



Requirements to Sell, Manufacture or Commercialize Transgenics, Insecticides, Pesticides, Herbicides and Rodenticides

THAILAND

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- 1. Is permission required from the government in order to plant, commercialize, import or export products that have been genetically modified or engineered ("GMOs")?**

GMO plants are "prohibited materials" which shall generally be prohibited from import/bring into Thailand pursuant to the Plant Quarantine Act, except for the import of GMO plants for scientific research and study, which must obtain permission from the Department of Agriculture prior to the import. GMO plants imported to Thailand shall be used only for scientific research and study. Plantation, commercialization, and export of GMO plants are therefore practically prohibited.

- 2. Is local presence required in order to be considered a duly registered distributor where the GMO is going to be imported and sold?**

GMO plants cannot be imported for further distribution or sale. GMO plants may only be imported for research and study after obtaining prior permission as indicated above. In practice, the applicant must have local research facilities in Thailand.

- 3. Which governmental authorities are involved in the determination of the regulations involving GMOs (for example, food and agriculture, environmental, health, safety)?**

The main governmental authority involving in the determination of GMO-related regulations is Department of Agriculture, Ministry of Agriculture and Cooperatives.

- 4. Are local performance and/or environmental safety studies required to obtain the permit to plant, commercialize, import or export GMOs, or are studies carried out in the country of origin of the GMO where it has already been certified, valid or accepted?**

Import of GMO plants for scientific research and study must have Phytosanitary Certificate from the country of the origin.

- 5. Does the permission granted by the Government authorize the consumption of GMOs by human beings? Are there specific rules for the consumption of GMOs?**

Human consumption of GMO foods requires a separate license. The importation, manufacturing, and distribution of GMO foods are generally not prohibited, except for corns and corn-products which have “Cry 9C DNA Sequence”, importation of which is prohibited. Soybean and soybean products, corn and corn products that contains more than 5% recombinant DNA or protein in each of its three major ingredients shall be subject to labelling requirement (i.e. must be labeled as “genetically modified”).

- 6. Is governmental permission required for foreign companies to commercialize, import or export pesticides, insecticides, rodenticides and/or their consumables?**

Pesticides, insecticides, and rodenticides are “hazardous substance” under Hazardous Substance Act, the possession, manufacturing, import, and export of which are prohibited unless (i) such pesticides, insecticides, or rodenticides are registered with the Department of Agriculture, and (ii) any person wishing to manufacture, import, export, or possess such registered substances must, as the case may be, notify or obtain a license from the Department of Agriculture.

- 7. Is local presence required in order to be a registered or authorized distributor where the pesticides, insecticides, rodenticides and/or their consumables are going to be imported and sold?**

Any person wishing to notify or obtain a license from the Department of Agriculture to manufacture, import, export, or possess registered substance as indicated above is required to have local presence in Thailand.

- 8. Which governmental authorities are involved in the determination of the environmental health and safety of pesticides, insecticides, rodenticides?**

The main governmental authority involving in the determination of the environmental health and safety of pesticides, insecticides, rodenticides is the Department of Agriculture, Ministry of Agriculture and Cooperatives.

- 9. Are local performance and/or environmental safety studies required to obtain the authorization to market pesticides, plaguicides, rodenticides, insecticides, or are studies carried out in the country of origin of the products, valid or accepted?**

Generally, during the application for the registration of pesticides, insecticides, or rodenticides, the Department of Agriculture shall conduct performance and/or environmental safety studies. Study results from foreign country may be used without reassessment only if certain conditions are met such as the studies were conducted in a country whose topography and weather conditions are similar to Thailand and the study results is published in a publication recognized by agriculturists.

10. Is a prescription by a qualified professional required in the herbicides commercialization? If the answer is "YES", what is the professional that grants such prescription?

Presently, a prescription by a qualified professional is not required in the herbicides commercialization.