

MINISTERIAL REGULATION

RE: PRESCRIPTION OF CRITERIA FOR BUSINESS OPERATOR RELATING TO WEIGHTS AND MEASURES (NO. 2) B.E. 2549 (2006)

By virtue of section 5, section 41 paragraph two and section 43 paragraph two of the Weights and Measures Act B.E. 2542 which is the Act containing certain provisions in relation to the restriction of rights and liberties of a person, in respect of which section 29 in conjunction with section 31, section 35, section 48 and section 50 of the Constitution of the Kingdom of Thailand so permit by the virtue of law, the Minister of Commerce hereby issues the Ministerial Regulation as follows:

The provisions of clause 9 of the Ministerial Regulation prescribing the criteria for a business operator relating to weights and measures B.E. 2544 shall be repealed and the followings shall be replaced:

“Clause 9. Upon the receipt of application under clause 4 or an application for renewal of license under clause 8, it shall be considered and a license shall be issued within ten days as from the date of receipt of the application including the evidence and under the complete procedure as follows:

(1) a competent official shall examine an application and evidence to be correct and complete. In the case where it appears that the application and evidence is not correct or complete, the competent official shall notify a person applying for license or renewal of license to correct or complete within thirty days as from the date of notification. In the case where the person applying for license or renewal of license fails to correct or complete it within the prescribed time period, the submission of such application is deemed to be terminated;

(2) in the case where an application and evidence is correct and complete, the competent official shall examine whether the person applying for license or renewal of license has complied with the criteria as prescribed in clause 5 or clause 8 paragraph two, as the case may be, and shall conduct an examination report including the opinion and submit it to the Director-General or a person entrusted by the Director-General;

(3) in the case where the correct and complete application and evidence has been received and it appears in the inspection report of the competent official under (2) that the applicant for license or license renewal has complied with the criteria as prescribed in clause 5 or clause 8 paragraph two, the Director-General or a person entrusted by the Director-General shall consider issuing a license to be a self-verified inspector of weights and measures instrument.

The calculation of time under paragraph one shall not include the time a competent official, the Director-General or a person entrusted by the Director-General orders the person applying for license or renewal of license to undertake (1) or under clause 5 or clause 8 paragraph two to correct and complete”.

Given on the 22nd of May B.E. 2549 (2006)

Preecha Laohapongchana

Deputy Minister acting on behalf of
the Minister of Commerce