

Notification of the Central Committee on the Price of Goods and Services

No. 3, B.E. 2564 (2021)

Regarding Declaration of Information, Display of Price,
and Ration or Distribution of Hygienic Mask

Whereas the Notification of the Central Committee on the Price of Goods and Services No. 1, B.E. 2563 (2020) Regarding Determination of Additional Goods under Control dated 4 February B.E. 2563 (2020) comes to an end, resulting in the end of the enforcement of the Notification of the Central Committee on the Price of Goods and Services No. 3, B.E. 2563 (2020) Regarding Declaration of Information, Display of Price, and Ration or Distribution of Hygienic Mask dated 4 February B.E. 2563 (2020) as amended by the Notification of the Central Committee on the Price of Goods and Services No. 9, B.E. 2563 (2020) Regarding Additional Declaration of Information, Display of Price, and Ration or Distribution of Hygienic Mask dated 5 March B.E. 2563 (2020). In the meantime, the Central Committee on the Price of Goods and Services has already reconsidered the exercise of its power regarding the stipulation of the aforesaid measure, it is of the view that there should be the maintenance of the measure that the producer, the importer, the exporter and the distributor of the hygienic mask are required to declare information on the capital cost, the price and the quantity of the hygienic mask, to display the price, and to ration or distribute the hygienic mask. In addition, there should be the adjustment of the measure that the importer is required to declare additional information relating to the customs tariff and the number of an import entry, whereby the declaration of such information must be made within twenty-four hours as from the time of the examination and release of goods in order that the price and the quantity of the hygienic mask shall be at optimum level and fair to all parties involved.

By virtue of Section 9 (2), (3), (5), Section 25 (3), (4), (5), (9), (10), Section 26 and Section 28 of the Price of Goods and Services Act, B.E. 2542 (1999), the Central Committee on the Price of Goods and Services therefore issues this Notification, as follows.

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Article 1. This Notification shall come into force in all areas of the Kingdom for the period of one year as from the day following the date of its publication¹, except for there being the issuance of a new notification.

Article 2. In this Notification,

“hygienic mask” means

(1) a medical mask and/or having carbon as a component and/or having a valve, a hygienic mask in the type of N95,

(2) a disposable mask which is used in an industrial factory,

(3) a disposal dust mask and/or having carbon as a component and/or having a valve, a mask in the type of N95 for preventing dust, pollen, fog and smoke.

The meaning of “hygienic mask” does not include a hygienic mask which is produced from fabric and capable of being reused.

Chapter 1

Declaration of Information

Article 3. The producer, the exporter and the distributor of the hygienic mask are required to declare information on the capital cost, the purchase price, the sale price, the quantity of production, the quantity of exportation, the quantity of distribution and the remaining quantity on a daily basis. The sale price shall be consistent with the capital cost.

The importer of the hygienic mask is required to declare information on the capital cost, the purchase price, the sale price, the quantity of importation, the quantity of distribution, the remaining quantity, the customs tariff, the number of an import entry, the name and address of the purchaser, and the place of storage. The declaration must be made within twenty-four hours as from the time when the Customs Department writes the record of examination and release.

Article 4. In the case where there is a change in the place of storage as declared under Article 3, such a change must be declared within the date of the change.

Article 5. The producer, the importer, the exporter and the distributor are prohibited from selling the hygienic mask at a price higher than the declared price under Article 3,

¹ Published in the Government Gazette, Volume 138, Special Part 43 d, Page 22, dated 24 February B.E. 2564 (2021).

except for obtaining the permission from the Secretary-General of the Central Committee on the Price of Goods and Services.

The application for permission and the permission under paragraph one shall be in accordance with the Regulation of the Central Committee on the Price of Goods and Services Governing Stipulation of Rules, Procedures for Consideration of Determination and Change of List or Price as Declared, B.E. 2545 (2002), dated 16 August B.E. 2545 (2002).

Article 6. The declaration under Article 3 or Article 4 or the application for permission under Article 5 shall be made or submitted to the Secretary-General of the Central Committee on the Price of Goods and Services in the form prescribed by the Secretary-General of the Central Committee on the Price of Goods and Services at the Office of the Central Committee on the Price of Goods and Services, the Department of Internal Trade, the Ministry of Commerce.

The declaration under paragraph one shall be made by electronic data, electronic mail (email) or facsimile. In case of the declaration by electronic data, the date when the electronic data enters into the data system of the Office of the Central Committee on the Price of Goods and Services, the Department of Internal Trade, the Ministry of Commerce shall be deemed as the date of declaration. In case of the declaration by electronic mail (email), the date when the electronic mail (email) is received by a competent official shall be deemed as the date of intention of declaration. In case of the declaration by facsimile, the date when the facsimile is received by a competent official shall be deemed as the date of intention of declaration.

The declaration by electronic mail (email) or facsimile under paragraph two shall be valid when the producer, the importer, the exporter and the distributor have already submitted the original document to the Secretary-General of the Central Committee on the Price of Goods and Services.

The producer, the importer, the exporter or the distributor who wishes to declare the information via electronic data shall sign in the memorandum of agreement to declare the information via electronic data in accordance with the rules and procedures as prescribed by the Secretary-General of the Central Committee on the Price of Goods and Services.

Article 7. When the producer, the importer, the exporter or the distributor has requested the Secretary-General of the Central Committee on the Price of Goods and

Services to extend the specified period of time in this Notification; or when the Secretary-General of the Central Committee on the Price of Goods and Services has deemed as appropriate; the Secretary-General of the Central Committee on the Price of Goods and Services may give an order to make an extension of the specified period of time prior to the expiry date of such a period. Nevertheless, such an extension shall be made only when there is a special circumstance or an unavoidable event; and the producer, the importer, the exporter or the distributor has requested; or the Secretary-General of the Central Committee on the Price of Goods and Services has given an order prior to the expiry date of such a period, except for the case of force majeure.

Chapter 2

Display of Price

Article 8. The distributor is required to clearly and completely display the retail price of the hygienic mask or other expenses. In this regard, such display together with the display of the price of the hygienic mask shall be undertaken in the manner of being clearly seen and disclosed, in capable of being legible. The contents or items to be displayed concurrently with the price must be made in Thai language, regardless of whether there are other foreign languages or not.

The display of the retail price under paragraph one shall be undertaken by writing, printing or making appearance by other methods on paper, wood, mirror, wall or any other material.

The display of the retail price shall be undertaken in the form of the price per unit. Such a price must be made in Thai or Arabic figure, being displayed on the product as to be sold or on a nearby area to such a product.

Article 9. The distributor is required to sell at a price not higher than the displayed price under Article 8.

Chapter 3

Ration or Distribution

Article 10. The producer, the importer and the distributor are required to ration or distribute the hygienic mask to the Goods Management Center for Hygienic Mask under the supervision of the Department of Internal Trade, the Ministry of Commerce.

The quantities, prices, rules, procedure and conditions of the ration or distribution the hygienic mask shall be in accordance with the stipulations made by the Secretary-General of the Central Committee on the Price of Goods and Services.

Given on the 4th Day of February B.E. 2564 (2021)

Jurin Laksanawisit

Minister of Commerce

Chairperson of the Central Committee on the Price of Goods and Services

Notification of the Central Committee on the Price of Goods and Services No. 3,
B.E. 2564 (2021) Regarding Declaration of Information, Display of Price, and Ration or
Distribution of Hygienic Mask

ประกาศคณะกรรมการกลางว่าด้วยราคาสินค้าและบริการ ฉบับที่ 3 พ.ศ. 2564 เรื่อง การแจ้งข้อมูล การแสดงราคา
และการปันส่วนหรือจำหน่ายหน้ากานามัย