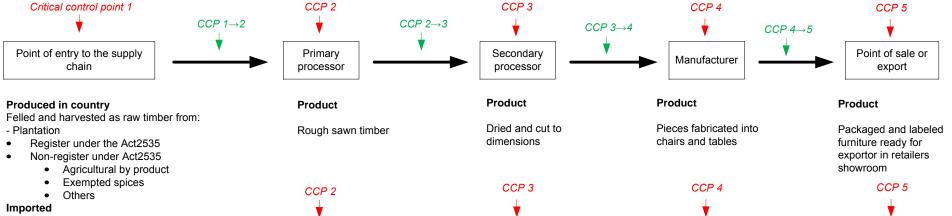
## Supply chain and simple chain of custody (the concepts of all TLAS in Thailand)

Note 1 It is assumed that each critical control point represents a change of location OR change of 'ownership' of the timber or product



At each Critical Control Point (CCP) in the supply chain what documentary or physical evidence is considered the absolute minimum to ensure:

- 1. Proof of the origin of wood or its previous 'owners' or custodians
- 2. Proof of the legality of the wood and the processing
- 3. Proof of the legality of the transported wood up to this CCP (CCP  $X \rightarrow Y$ )
- 4. Proof of the product's identity to this CCP

In the form of:

- Control under the Act2484
- Round loa
- Lumber or sawn timber
- Veneer
- Non-Control under the Act2484
- Plywood or board products
- Processed or semi-finished product
- Fiber, pulp, paper

#### **EVIDENCE AND PROOF OF LEGALITY:**

At this point in the supply chain – the point of entry – what documentary or physical evidence would be necessary to demonstrate:

- 1. Proof of origin or source of wood
- 2. Proof of the legality of the wood
- 3. Proof of the product's identity

#### Remark:

Constitution. B.E.2550 = Cons2550

Export and Import of Goods Act, B.E.2522 = *ElGact*2522

Customs Notification No.38/2543 = CN2543

Forest Act, B.E.2484 = Fact2484

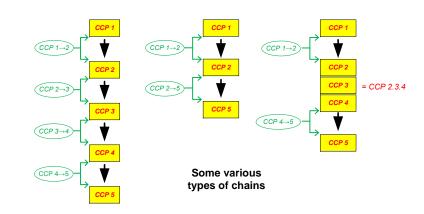
Commercial Plantation Act. B.E.2535 = CPact2535

Good Governance Act, B.E.2534 = GGact2534

Due Diligence Exercise = DDE2556

Defined Species under legislated by CPact2535 = DSs

Restricted Native Species under legislated by Fact2484 = RNSs



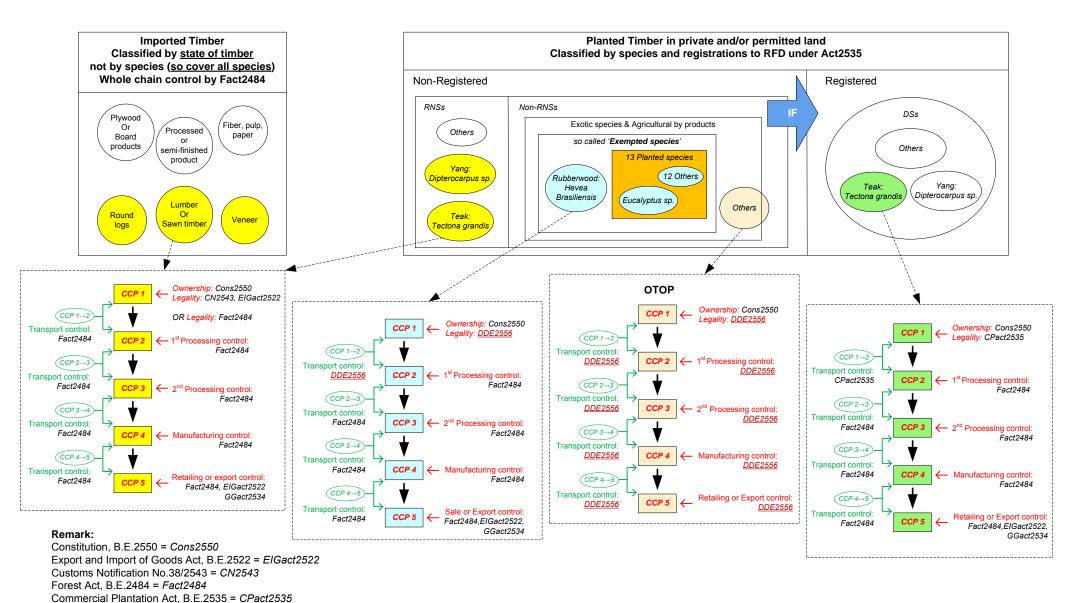
Adopted and adjusted from page 47 of the EU FLEGT Facility, Timber flows and their control in Thailand, July 2012

Author: Thada Suwannawimon

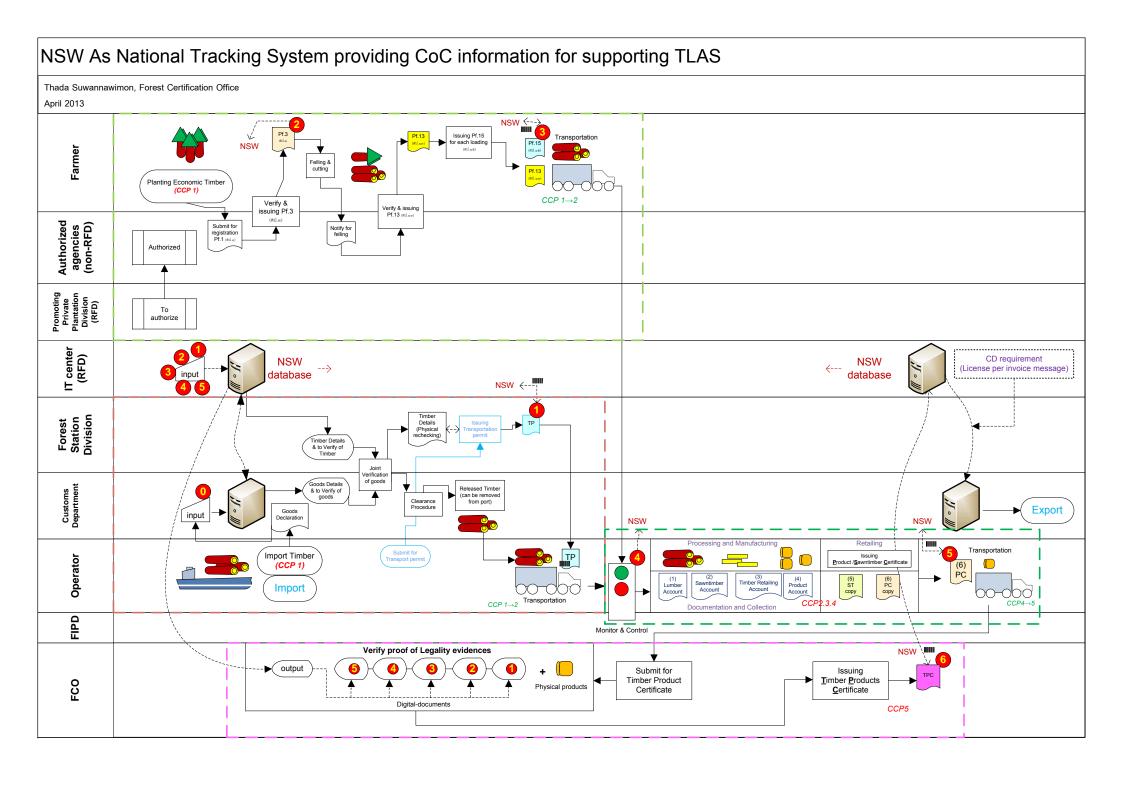
Forest Certification Office, Royal Forest Department

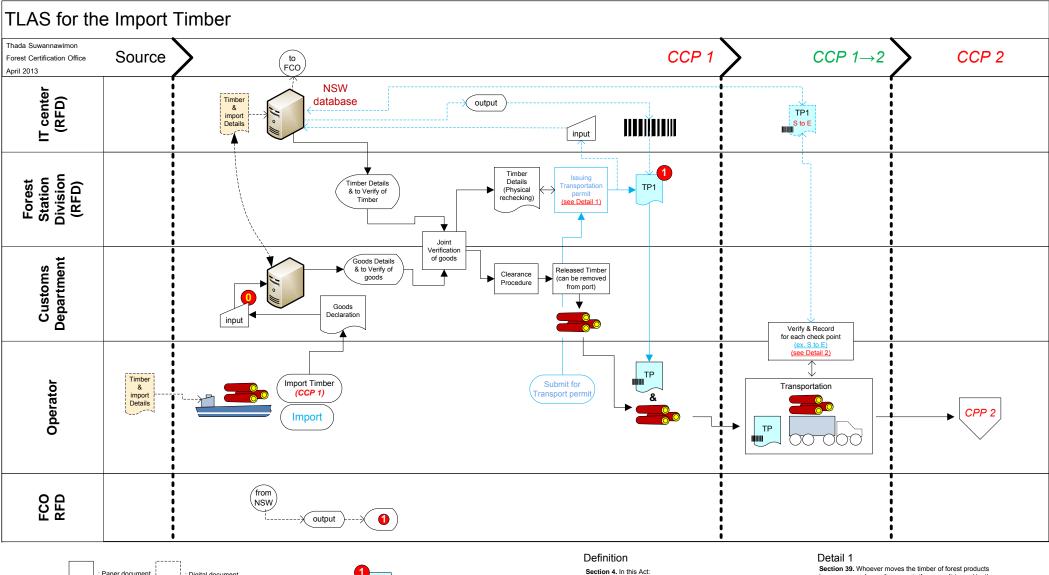
March 2013

# Types of Timber Flows and Associated Existing Laws and Regulations & Optional for DDE



Author: Thada Suwannawimon Forest Certification Office, Royal Forest Department March 25, 2013







Information from

**Customs Department** 

Transportation permit

Verified and Recorded by

with barcode

TP

S to E

(2) "timber" means teak and all other kinds of wood which are trees, brushwood, creepers, and also includes imported timber into the Kingdom, all kinds of bamboos, palms, rattans, as well as other roots, burrs, stumps, tops and branches of which whether cut or not, logged, sawn, split, adzed or stripped, dug out or altered in any other way; (3) "conversion" means do any way, as follows:

(a) sawn, chopped, split, or changed in any form other than debarking and dressing, to the extent necessary for hauling, so as to change the timber from its original size; (b) burnt, kilned, crushed or altered in any form other than changing or dressing up for holding implements or by product

of the timber. (4) "lumber" means converted timber, but excludes timber of the character of a structure or utensil as long as it may have such character.

(13) "lumber mill" means a mill or a place established for the purpose of timber conversion including it periphery;

(14) "store for trading in lumber" means a selling place of lumber or a place where lumber, including its periphery, is available for sale

have a removal pass/transportation permit issued by the competent officer in accordance with the terms specified in the ministerial regulations.

#### Detail 2

Section 40. Whoever moves timber or other forest products into the limits of any Forest Check Point shall inform the fact to the competent officer in charge of the Forest Check Point, as the case may be, within five days of the entry and shall, at the same time, produce for him the removal pass issued covering such timber or forest products, and only after written permission has been granted by the competent officer in charge of the Forest Check Point may such timber or other forest products be moved further. Such permission shall be granted by the competent officer without delay

### TLAS for the Registered Plantation under Commercial Plantation Act, B.E.2535 CCP 2 CCP 1 $CCP 1 \rightarrow 2$ Thada Suwannawimon, Forest Certification Office March 2013 Issuing Pf.15 Pf.15 Farmer for each loading Transportation (ബി. െ പ് Felling & Pf.13 Pf.15 Planting Economic Timber (CCP 1) Notify Verify & issuing naded timbers Pf.3 (#1J.en) Refore entry to Mill (see Detail 1) Authorized agencies (non-RFD) Notify for Submit for felling Pf.15 registration Pf.1 (#1J.9) Promoting Private plantation Division (RFD) To authorize Center (RFD) input NSW output database Forest Certification Office (RFD)

Pf.3

Plantation form #3



Digital document

#### Definition

"Commercial Forest" means land registered under Section 5 for planting a restricted timber under the law on forest;

"Plant" means plant naturally or intentionally grow with purport to utilize its wood, including plant naturally or intentionally grow for other purposes but its wood may also be utilized;

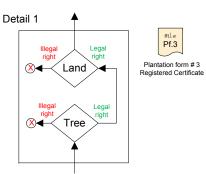
"Timber" means plant, including:

(1) Any part of plant, whether cut, chopped, sawed, flatted, spitted, trimmed, dug, pressed or done any manner whatsoever; and

(2) Transformed wood or invention, equipment or other material made by plant or any part of plant

"Seal" includes any sign or material made for timber stamping, imprinting or sealing:

"Acknowledge Certificate" includes a copy or photography of an acknowledged certificate as certified correct by a competence officer:



Section 4. Land to be registered as a commercial forest shall be one of the following lands:

(1) Land with ownership title or certificate for utilization under the Land Code;

(2) Land with official certificate which certify that such land may be registered for ownership title or certificate for utilization under the Land Code due to the fact that it is possessed and utilized under the law on land consolidation for agriculture or the law on land allocation for livelihood;

(3) Land within land reform area under the law on land allocation for livelihood;

(4) Land which is permitted under the law on national reserved forest to be forest plantation in a natural condition improved area, or to be commercial forest plantation or perennial plant plantation in a deteriorate forest;

(5) Land used for forest plantation by government agency. State enterprise or other State agency.

#### Detail 2

Section 11. Before cutting or falling down timber in commercial forest plantation, a commercial forest entrepreneur shall notify, in writing, a competence officer in order to issue an acknowledged certificate. After such notification, a commercial forest entrepreneur may cut or fell down such timber

#### Detail 3



Section 13. A timber taken outside a commercial forest plantation shall be stamped, imprinted or sealed to have a seal thereon so as to show its owner. In moving such timber, a commercial forest entrepreneur shall take an acknowledged certificate as well as account showing detail of the moving timber with him or her through the moving period under rule, procedure and condition specified by the Director-General which is approved by the Minister

#### Production, Trade and Control under Forest Act, B.E.2484 CCP2.3.4 *CCP1*→2 CCP2.3.4 *CCP4*→5 Author: Thada Suwannawimon Forest Certification Office Predefined Process Buyer CCP5 Order Retailing 1 Processing and Manufacturing Transportation Transportation Retailing Issuing Product ΡĆ (6) PC Transportation Retailing Issuina Sawntimber ST Operator Certificate +\_\_\_\_ Transportation Accounting Accounting Collecting Collecting (2) (3) (4) Timber Sawn Product Lumber TPx TPv Timber Retailing сору сору Account Account Account Account Transportation Pf.15 2 Documentation and Collection RUN **Monitor & Control** by authorities (see Detail 3) Renewing Producing or Trading Permit (see Detail 4) RUN (x) Forest Industry Permission and/or Submitted for renewa results results Producing Permit or Trading Permit checking (see Detail 1) RUN RUN Regularly checking > input Center (RFD) NSW database output Detail 1 Detail 3 Detail 4

Section 48. Unless permission has been obtained from the competent officer, within the lumber control area no person shall convert timber, establish a lumber mill, store lumber for trading or have in possession teak wood of what so-ever amount or other species of lumber exceeding 0.20 cubic meter, and the licensee shall be complied with the terms specified by the ministerial regulations and rules stated in license.

Section 49. Who ever desires to convert timber, by establishing a lumber mill using the mechanical operation shall:

(4) not have been permission suspended or permission cancelled under the provisions of this Chapter Ministerial Regulation No 25 (2519) item 6 Licensee who has obtained permission for establishing a lumber mill, converting timber for trade shall do an timber account book in accordance with the forms determined by RFD's Director General. Such an account shall be kept for inspection when required and record shall be regularly updated.

Ministerial Regulation No 25 (2519) item 8 When selling out lumber or moving out lumber from a lumber mill or store lumber for trading licensee shall issue a lumber certificate or timber product certificate in accordance with the form determined by RFD's Director General. Section 53. In this regard, the licensee under this Chapter has compiled with this Act or not, the competent officer is empowered to inspect the lumber work and operation of the licensee. The licensee shall for this purpose render proper facilities and reply to the question of the competent officer. Section 59.32 The competent officer shall have the power to suspend the licensee issued under this Act for the following: (1) when it appears that the licensee violates on this Act or fails to comply with the ministerial regulations, notifications or conditions as stated in the permission or fails to comply with the order issued of the competent officer under this Act, such license shall be suspended within a period not exceeding one hundred and twenty days;

Section 58.31 The application and obtaining of permission under this Act, shall be in accordance with the forms, terms and conditions specified in the ministerial regulations and in any special case the Ministries empowered, as he thinks fit, to impose additional terms to be conducted by the license. The competent officer is empowered to particular give and order the renewal of the license issued under this Act, as he thinks advisable.

