

(Garuda Emblem)

Regulation of Department of Industrial Works

Re: Criteria, methods, and conditions for production, import, export or possession declaration of hazardous substances under authorization of Department of Industrial Works (WoAo./ AoKo. 7) via the computerized system through the computer network of Department of Industrial Works

B.E. 2547 (2004)

With reference to the Notification of Ministry of Industry, regarding declaration of the hazardous substances under the authorization of Department of Industrial Works by producer, importer, exporter or possessor, B.E. 2547 (2004), the provision under article 4 prescribes that a producer, importer, exporter or possessor of hazardous substances is required to declare hazardous substances to the competent official using Form WoAo./AoKo.7. The information to be declared includes hazardous substances' name; formula and ratio; trade name; common name or abbreviation (if available); registration number (if available); produced, imported, exported, or possessed quantity; sold quantity, its customer and purpose of purchasing to the competent authority by using the form WoAo./AoKo.7 as attached in this regulation. The second paragraph of article 4 prescribes that form WoAo./AoKo.7 can be submitted via the computerized system through the computer network of Department of Industrial Works. And article 5 prescribes that Department of Industrial Works shall set up criteria, procedure and condition of the declaration.

To comply with the above-mentioned Notification of Ministry of Industry, Department of Industrial Works hereby prescribes criteria, methods, and conditions as specified in WoAo./AoKo. 7 as follows:

Article 1 This regulation shall be called “Regulation of Department of Industrial Works Re: Criteria, methods, and conditions for production, import, export or possession declaration of hazardous substances under authorization of Department of Industrial Works (WoAo./ AoKo. 7) via the computerized system through the computer network of Department of Industrial Works B.E. 2547 (2004)”

Article 2 This Regulation shall enter into force after one hundreds and eighty days following the date of its publication in the Government Gazette.

Article 3 This Regulation shall be applied to entrepreneurs who wish to make declaration of production, import, export or possession of hazardous substances under

authorization of Department of Industrial Works (WoAo./ AoKo. 7) via the computerized system through the computer network of Department of Industrial Works, and have been approved by Department of Industrial Works.

Article 4 Department of Industrial Works reserves the right to make any change or modification to the prescribed criteria, methods, and conditions in this Regulation in order to ensure the benefit of entrepreneurs and the government service. Any damages occurred as a result of any change or modification made cannot be compensated for.

Article 5 Department of Industrial Works shall not be liable for any damages caused by the computerized system in service.

Article 6 The Director-General of Department of Industrial Works shall be the administrator of this Regulation.

CHAPTER I

General Provisions

Article 7 In this Regulation,

“Declaration of form WoAo./AoKo.7” shall mean declaration of the hazardous substances by producer, importer, exporter, or possessor of hazardous substances in compliance with the first paragraph of article 4 the Notification of Ministry of Industry regarding Declaration of the hazardous substances under the authorization of Department of Industrial Works by producer, importer, exporter or possessor B.E. 2547 (2004)”

“Service” shall mean service providing for declaration of the hazardous substances by producer, importer, exporter, or possessor of hazardous substances under authorization of Department of Industrial Works using Form WoAo./AoKo.7 submitting via the computerized system through the computer network of Department of Industrial Works.

“Member” shall mean:

1. Entrepreneurs who wish to declare hazardous substances’ producer, importer, exporter, or possessor under authorization of Department of Industrial Works via the computerized system through the computer network of Department of Industrial Works.
2. Member of other Department of Industrial Works’s computerized system services implemented under the Hazardous Substances Act B.E. 2535.

CHAPTER 2

Application for Service

Article 8 A person who wishes to use the service may submit Form WoAo./AoKo. 7.3 annexed with this regulation at Hazardous Substance Bureau, Department of Industrial Works

Article 9 A person who wishes to use the service shall submit evidence or supporting documentation to Hazardous Substance Bureau, Department of Industrial Works on the application date as follows:

9.1 For a natural person, the following documents are required.

- (1) Copy of house registration
- (2) Copy of identification card or copy of passport in case of foreigner
- (3) Power of attorney letter for an appointee

9.2 For a juristic person, the following documents are required.

- (1) Certificate or its copy of juristic person registration issued by Ministry of Commerce within 6 months, or certificate or its copy of juristic person registration issued by other laws.
- (2) Copy of identification card and copy of house registration of the person in charge. Copy of passport shall be used for foreigner.
- (3) Power of attorney letter for an appointee

All copies of documentation shall be certified true.

Article 10 A person who wishes to use the service shall have valid electronic mail address (E-mail address).

Article 11 An entrepreneur to whom Department of Industrial Works grants permission to use the service under this Regulation shall receive a membership endorsement letter which contains the membership number and initial password.

CHAPTER 3

Condition of service

Article 12 A member shall comply strictly with the condition of service under Chapter 3 of this Regulation.

Article 13 Department of Industrial Works shall provide the service only to endorsed member as prescribed by Department of Industrial Works.

Article 14 A request to make correction shall be made to Hazardous Substance Bureau, Department of Industrial Works.

Article 15 The service shall be considered complete without submitting any documentation specified in Form WoAo./AoKo.7 unless being asked by Department of Industrial Works

CHAPTER 4

Cancellation of the service

Article 16 A member who wishes to cancel the service shall inform Department of Industrial Works in written at least 15 days in advance.

Article 17 Department of Industrial Works reserves the right to immediately revoke the service if a member misuses this service resulting in damages to Department of Industrial Works or The Nation, or direct or indirect effect to peace and order, and good morality of the people. By all means, a member shall have no right to claim for any damages or compensation caused by the cancellation of the service.

CHAPTER 5

Procedure for submission Form WoAo./AoKo.7

Article 18 Procedure for submission Form WoAo./AoKo.7 shall be as follows:

- 18.1 Log in to the system by using login name and password to enter the Form WoAo./AoKo. 7.
- 18.2 File in the required information of Form WoAo./AoKo. 7. as required.
- 18.3 Check and certify the correctness of declared data as in 18.2
- 18.4 Print out an acknowledgement letter and keep it as an evidence.

Article 19 In case there is technical problem arise from the computerized system, the declaration shall then be made at Department of Industrial Works or send it by registered postal mail.

Announced on the 22nd October B.E. 2547 (2004)

(signed)

(Mr. Issra Shoatburakarn)

Director-General of Department of Industrial Works

Membership application form for the service of production, import, export or possession declaration of hazardous substances under the authorization of Department of Industrial Works (WoAo./AoKo.7) via the computerized system through the computer network of Department of Industrial Works

For Applicant,

General information

Name/ Office' name:

Name (In English)Taxation ID:

Address (as in Commercial tax Form 20) number:Moo ... Soi:..... Road.....

Sub-district:District.....Province..... Postal code:

Tel. number: Fax number: E-mail address:.....

Contact address: o same as above

 o Building.....Number..... Moo

Soi: Road..... Sub-district:

District: Province: Postal code:

Tel. number: Fax number:

Service commencing date:

“I would like to request for the service of production, import, export or possession declaration of hazardous substances under the authorization of Department of Industrial Works (WoAo./AoKo.7) via the computerized system through the computer network of Department of Industrial Works. I hereby acknowledge and accept the criteria, procedures, and conditions currently in force and the prospective ones, and certify the correctness of the above information”.

Signature:

(.....)

Date: / /

For Official,

o Identification Card number:o Passport number:

o Date on letter of power of attorney:o Membership number:

o Initial password:

Document proving official:

(.....)

Date:/...../.....