

Notification of Ministry of Industry

Re: Criteria for permission of importing plastics, either used or unused, and its scraps into the Kingdom of Thailand B.E. 2551 (2008)

Refer to the Notification of Ministry of Commerce regarding import of goods into the Kingdom of Thailand (No.112) B.E. 2539 (1996) dated 7th February B.E. 2539 (1996), prescribing that import of plastics, either used or unused, and its scraps, as specified in Harmonized System Code 39.15, shall get permission, with approval from Ministry of Industry, in prior of import. Therefore, by the virtue of the article 4 of the Notification of Ministry of Commerce regarding import of goods into the Kingdom of Thailand (No.112) B.E. 2539 (1996) dated 7th February B.E. 2539 (1996) prescribing, “an import is permitted with approval from Ministry of Industry”, Ministry of Industry hereby announced the Notification as follows:

Article 1 The Notification of Ministry of Industry regarding Criteria for permission of importing plastics, either used or unused, and its scraps into the Kingdom of Thailand B.E. 2549 (2006) dated 18th December B.E. 2549 (2006) shall be revoked.

Article 2 Plastic scraps shall mean plastics and its scraps either used or unused, which is not considered as chemical waste.

Article 3 To get approval for import of plastics and its scrap into the Kingdom of Thailand, an applicant shall have the following qualifications and shall follow the procedure as follows:

- (1) The applicant shall be a factory, as specified in the Factory Act B.E. 2535 (1992), which uses plastic as raw material to produce plastic product or other products that have plastic component. Import of plastics and its scraps shall be done for the purpose of using as raw material in the factory only. It is not permitted to sell imported plastics and its scraps for other purposes except as a raw material in producing goods.
- (2) Import mentioned in (1) can be conducted via the middle company.
- (3) Imported plastic scraps shall be sorted into each type of plastic material and shall be able to apply directly into the production process of a factory mentioned in (1) without requiring pre-washing process.
- (4) Imported plastic scraps shall be processed into small pieces of approximately 2 centimeters as maximum length. Exception is made when they are used as raw material in a factory, it shall follow criteria and method specified by Department of Industrial Works, with approval from Minister of Industry.

Article 4 If it is found that imported plastic scraps do not fall into qualifications mentioned in Article 3(3) and (4), an applicant and import company shall be responsible for all costs of sending them back to the country of origin.

Article 5 In permission procedure, an applicant shall submit an application form for import of goods into the Kingdom of Thailand (general goods) or Khor 3 Form annexed with this Notification, to Department of Industrial Works. A yearly import plan shall also be prepared with the following details:

- (1) Name and type of plastic scraps to be imported, including their chemical and physical properties.
- (2) Production process of plastic products
- (3) Quantity of plastic products to be produced
- (4) Type of plastic products
- (5) Type of additives used with raw material before entering production process
- (6) Environmental and safety protection system in a factory
- (7) Disposal of wastes and residues from production process
- (8) Product distribution plan in the country and exporting plan.

Article 6 In approval for import, actual production and production capacity of plastic products shall be taken into consideration.

Article 7 It an applicant has met the qualification in accordance with this Notification, it shall be considered that the applicant has been approved from Ministry of Industry to import plastic scraps into the Kingdom. Person who has authorization in issuing and endorsing the permit for import of plastics either used or unused, and its scraps into the Kingdom shall be as prescribed by Ministry of Commerce.

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

Announced on 21st January 2008

(Mr. Kosit Panpiamsus)

Minister of Industry

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