

NOTIFICATION OF THE WAREHOUSE, SILO AND COLD STORAGE CONTROL COMMITTEE

RE: CRITERIA, PROCEDURES AND CONDITIONS ON NOTIFICATION OF LEASING

A WAREHOUSE, SILO OR COLD STORAGE FOR OVER FIFTY PERCENT OF THE AREA

By virtue of section 8(2), (5), section 29 (2) and paragraph two of the Warehouse, Silo and Cold Storage B.E. 2558, the Warehouse, Silo and Cold Storage Control Committee hereby issues the Notification as follows:

Clause 1. This Notification shall come into force as from the day following the date of its publication in the Government Gazette.

Clause 2. Any business operator of warehouse, silo and cold storage who leases a warehouse, silo or cold storage over fifty percent of an area of the warehouse, silo or cold storage shall notify the Director-General of the Department of Internal trade within fifteen days as from the date of lease as annexed to this Notification.

Upon the notification under paragraph one, if, subsequently, there is additional lease of warehouse, silo or cold storage, the Director-General of the Department of Internal trade shall be notified within fifteen days as from the date of lease in accordance with the form as prescribed paragraph one.

Clause 3. Notification under clause 2 shall be attached with certified documentary evidence as follows:

- (1) a copy of warehouse, silo or cold storage lease agreement;
- (2) a map illustrating the whole area of warehouse, silo or cold storage and a mark shall be made for the area of leased warehouse, silo or cold storage including the proportion of leased area.

Clause 4. The notification under clause 2 shall be made at the following governmental agencies:

(1) in the case where an office is located in Bangkok, it shall be notified at the Department of Internal Trade, Ministry of Commerce;

(2) in the case where an office is in other provinces outside Bangkok, it shall be notified at the Provincial Commerce Office where such office is located.

Clause 5. The notification under clause 4, it shall be made via one of the following channels:

(1) to notify a competent official at the place as prescribed in clause 4;

(2) registered mail by which the postage stamp at the origin post office shall be the notification date;

(3) facsimile by which the date of receipt of facsimile shall be the date for expressing the desire to notify. In this regard, the notification is complete when the person notifying has submitted the original document to the Director-General of the Department of Internal Trade;

(4) electronic means by which the date the electronic date entered into the data system of the Department of Internal Trade, Ministry of Commerce shall be the date of expressing the desire to notify. In this regard, it shall be in accordance with the rules, procedures and criteria for notification as prescribed by the Director-General of the Department of Internal Trade.

Clause 6. In the case of renewal of lease agreement of warehouse, silo or cold storage, such business operator shall notify the Director-General of the Department of Internal Trade within fifteen days as from the date of renewal of the lease agreement as annexed to this Notification including the documentary evidence under clause 3.

In the case where the warehouse, silo or cold storage lease agreement is expired, regardless of a reason, a business operator shall notify, in writing, the Director-General of the Department of Internal Trade within thirty days as from the date of expiration.

In regard to the notification under paragraph one and paragraph two, the provisions of clause 4 and clause 5 shall apply *mutatis mutandis*.

Clause 7. Any business operator of warehouse, silo or cold storage who leases a warehouse, silo or cold storage exceeding fifty percent of the area of warehouse, silo or cold storage prior to the date this Notification has come into force shall notify the Director-General of the Department of Internal Trade within fifteen days as from the date this Notification has come into force in accordance with the form as annexed to this Notification including the documentary evidence under clause 3.

In regard to the notification under paragraph one, the provisions of clause 4 and clause 5 and clause 6 shall apply *mutatis mutandis*.

Given on the 22nd of April B.E. 2559 (2016)

Apiradi Tantraporn

Minister of Commerce

Chairperson of the Warehouse, Silo and Cold Storage Control Committee