

(Unofficial)
Department of Agriculture Notification
Criteria, Procedure and Conditions for the Registration of the Plant Products Manufacturer
B.E. 2563 (A.D. 2020)

The Council of Ministers resolved on 11 May 2010 to approve measures to review the roles and missions of government agencies under Article 33 of the Royal Decree on Criteria and Procedure for Good Governance of Political Affairs B.E. 2546 (A.D. 2003) to amend the roles and missions of the public sector, reduce duplication of actions, improve procedures to increase service value, thereby transferring the task of inspection and certification of quality standards of the government agencies to the private sector or other sectors to act on its behalf instead.

In order to efficiently control, supervise the plant products manufacturer by virtue of Article 32 of the National Administration Regulation Act B.E. 2534 (A.D. 1991) as amended by the National Administration Regulation Act (Fifth Edition) B.E. 2545 (A.D. 2002) together with Item 2 (3) and Item 10 of the Ministerial Regulation of the Department of Agriculture. The Ministry of Agriculture and Cooperatives B.E. 2557 (A.D. 2014) issued under the National Administration Regulation Act B.E. 2534 (A.D. 1991) as follows :

Item 1 This notification is called “Department of Agriculture Notification on Criteria, Procedures and Conditions for the Registration of the Plant Products Manufacturer B.E. 2563 (A.D. 2020).”

Item 2 This notification shall come into force after the expiration of 30 days from the day following the date of notification in the Government Gazette henceforth.

Item 3 Department of Agriculture on criteria, procedures and conditions for the registration of the plant products manufacturer B.E. 2559 (A.D. 2016) as announced on February 4, 2016.

Item 4 With this Declaration :

“Applicant” means any person who wishes to register the plant products manufacturer with the Department of Agriculture.

“Plant Products Manufacturer” means packing house, processing house, chemical fumigation house and collecting house.

“Certifying Bodies for the Plant Products Manufacturer” means an organization that functions as an assessment and certification of the plant products manufacturer that is registered with the Department of Agriculture to serve as the inspector and certify for the Good Manufacturing Practice system under the Thai Agricultural Standard.

“Certification of Registration of the Plant Products Manufacturer” means supporting documents that shows the registration of the plant products manufacturer issued by the Department of Agriculture.

“PSCD” means the Plant Standard and Certification Division of the Department of Agriculture.

Item 5 Qualifications of the applicant

5.1 An ordinary or legitimate individual who owns the plant products manufacturer in accordance with Item 4

5.2 The Plant Products Manufacturer must be certified with Good Manufacturing Practices system under Thai Agricultural Standard in accordance with the Agricultural Standards Act B.E. 2551 (A.D. 2008) and its amendments or Department of Agriculture Standards from the Department of Agriculture or certified from the Plant Products Manufacturer registered with the Department of Agriculture in accordance with the Department of Agriculture Notification on Criteria, Procedures and Conditions for the Registration of odyB fyingtierC for the Plant Products Manufacturer B.E. 2558 (A.D. 2015).

5.3 The Plant Products Manufacturer which certificate of registration was canceled cannot apply to be registered as Plant Products Manufacturer under this Declaration until the 180 days have elapsed from the date of cancellation of the certificate of registration of Plant Products Manufacturer.

5.4 The Plant Products Manufacturer which certificate of registration of the Plant Products Manufacturer shall not be able to apply for registration as Plant Products Manufacturer until the violation has been corrected.

Item 6 Registration of the Plant Products Manufacturer

6.1 Submit the application form PSCD. 21 as attached with this Declaration together with other supporting documents to the competent officer or by post addressed to the Plant Standard and Certification Division of the Department of Agriculture or other places designated by the Department of Agriculture.

6.2 Upon receipt of such application, the competent officer shall examine the application and documents as required, and if deemed to be correct and complete, the application shall be submitted to the Director-General of the Department of Agriculture for consideration for registration of the Plant Products Manufacturer in accordance with the PSCD. 21.1 as Annexed with this Declaration.

In case the documents are not correct and incomplete, the competent authority shall call for additional documents to be submitted within 30 days.

6.3 The Important Letter for the registration of the Plant Products Manufacturer shall be valid for 2 years from the date of issuance of the important letter showing the registration of the Plant Products Manufacturer

6.4 Renewal of the Certificate of Registration of the Plant Products Manufacturer shall be carried out according to Item 6.1 not less than 45 days before the important letter showing that the registration expired.

6.5 In case the Certificate of Registration of the Plant Products Manufacturer was lost or damaged, the competent officer may issue a certificate of registration as a replacement as Certificate of Registration of the Plant Products Manufacturer.

Item 7 Plant Products Manufacturer that had received a Certificate of Registration of the Plant Products Manufacturer should comply with the following:

7.1 To cooperate with the Department of Agriculture officers in undertaking the inspection of the Plant Products Manufacturer if any violations were found, then improvements must be made as notified by the Department of Agriculture with written notice of amendment within 90 days from the date of notification.

7.2 Cooperate with the audit team from responsible Departments. (Competent Authority) of the country participating in the audit.

7.3 The registration must not be used or cited in a way that challenges damage or may mislead the registration.

7.4 Maintain the status of certification standards that have been applied for registration of the plant products manufacturer with the Department of Agriculture according to Item 5.2

7.5 If there is a change in the details as registered, it must be notified in writing to the Department of Agriculture within 90 days from the date of the change.

Item 8 In case of finding violations or non-compliance with the criteria prescribed in this announcement, or the result of the inspection of food safety problems, or receiving notification from the importing country regarding food safety issues, the Director General of the Department of Agriculture or his designated officer can notify to suspend or cancel the certificate of registration of the plant products manufacturer in accordance with the following criteria and procedure:

8.1 Violation or Non-compliance with the notification

8.1.1 If violated and non-compliance on Item 7.1 or did not cooperate or refuse inspection without reasonable cause for 2 consecutive times, the Company shall suspend the certificate of registration of the plant products manufacturer until the person who receives the letter of registration of the plant products manufacturer informed in writing that corrective measures has been efficiently applied.

8.1.2 In case of violation or non-compliance under Item 7.2, the Department of Agriculture will consider suspending the certificate of registration of the plant products manufacturer for a period of 15 days

8.1.3 In case of violation or non-compliance with Item 7.3 - 7.5, the competent officer shall issue a warning to person who holds the letter of certification of registration of the plant products manufacturer and to clarify, improve, and apply corrective measures. In case of non-compliance, the Department of Agriculture shall consider suspending the certificate of registration of the plant products manufacturer until the person who receives the letter of registration of the plant products manufacturer will apply corrective measures and notify the correction in writing.

8.2 Results from the monitoring of food safety problems or received alerts from import countries about food safety.

8.2.1 Results from monitoring food safety issues or receiving notifications from importing countries about food safety for the first time, the competent officer shall notify the recipient of a letter of registration of the plant products manufacturer in writing, separating them into microbial problems, chemicals, transgenic crops or anything else harmful to human health. The person who receives the letter of registration of the plant products manufacturer must make amendments and notify the amendments in writing within 90 days from the date of receipt of the first notification.

8.2.2 As a result of monitoring food safety problems or receiving notification from the importing country about food safety in the same area as in Item 8.2.1 for the second time, within a period of 30 days from the date of notification under Item 8.2.1, the competent officer shall notify the person who receives the letter of registration of the plant products manufacturer in writing, to show the corrective measures applied efficiently as notified by the Department of Agriculture in writing within 90 days from the date of receipt of the second notification.

8.2.3 As a result of monitoring food safety problems or receiving notification from the importing country regarding the same food safety issue as in Item 8.2.1 for the third time within 90 days from the date of notification under Item 8.2.1, the certificate of registration of the plant products manufacturer shall be suspended until the person who receives the certificate of registration of the plant products manufacturer shall make effective improvements as notified by the Department of Agriculture in writing to the competent authority for consideration of the corrections and notify the result of the consideration to the person who receives the certificate of registration of the plant products manufacturer within a period of 15 working days.

8.2.4 In case of failure to effectively implement the amendments under Item 8.2.1 and 8.2.2 and without notifying the amendment in writing within the period prescribed by the Department of Agriculture, the company shall suspend the certificate of registration of the plant products manufacturer until the recipient of the letter of registration shall effectively undertaken improvements as received from the notification from the Department of Agriculture and written notification of amendments. When the person who receives the letter of certificate of registration, the plant products manufacturer then notifies the amendments in writing.

Competent officer shall consider the amendment and report the result to the holder of the registration certificate within 15 working days.

8.3 In case of delay of more than 90 days from the date of importers notification regarding food safety, starting from the date of sampling, the competent officer shall notify the person holder of the certificate of registration for the plant products manufacturer, in writing without counting offenses by the holder of the certificate of registration shall efficiently undertake improvements as notified. from the Department of Agriculture and notify the amendments made in writing within 90 days from the date of notification. If the amendment is not carried out within the specified period.

Competent officer shall notify the holder of the certificate of registration of the plant products manufacturer in accordance with Item 8.2

8.4 In the event that the Department of Agriculture considers that there has been a violation or non-compliance with this announcement or has received a notification from the importing country about food safety in which case it may cause damage to the national economy or affect the reputation of the country, as a whole, or have a trade obligation with the importing country, the Department of Agriculture shall suspend or cancel the certificate of registration for the plant products manufacturer.

Item 9 The Director General of the Department of Agriculture or his designated officer shall have the authority to cancel the suspension when there are reasonable grounds that the holder of the registration certificate for the plant products manufacturer person has undertaken corrective measures in accordance with this notification.

Item 10 The Department of Agriculture reserves the right to monitor and collect samples as appropriate.

Item 11 The Department of Agriculture shall not any charges for the registration of the plant products manufacturer unless the government has the policy to collect expenses for such operations.

Item 12 Certification of Registration of the Plant Products Manufacturer in accordance with the Department of Agriculture Notification on Criteria, Procedure and Conditions for the Registration of Plant Products Manufacturer B.E. 2563 (A.D. 2020) issued prior to the enforcement of such Notification, shall continue to be valid until the expiry date of the said registration certificate.

Announced on March 17, 2020
(Signed) Sermsuk Salakpetch
Director General, Department of Agriculture