the official has considered all the information, document, evidence and sample quantity mentioned in the paragraph two, if approved, the official shall issue a permit to produce sample of hazardous substance as referred in WoAo/AoKo 10 form or a permit to import sample of hazardous substance as referred in WoAo/AoKo 11 form annexed with this Notification to the applicant.

The approval mentioned in paragraph three shall be approved based on each application basis. Application for a possession permit of such sample is exempted.

Article 5 After considering document and evidence of section 3 and 4 for registration of hazardous substance, if approved, the official shall issue a registration certificate as referred in the WoAo/AoKo 2 form annexed in this Notification.

Article 6 In case of a request for a registration of hazardous substance that has already been registered or approved for producing or importing by any other regulations, or the reliable information is available, the official may consider exempting any of the provision in this Notification from the execution.

Article 7 A registration certificate shall be valid until the end of the next sixth calendar year since its issuance.

Article 8 Renewal of a registration certificate can be applied by using the WoAo/AoKo 4 form annexed with this Notification.

Article 9 If a grantee of a registration certificate wishes to change the information in the certificate, he/she shall use the WoAo/AoKo 8 form annexed with this Notification. In this respect, the official may request to an applicant to perform a testing or other performances as necessary. If approved, the official shall change the information in the registration certificate and inform the applicant of such action. However, a request for changing of name of hazardous substance, chemical formula, ratio and characteristics is not permitted.

Article 10 Submission of application according to section 3, 8 and 9 shall be made to Department of Industrial Works, Ministry of Industry or at any place prescribed by Ministry of Industry.

In case that an applicant for hazardous substance registration or a grantee of a registration certificate wishes to make an application, as mentioned in paragraph one, via a computer networking system of Department of Industrial Works, an applicant or a grantee shall apply in accordance with the criteria and method prescribed by the Department in the Government Gazette.

Article 11 In case of a renewal of a registration certificate, a grantee of the certificate shall submit an application within 90 days prior to the expiration date of the certification.

In a consideration process for renewal of the certificate, section 4 and 5 shall be applied mutatis mutandis.

This shall, thus, enter into force after the date of its publication in the Government Gazette.

Announced on the 4th September B.E. 2552 (2009)
(Mr. Chanchai Chairungruang)
Minister of Industry

(Published in the Government Gazette, Volume 126, special part 143d, dated 30th September B.E. 2552 (2009))

Application for Hazardous Substance Registration

Date.....Month.....Year

I.....age.....Nationality.....
(ordinary person/juristic person)

Tax ID No.....

Contact address..... Moo..... Soi.....

Road..... Tambon/Sub-district..... Amphur/District.....

Province..... Zip Code..... Tel..... Fax.....

E-mail address.....

would like to register hazardous substance type.....as following information:

Name of hazardous substance, chemical formula, ratio

Characteristics solid liquid gas others

Trade name (if any)

Manufacturer and manufacturing source.....

Remark.....

The above hazardous substance applying for registration has its purpose of use in the following activities:

1. Industrial activity

1.1 Type of industry.....with purpose of

as raw material for.....

in process of.....

1.2 Type of industry.....with purpose of

as raw material for.....

in process of.....

1.3 Type of industry.....with purpose of

as raw material for.....

in process of.....

2. Other activities study, research, analysis wastewater treatment system
 construction others.....

Attached herewith are Material Safety Data Sheet or Safety Data Sheet as referred in WoAo/AoKo3, or ISO 11014-1 or Globally Harmonized System of Classification and Labeling of Chemicals (GHS)

- Specification of hazardous substance
- Document or photograph showing appearance of HS container
- Document or photograph showing packaging or lashing condition
- Analysis result report or certificate of HS specification
- Power of Attorney (in case of authorization granting)
- Copy of ID card/copy of alien ID card
- Copy of juristic person registration
- Copy of Value Added Tax certificate (PhorPhor.20)
- Others (specify).....

for your consideration,

(signature).....(applicant)

Safety Data Sheet

Chemical's name/Product's name.....

Name of company applying for registration.....

Contact address..... Moo..... Soi.....

Road..... Tambon/Sub-district..... Amphur/District.....

Province..... Zip Code.....

1. Product and Company Identification

Chemical name of chemical product/product.....Chemical formula.....

CAS Number

Other names

Manufacturer/Distributor

Address (in detail)

Tel..... Fax

Emergency telephone number

2. Composition/Information on Ingredients: identify all chemical names and percentages

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3. Physical and Chemical Properties

Melting point.....°C Boiling point

Densityg/m³ at

Vapor pressure kPa at

Viscosity m²/sec at

Solubility in water g/100 ml at

Safety Data Sheet

Chemical's name/Product's name.....

3. Physical and Chemical Properties (cont.)

Condition Solid Liquid Gas at °C
 Color and odor

Flash point °C Testing method

Autoignition temperature °C

Explosive limit
 - LEL % UEL %

Other physical properties

4. Hazards Identification

Main hazards e.g. flammable substance, explosive substance, corrosive substance etc.

Health hazards

- when contacted to eye
 - when contacted to skin.....
 - when inhaled to respiratory system
 - when entered to digestive system
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5. First-Aid Measures

- when contacted to eye
 - when contacted to skin.....
 - when inhaled to respiratory system
 - when entered to digestive system
 - Medical treatment (if available)
-

Safety Data Sheet

Chemical's name/Product's name.....

6. Fire-Fighting Measures

Extinguishing media
Unsuitable extinguishing media
Possible hazards arising.....
Specific firefighting means.....
Protective equipment for firefighters.....

7. Accidental Release Measures

Personal precautions.....
Environmental precaution
Methods for containment.....

8. Handling and Storage

Handling
- Warning
- Caution
- Ventilation
- Safe handling method.....
Safe storage method.....
Incompatible chemical storage.....

9. Exposure Controls/Personal Protection

Exposures limit value (TLV-TWA).....
Engineering control.....
Respiratory protection equipment.....

Safety Data Sheet

Chemical's name/Product's name.....

9. Exposure Controls/Personal Protection (Cont.)

Personal protective equipment.....

Hands protective equipment.....

Eyes protective equipment

10. Stability and Reactivity