

AGRICULTURAL STANDARDS ACT (the 2nd Edition)

B.E. 2556 (2013)

(UNOFFICIAL TRANSLATION)

BHUMIBOL ADULYADEJ, REX;

Given on the 29th Day of April B.E. 2556;

Being the 68th Year of the Present Reign.

By the Royal Command of His Majesty King Bhumibol Adulyadej it is hereby proclaimed that:

Whereas it is expedient to amend the law on agricultural standards;

Whereas it is aware that this Act contains certain provisions in relation to the restriction of rights and liberties of persons in respect of which section 29, in conjunction with section 43 of the Constitution of the Kingdom of Thailand so permit by virtue of law;

Be it, therefore, enacted by the King, by and with the advice and consent of the National Parliament, as follows:

Section 1 This Act shall be called the “Agricultural Standards Act, B.E. 2556 (2013)”.

Section 2 This Act shall come into force after the date of its publication in the Royal Gazette.

Section 3 This Act shall abolish the definition of “company” under Section 3 of the Agricultural Standards Act B.E. 2551 (2008)

Section 4 This Act shall abolish contents stated in the definition of “Director-General” under Section 3 of the Agricultural Standards Act B.E. 2551 (2008) and be replaced by following contents:

“ “Secretary-General” means Secretary-General of the National Bureau of Agricultural Commodity and Food Standards”

Section 5 This Act shall change the word “Director-General” under the Agricultural Standards Act B.E. 2551 (2008) into the word “Secretary-General” anywhere

Section 6 This Act shall abolish contents in the paragraph 1 of Section 6 under the Agricultural Standards Act B.E. 2551 (2008) and shall be replaced by following contents:

“There shall be a committee called as “an Agricultural Standards Committee” consisting of Minister of Agriculture and Cooperatives or Deputy Minister of Agriculture and Cooperatives entrusted by Minister of Agriculture and Cooperatives as Chairperson, Permanent Secretary of the Ministry of Agriculture and Cooperatives as Vice Chairperson, Director-General of the Rice Department, Director-General of the Department of Fisheries, Director-General of the Department of Livestock, Director-General of the Department for Development of Thai Traditional and Alternative Medicine, Director-General of the Department of Agriculture, Director-General of the Department of Customs, Director-General of the Department of Agricultural Extension, Director-General of The Queen Sirikit Department of Sericulture, Secretary-General of the Office of Consumer Protection Board, Secretary-General of the Food and Drug Administration, Secretary-General of the Office of Agricultural Economics, a representative of the Ministry of Natural Resources and Environment, a representative of the Ministry of Commerce, a representative of the Ministry of Industry, President of the National Farmers Council or his representative, President of the Thai Chamber of Commerce or his representative, President of the Federation of Thai Industries or his representative and not more than three experts appointed by the Minister as members; and the Secretary-General as member and secretary.”

Section 7 This Act shall abolish contents in the paragraph 3 of Section 17 under the Agricultural Standards Act B.E. 2551 (2008) and shall be replaced by following contents:

“The Technical Committee shall contain experts on standards of the kinds or groups of agricultural commodity for which they are appointed.”

Section 8 This Act shall abolish contents in Section 34 under the Agricultural Standards Act B.E. 2551 (2008) and shall be replaced by following contents:

“Section 34 The applicant for the license shall have the qualifications and shall not be under any prohibited conditions as follows:

(1) being a Juristic person which has the objective of business regarding standard inspection and certification of agricultural commodity;

(2) having personal laboratory or capable of using laboratory of others which a laboratory shall contain capacity and specifications as prescribed by the Committee in the Notification, unless in the case where standard inspection is unnecessary to have or use a laboratory;

(3) not being a person whose license is being suspended;

(4) not being a person whose license has been revoked, or otherwise it shall not be less than two years;

(5) being under any other qualifications and prohibition as prescribed by the Committee in the Notification.

A representative or any person acting for the Juristic person applying for the license shall have never been the representative or any other person acting for the Juristic person whose license was revoked under (4).”

Section 9 An expert committee under the Agricultural Standards Act B.E. 2551 (2008) which holds office prior to the effective date of this Act shall continually hold office to perform the duty until having an appointment of a new expert in accordance with the Agricultural Standards Act B.E. 2551 (2008) amended by this Act

Section 10 Any provision, rule, regulation, notifications, order or cabinet resolution refers to Director-General of The National Bureau of Agricultural Commodity and Food Standards, there shall be regarded as such provision, rule, regulation, notifications, order or cabinet resolution refers to the Secretary-General of The National Bureau of Agricultural Commodity and Food Standards

Section 11 Notifications issued under Section 34 of the Agricultural Standards Act B.E.2551 (2008) which is effective prior to the effective date of this Act still shall be continually effective only contents not against or contradict this Act until having effective Notifications which is issued under Section 34 of the Agricultural Standards Act B.E.2551 (2008) and amended by this Act

Section 12 Minister of Agriculture and Cooperatives shall act for in compliance with this Act

Countersigned by:

Yingluck Shinawatra

Prime Minister