

Notification of the Central Bureau of Weights and Measures

Re: Stipulation of principles, procedures and conditions for approval of the removal, depletion or damage of verification marks, marks or any other things issued by the weights and measures inspector, and the marks prohibiting the use of weights and measures devices
B.E. 2560 (2017)

Whereas it is deemed expedient to establish principles and procedures approved for the removal, depletion or damage of verification marks, marks or any other things issued by the Weights and Measures Inspector, and the marks prohibiting the use of Weights and Measures Devices in Section 52 (4) of the Weights and Measures Act B.E. 2542 (1999) with the Amendment (No. 3) B.E. 2557 (2014) to provide practical orientation to a common approach with systematic and appropriate methods.

By virtue of Section 6 under the Weights and Measures Act B.E. 2542 in conjunction with Section 57 and Section 57/1 paragraph two of the Weights and Measures Act B.E. 2542 (1999) with the Amendment (No. 3) B.E. 2557 (2014), the Director-General of the Department of Internal Trade hereby issues this Notification as follows.

Clause 1. This Notification shall come into force on the day following the published date in the Government Gazette.

Clause 2. In this Notification:

“Director-General” means Director-General of the Department of Internal Trade.

Chapter 1 **Application for Permission**

Clause 3 The owner or possessor of Weighing or Measuring instruments or packaged commodities who want to request permission for the removal, depletion, or damage of verification marks or other marks prepared by the Weights and Measures Inspector to seize and confiscate Weighing or Measuring instruments or packaged commodities according to Section 52 (4) of the Weights and Measures Act B.E. 2542 (1999) or the marks prohibiting the use of Weights and Measures devices under Section 57 of the Weights and Measures Act B.E. 2542 (1999) with the Amendment (No. 3) B.E. 2557 (2014) shall submit an application attached with documentation specified in Section 5 to a competent officer at the Central or Branch Bureau of Weights and Measures with the specific official date. The Weights and Measures device being applied for the said permission shall be for a specific measuring purpose for correction and submitted for re-inspection and issuance of a new verification by the Weights and Measures Inspector.

Clause 4 The person applying for permission in Clause 3 shall be allowed to appoint a representative with a given name and ID number on the application form.

The application for the removal, depletion or damage of verification marks or of the marks prohibiting the use of Weights and Measures devices shall use the ChorWor. 3007 form in this Annex whereas the application for the removal, depletion or damage of other marks prepared by the Weights and Measures Inspectors to seize or confiscate the Weights and Measures device or packed commodities shall use the ChorWor. 3008 form in this Annex.

Clause 5 Application for the removal, depletion or damage of verification marks or other marks prepared by the Weights and Measures Inspector to seize or confiscate Weights and Measures devices and packaged commodities or the marks prohibiting the use of Weights and Measures devices specified in Clause 3 shall require the attached documentation as follows:

(1) ID card of the applicant and the representative (if any) whereas a juristic person shall have to submit a copy of the juristic person certificate issued within six months as of the submitted date of application;

(2) a copy of the report from the Weights and Measures Inspector (if any);

(3) a written authority in the case of an authorized representative (if any);

(4) an application for Weights and Measures device inspection for verification issuance.

Chapter 2 Permission

Clause 6 The following authorized officers shall have authority to approve application for the removal, depletion or damage of verification marks or other marks prepared by the Weights and Measures Inspector to seize and confiscate Weighing or Measuring instruments or packaged commodities according to Section 52 (4) of the Weights and Measures Act B.E. 2542 (1999) or the marks prohibiting the use of Weights and Measures devices under Section 57 of the Weights and Measures Act B.E. 2542 (1999) with the Amendment (No. 3) B.E. 2557 (2014). They are:

(1) Director of Weights and Measures Office or Director of Weighing and Measuring Instruments Inspection Office, or the authorized person as the case may be, who shall have the authority to give approval only for weighing and measuring instruments and packaged commodities in Bangkok Metropolitan, Nonthaburi, Samut Prakan and Pathum Thani;

(2) Director of Weights and Measures Office or Chief of Branch Office with jurisdiction over other provinces except in (1) to control weighing and measuring instruments and packaged commodities.

Clause 7 The competent officer who has received the application form attached with required documentation in Clause 5 shall check for correction and completion prior to immediate registration and further present primary observation to the authorized officers in Clause 6.

Consideration for required approval according to paragraph one shall be completed within three official days as of the date the submitted application is received to enable the applicant to proceed further.

In cases where the application form or required documentation is still incomplete, the competent officer shall request for correction and resubmission by the applicant within seven official days as of the date the submitted application is received, otherwise the said application shall be disposed of.

The application registration under paragraph one shall use ChorWor. 3009 form in this Annex.

Clause 8 The applicant who receives approval from the competent officer shall be allowed to remove, deplete or damage verification or other marks prepared by the Weights and Measures Inspector to seize or confiscate Weights and Measures devices and packaged commodities or the mark prohibiting the use of Weights and Measures devices.

Procedures in accordance with paragraph one relating to weighing and measuring devices shall be carried out by the person certified by the Department of Internal Trade for repair business.

Clause 9. In cases where the person with certification fails to follow required procedures in this Notification, the given approval shall be terminated.

Clause 10. The authorized officers defined in Clause 6 shall inform the applicant whether permission is approved or is not approved with specific reasons within three official days as of the date of the order.

Given on the 28th Day of March B.E. 2560

- *Signature*-

(Mrs. Nuntawan Sakuntanaga)

Director-General

Department of Internal Trade