

(Garuda Emblem)

Notification of Ministry of Industry

Subject: Approval criteria for the import permit of plastic residue, plastic chip, and unusable plastic product, whether used or unused, into the Kingdom of Thailand

B.E. 2551

According to the Notification of Ministry of Commerce regarding an import of goods into the Kingdom of Thailand (No.112) B.E. 2539 dated 7 February B.E.2539, which prescribes that plastic waste, plastic chip, and unusable plastic product, whether used or unused, listed in the custom tariff code 39.15, shall get an approval in prior to an import into the country. Import permit will be granted after an approval of Ministry of Industry is received. Therefore, for the transparent, clear and appropriate execution of the approval, by the virtue of Article 4 of the Notification of Ministry of Commerce regarding an import of goods into the Kingdom of Thailand (No.112) B.E. 2539 dated 7 February B.E.2539, Ministry of Industry hereby issues the following Notification:

Article 1 The Notification of Ministry of Industry regarding approval criteria for the import permit of plastic waste, plastic chip, and unusable plastic product, whether used or unused, into the Kingdom of Thailand B.E. 2549 dated 18 December B.E.2549 (2006).

Article 2 Plastic scrap means plastic residue, plastic chip and unusable plastic product whether used or unused and which is not chemical waste.

Article 3 For approval for an import permit of plastic scrap into the country, a permit applicant shall have and follow the following qualifications and requirements:

(1) An applicant shall be an operator of a factory, according to the Factory Act B.E. 2535, that plastic is needed to use for a production of a plastic product or a product having plastic as its component. Importing plastic shall be used only as a raw material in a factory, not for sale or other purposes.

(2) Import mentioned in (1) shall be performed via a third-party company.

(3) Importing plastic scrap shall be separated by type and shall be fed into the production process of a factory as mentioned in (1) without any further cleaning process required.

(4) Importing plastic scrap shall pass a crushing or cutting process that will make the maximum length of the scrap not exceeding 2 cm approximately, except when it will be used as raw material in a factory that its criteria and procedure has been prescribed by the Department of Industrial Works with the approval of Minister of Industry.

Article 4 If it is found that importing plastic scrap is not in consistent with the requirement in Article 3(3) and (4), a permit applicant and an importer shall be responsible for sending it back to the country of origin and shall be responsible for all expenditure occurred.

Article 5 In applying for an import permit, a permit applicant shall submit an application as shown in Form Khor 3 attached with this Notification to Department of Industrial Works and shall prepare an annual import plan, which shall specify the following information:

- (1) Name and type of importing plastic scrap specifying its chemical and physical characteristics.
- (2) Production process of plastic product or a product having plastic as its component.
- (3) Production amount of plastic product or a product having plastic as its component.
- (4) Type of plastic product or a product having plastic as its component.
- (5) Type of additive material used for raw material before feeding to the production process.
- (6) Environmental protection and safety system in a factory
- (7) Treatment and disposal process of unusable residue from production process.
- (8) Product sale plan, domestic or export.

Article 6 In approval of an import permit of plastic scrap into the country, it shall take the actual production amount and capacity of plastic product production or a production of a product having plastic as its component into consideration.

Article 7 When a qualification and performance of a permit applicant has passed the requirements of this Notification, it shall be regarded that the applicant is approved by the Ministry of Industry in getting an import permit of plastic scrap. An official who is authorized to issue and endorse a permit shall be according to the order of the Ministry of Commerce.

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

Announced on the 21st January B.E. 2551 (2008)

(Mr. Kosit Panpiamrat)

Minister of Industry

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Notification of Department of Industrial Works

Subject: Criteria and procedure of an import permit of plastic residue, plastic chip, and unusable plastic product, whether used or unused, into the Kingdom of Thailand

B.E. 2551

To promote the competitiveness of Thai industry and for a compliance with the regulation of the European Union on Waste from Electric and Electronic Equipment (WEEE), by the virtue of Article 3(4) of the Notification of Ministry of Industry regarding approval criteria for the import permit of plastic residue, plastic chip, and unusable plastic product, whether used or unused, into the Kingdom of Thailand B.E. 255, Department of Industrial Works, by the approval of Minister of Industry, hereby issues the Notification prescribing criteria and procedure of an import permit of plastic residue, plastic chip and unusable plastic product, whether used or unused, into the Kingdom of Thailand as follows:

Article 1 Plastic scrap imported as raw material in the following industries is not required to be crushed or cut with the maximum length of 2 cm:

- (1) Factory producing polyester that has to import Polyethylene Tetraphthalate (PET) scrap.
- (2) Factory producing plastic product or a product having plastic component for electrical and electronic equipment.

Article 2 In approval of an import permit of plastic scrap mention in Article 1, a permit applicant shall prepare a document identifying amount of local plastic scrap use and necessity of import together with application form for import permit of general goods as shown in Form Khor 3 attached with the Notification of Ministry of Industry regarding approval criteria for the import permit of plastic residue, plastic chip, and unusable plastic product, whether used or unused, into the Kingdom of Thailand B.E. 2551.

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

Announced on the 28th January B.E. 2551 (2008)

(Mr. Rachada Singalavanija)

Director-General, Department of Industrial Works

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