

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 Allocation or Distribution of Hygienic Mask

Whereas the Central Committee on the Price of Goods and Services already issued 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), prescribing the hygienic mask to be the controlled goods.

Whereas the Central Committee on the Price of Goods and Services passed the resolution on 3 February B.E. 2563 (2020), prescribing that the producer, the importer, the exporter and the distributor of the hygienic mask are required to declare the information, to display the price, and to allocate or distribute the hygienic mask 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.

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.

¹ Published in the Government Gazette, Volume 137, Special Part 40 d, Page 15, dated 20 February B.E. 2563 (2020).

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 importer, the exporter and the distributor of the hygienic mask are required to declare the information relating to the capital cost, the purchase price, the sale price, the quantity of production, the quantity of importation, the quantity of exportation and the quantity of distribution of January B.E. 2563 (2020) within 6 February B.E. 2563 (2020), and to later declare such information every month within the 10th date of the following month. The sale price shall be consistent with the capital cost.

The producer, the importer, the exporter and the distributor under paragraph one are required to declare the information on the remaining quantity being on the date of this Notification coming into force within 6 February B.E. 2563 (2020), and to later declare such information every month within the 10th date of the following month.

Article 4. 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, except for obtaining the permission from the Secretary-General of the Central Committee on the Price of Goods and Services.

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

Article 5. The declaration under Article 3 or the application for permission under Article 4 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, Ministry of Commerce.

The declaration under paragraph one shall be made by registered and replied mail, facsimile, email or electronic data, whereby the date when there is a daily seal affixed at the origin post office shall be deemed as the date 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. In case of the declaration by email, the date when the email is received by a competent official shall be deemed as the date of intention of declaration. 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, Ministry of Commerce shall be deemed as the date of declaration.

The declaration by facsimile or email 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 6. 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 7. 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 easily read. 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 8. The distributor is required to sell at a price not higher than the displayed price under Article 7.

Chapter 3

Allocation or Distribution

Article 9. The producer, the importer and the distributor are required to allocate or distribute the hygienic mask to the Goods Management Center for Hygienic Mask under the supervision of the Department of Internal Trade, Ministry of Commerce.

The quantities, prices, rules, procedure and conditions of the allocation 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. 2563 (2020)

Jurin Laksanawisit

Minister of Commerce

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