

(Official Emblem)

Regulations of the Ministry of Commerce
On the Administration of International Trade Promotion Fund
B.E. 2541 (1998)

By virtue of Section 13 of the Export and Import of Goods Act B.E. 2522 (1979), the Minister of Commerce, by the Cabinet's approval, thereby issues the regulations concerning fund administration rules and methods as well as international trade fund allocation. Details of which are as follows:

Article 1 This set of regulations shall be called "Regulations of the Ministry of Commerce on the Administration of International Trade Promotion Fund B.E. 2541 (1998)".

Article 2 These regulations shall be effective as of the day they are proclaimed.

Article 3 The Regulations on the Administration of International Trade Promotion Fund B.E. 2540 (1997) shall be repealed.

This set of regulations shall supersede any rule, regulation, criterion, and practice which concerns or has already been provisioned herein or is in conflict with the any provision herein contained.

Article 4 In this set of regulations,
 "Fund" shall mean the International Trade Promotion Fund pursuant to Section 13 of the Export and Import of Goods Act B.E. 2522 (1979);

 "Committee" shall mean the Executive Committee of the International Trade Promotion Fund;

 "Government Sector" shall mean any Ministry, Bureau, Department, including any other government sector equating with the Department which is accountable to the international trade promotion;

 "Private Sector" shall mean Trade Associations or the Chamber of Commerce or any other institute established by law or supported by the government sector responsible for the international trade promotion or service, i.e.

 The Council of the Thai Chamber of Commerce or the Trade Association or the Chamber of Commerce under and certified by the Council of the Thai Chamber of Commerce;

 The Federation of Thai Industries or Industrial Trade Association certified by the Federation of Thai Industries;

The Thai Bankers' Association
The National Shippers' Council
The National Food Institute
The Thailand Textile Institute

Article 5 There shall be a committee called "The Executive Committee of the International Trade Promotion Fund", comprising of the Minister of Commerce as the Committee's Chairperson, Deputy Minister of Commerce appointed by the Minister of Commerce to monitor and supervise the Department of Export Promotion as Deputy Chairperson, Permanent Secretary of Commerce as Deputy Chairperson, Director-General of the Department of Foreign Trade, representatives of the Ministry of Finance, the Ministry of Foreign Affairs, the Bureau of the Budget, the Bank of Thailand, the Council of the Thai Chamber of Commerce, the Federation of Thai Industries, and the Thai Bankers' Association as Committees, Director-General of the Department of Export Promotion as Committee and Secretary, Deputy Director-General of the Department of Export Promotion appointed therefor as Committee and Assistant Secretary.

The Committee may appoint any sub-committee and working group as deemed necessary.

Article 6 The Committee shall have the following authority and responsibilities:

(1) To contemplate whether to approve plans, projects, events or activities and budgets from the export promotion related fund organized by the government or the private sectors to ultimately achieve the target determined by the Export Development Committee;

(2) To control and pursue the operative outcome as to the plans, projects, events or activities and budgets specified in Article 6 (1);

(3) To administrate and allocate the fund including the supervision of fund usage;

(4) To undertake any other matters assigned by the Export Development Committee.

Article 7 Categories of payments the Committee is hereby authorized to disburse shall be all payments pertaining to plans, projects, events, activities or any expenditure on development and promotion of production and export of goods or services including market retention and identification, commercial advantage protection, and the resolution of export related difficulties and impediments i.e.

(1) Any survey, study, analysis, research or the pursuit of production and marketing circumstances including goods and services export opportunities, commercial advantage protection, and employment of experts for the abovementioned purposes;

(2) Promotion on the production and provision of services in conformity with foreign markets' requirements including indication or improvement of formative standard and control or management of a production and marketing order for export;

(3) Advertisement and public communication of the goods and services based on foreign markets' requirements

(4) Establishment of exhibition venues including exhibition of goods or samples that would enhance export development or promotion.

(5) Seeing-off and accompanying diplomatic corps or trade and economic representatives as well as trade and economy related conferences;

(6) Any study, training, observation visit, conference or workshop organized for the purpose of identifying and ascertaining plans, positions or strategies on the export development;

(7) Procurement, process, and provision of services as to news, data, and information for the benefit of development and promotion of goods or services including market retention and identification, commercial advantage protection, and the resolution of export related difficulties and impediments;

(8) Any other business or transaction directly affecting the export of goods and services;

(9) Management of overall operation to achieve the aforementioned objectives.

Article 8 The plans, projects, events or activities and budgets shall not be proceeded without approval of the Committee.

Article 9 The Department of Export Promotion shall be the office of the fund.

Article 10 The Committee or any person assigned and appointed by it shall serve as an authorized person to disburse any payment from the fund.

Article 11 Any purchase, hire, rent, spending, disbursement, and preserve of the fund shall be conducted in compliance with regulations and practices stipulated by the Committee with an approval of the Ministry of Finance.

Article 12 The assigned Committee Member and the Secretary thereof shall prepare a record indicating current financial status of the fund and report to the Committee every month.

The assigned Committee Member and the Secretary thereof shall prepare a monthly financial report detailing receipt and disbursement pertaining to the fund. They shall also, on a monthly basis, be responsible for collecting all relevant receipts together with evidence of debts and legal obligations and have them submitted to the Office of the Auditor General of Thailand for further inspection within the last day of the following month.

The annual closing shall be carried out once a year in keeping with the government's fiscal year and submit all the relevant documents to the Office of the Auditor General of Thailand for further inspection within 120 days as of the last day of accounting period.

Article 13 Any practices unspecified herein shall be, mutatis mutandis, in consonance with the applicable official regulations. In the event that any relevant official regulations can never be found or it is obligatory to proceed otherwise, the approval from the Committee therefor shall be indispensably required.

Article 14 The Minister of Commerce shall act for these regulations.

Proclaimed on the 28th day of April 1998

Signature

(Mr. Supachai Panitchapakdi)

Minister of Commerce