

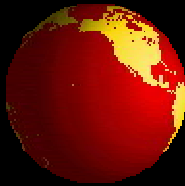


World-Class Customs
for national competitiveness
and social protection

The Customs Department of the Kingdom of Thailand

Thailand -Japan Export Control Seminar: Customs Control and Formalities

March 8, 2011 Crown Plaza Hotel
Lumpini Park Bangkok



Dr. Sangob Sittidech
(LL.B., M.A., D.P.A.)
Customs Technical Officer, Professional
Bangkok Port Customs Bureau



World-Class Customs
for National Competitiveness
and Social Protection

Presentation out line



PART I Export Control System



PART II e-Export System

PART III Customs Role in -
Protecting Cargo





World-Class Customs
for National Competitiveness
and Social Protection

Export Control system



PART I

Dr.Sangob Sittidech, March 8, 2011

1. Customs Law Related to Export

- Requirements of the Customs to be satisfied before goods are exported
 - Section 45 of the Customs Act B.E. 2469 (1926)
"Before the exportation of any goods, the exporter shall have fully of complied with this Act and other laws relating to the customs, made due entry, and paid the full amount of duty or provided cash security therefore. The application for providing cash security shall be in accordance with the regulations laid down by the Director- General. "
 - Section 27. Any person imports or brings into the Kingdom any tax unpaid, restricted, or prohibited goods, or any goods which has not duly passed through the customs, or exports or takes such goods out of the Kingdom... For each offence there shall be a fine of four times the amount of price of the goods including duty or to imprisonment for a term of not exceeding ten years, or to both.



World-Class Customs
for National Competitiveness
and Social Protection



Dr.Sangob Sittidech, March 8, 2011



Customs Law Related to Other Laws

Law and Regulations - Security Council resolution 1540 (2004) : WMD

- The Act Controlling the Exportation of Arms, Armament and War Implements (1952)

- The Atomic Energy for Peace Act (1961)

- Ministerial Regulations, issued under the order of the National Administrative Reform Committee No. 37 (1976)

- The Export and Import Goods Act (1979)

(Cabinet resolution of July 20, 2010 - delegated to the Ministry of Commerce is the main agency in the preparation of management import - export of goods that are available dual use product.)

- The Disease Control Act (1980)

- The Munitions of War Control Act (1987)

- The Royal Decree Controlling the Exportation of Arms, Armament and War Implements (1992)

- The Hazardous Substance Act (1992)

- The Amendment to the Anti-Money Laundering Act (1999)

- The Animal Disease Control Act (2001)

- The Pathogens and Toxins Act (2001)

- The Amendment to the Section of 135 of the Penal



Dr. Sangob Sittidech, March 8, 2011

2. Licensing System by 15 digits

- Exporters must....

- Obtain export license → 15 digits

Licensing System for Tracking...Ex.

- สร 0810 02 3 0227 38 →Ministry of Public Health

- กษ 0912 01 3 0030 38 →Ministry of Agriculture...

- กห 0206 02 0 0115 41 →Ministry of Defence

- จก 0412 02 3 0375 39 →Ministry of Industry

(Customs Notification 26/2544 Declaration in the list of entry permits for chemicals and hazardous materials)

<http://www.customs.go.th/UploadFile/Declaration/A1103027.pdf>

- Submit Customs Entry document(s) within 15 days after Sub gate keyed Goods Transition Control (e-Export) into the system



Dr. Sangob Sittidech, March 8, 2011

3. Statistical code by HS

The Munitions of War Control Act (1987)

HS Code	Chemical Name	Chemical Formula	HS Code
1	AMMONIUM	$NH_4NO_3 + CH_2N_2 + 2CO_2$	3602 000 10 0000
2	AMMONIUM	$NH_4NO_3 + H_2CH_2N_2 + 2CO_2$	3602 000 10 0000
3	AMMONIUM PERMANGANATE	NH_4MnO_4	2833 300 00 0000
4	AMMONIUM PERCHLORATE	NH_4ClO_4	2833 300 10 0000
5	AMMONIUM PICRATE	$C_6H_3N_3O_7 + 2NH_4^+$	2833 300 10 0000
6	APFO	$CH_3NO_2 + 2H_2O$	2833 300 10 0000
7	ANTHRACENE SULFONIC ACID	$C_{14}H_{10}SO_3$	2932 900 10 0000
8	BARIUM	$Ca_2F_2(NO_2)_2 + 2Ba(NO_3)_2$	2833 300 10 0000
9	BARIUM PICTATE	$Ba(NO_3)_2$	2833 300 10 0000
10	BARIUM PERCHLORATE	$Ba(ClO_4)_2$	2833 300 10 0000
11	BLACK POWDER	$C + 2KNO_3 + 3S + 8K_2CO_3$	3602 000 10 0000
12	COMPOSITION A	$2NH_4NO_3 + 2CH_3NO_2 + 2CO_2$	3602 000 10 0000
13	COMPOSITION B	$2NH_4NO_3 + 2CH_3NO_2 + 2CO_2$	3602 000 10 0000

HS Code	Chemical Name	Chemical Formula	HS Code
1	ACETYL CHLORIDE	CH_3COCl	2902 900 10 0000
2	ACETYL BROMIDE	CH_3COBr	2902 900 10 0000
3	ACETYL IODIDE	CH_3COI	2902 900 10 0000
4	ACETYL FLUORIDE	CH_3COF	2902 900 10 0000
5	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000

HS Code	Chemical Name	Chemical Formula	HS Code
1	ACETYL BROMIDE	CH_3COBr	2902 900 10 0000
2	ACETYL CHLORIDE	CH_3COCl	2902 900 10 0000
3	ALUMINUM	Al_2O_3	2825 100 00 0000
4	AMMONIUM DITHIOCARBONATE (POLYMER)	$(NH_4)_2CS_2$	2833 300 10 0000
5	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
6	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
7	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
8	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
9	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
10	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
11	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
12	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000
13	AMMONIUM DITHIOCARBONATE	$(NH_4)_2CS_2$	2833 300 10 0000

Dr. Sangob Sittidech, March 8, 2011

4. Risk Management System

RM is a logical and systematic method of identifying, analyzing and managing risk.

RM can be associated with any activity, function or process within the organization.



Management of the total risk faced by the organisation

Dr. Sangob Sittidech, March 8, 2011

Risk Management Profiles

There are 2 levels which are Central Profile & Local Profile.

Profiles (Central & Local)

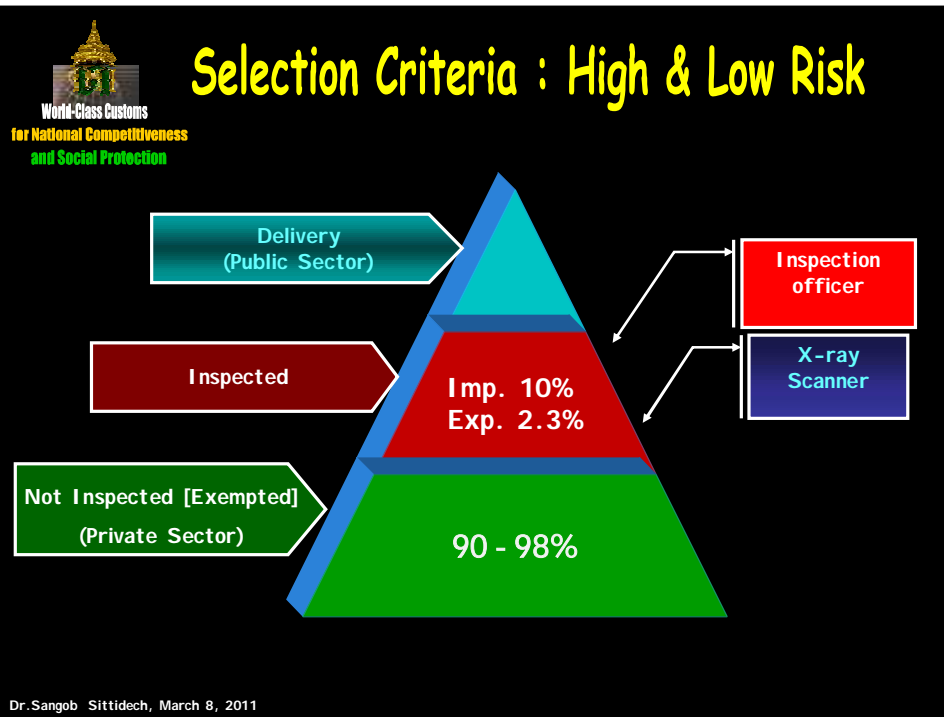
- Business Profiles: Producers/Traders
- Intelligence Data
- International Agreement
- Complied with Standards of the Revised Kyoto Convention
- Tariff code, Original of the goods, Shipment routing
- List of Prohibited / Restricted Goods
- Related Facts

Selection Criteria

- High Risk: Inspect
- Low Risk: Not inspect (Exempt)



Dr. Sangob Sittidech, March 8, 2011





e-Export System




PART II

Dr. Sangob Sittidech, March 8, 2011



e-Export



Last Port

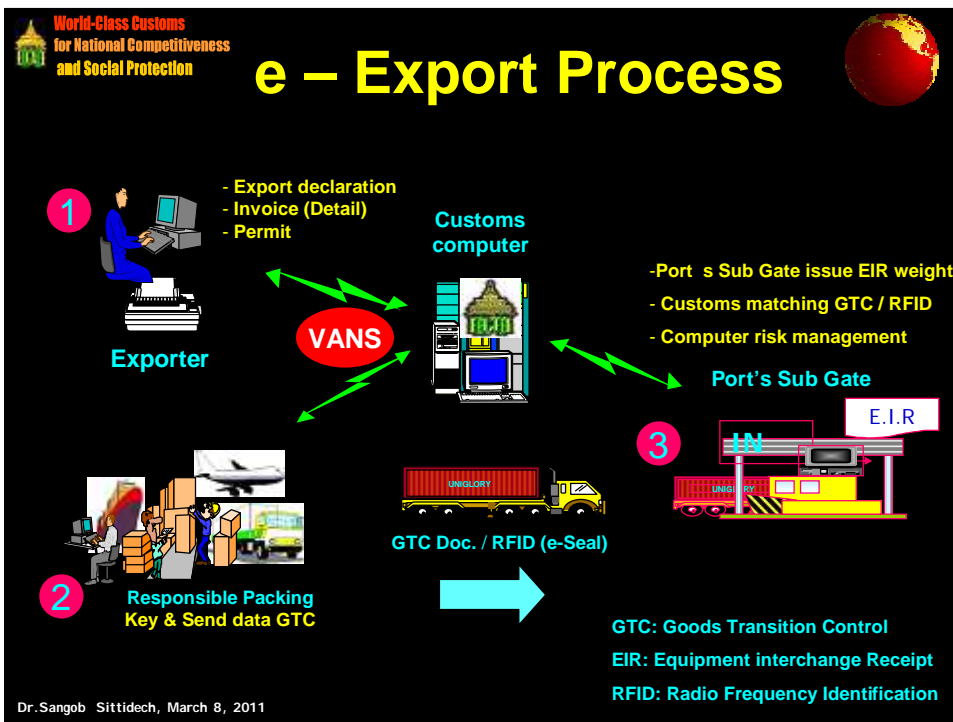


DOCUMENTS

The minimum documents required to be submitted with the Export Declaration data consists of:

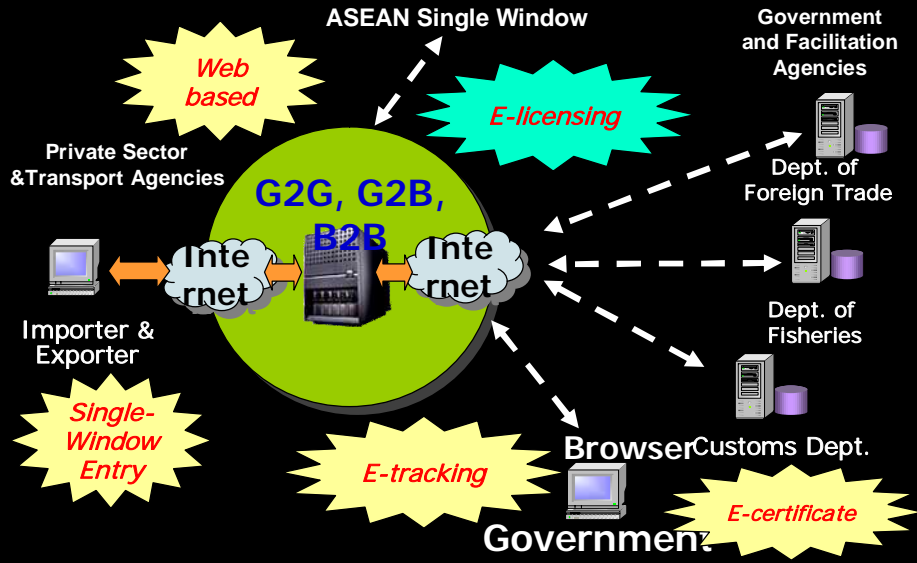
- (1) Export Declaration data
- (2) Invoice
- (3) Export License (if applicable)
- (4) Certificates of Origin (if applicable)
- (5) Other relevant documents such as catalogue, product ingredients, etc.

Dr. Sangob Sittidech, March 8, 2011





Thailand National Single Window



Dr. Sangob Sittidech, March 8, 2011



World-Class Customs
for National Competitiveness
and Social Protection

Customs Role in Protecting Cargo

PART III



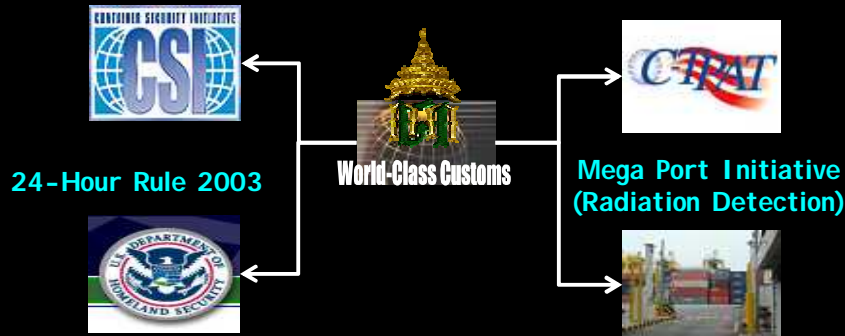
Dr. Sangob Sittidech, March 8, 2011

Thai & US Customs

Since the aftermath of the terrorist attacks USA in September 11, 2001. There are many programs took place to help the security of the United State such as

Container Security Initiative (CSI) 2003

Customs - Trade Partnership Against Terrorism (C-TPAT) 2001



Protect cargo to high-risk container by used regulation

Dr.Sangob Sittidech, March



Thai Customs & WCO

- WCO, Framework of Standards to Secure and Facilitate Global Trade : SAFE
- EU 2009, Authorized Economic Operator (AEO): EC Customs Security legislation Reg. 648/2005 and Reg. 1875/2006
- Authorized Economic Operator: an internationally recognized certification that an EU trader's role in the international supply chain is secure and customs controls and procedures are compliant.
- Department of Customs issued Customs Notification 84/2552 pilot program in which to obtain status as economic operators to be licensed. (Authorized Economic Operator: AEOs)
- (www.customs.go.th/AEO/Inf_AEO.pdf)

Dr.Sangob Sittidech, March 8, 2011

Caution on Exporters

Before exporting should consider the following issues;

1. Checked before whether the goods are in the lists of export controls or other laws.

2. If yes, should follow these procedures

- 1) Request for permission to the relevant authorities before export.
- 2) While exports (Ports Sub Gate) must verify that the product is waiting installation conditions make the risk to green or red.
- 3) After sending out must submit the allowed documents to customs control of the port or airport at the final delivery to the Kingdom within 15 days from the date of matching - the goods transition control.

If filed thereafter, Customs officers will be considered guilty of the reason for not filing in a document in a reasonable time. [Customs Notification 116/2549 Article 53 (1)]



Dr. Sangob Sittidech, March 8, 2011



Thank you

Dr. Sangob Sittidech

dr.sangob@hotmail.com

<http://dr-sangob.blogspot.com/>

Bangkok Post Customs Bureau (+66 269 3135)

<http://www.customsclinic.org/index.php?lang=en>