

**(Unofficial Translation)**  
**Announcement of the Office of the Board of Investment**  
**No. Por 1/2548**  
**Machinery importation period and operation start-up approval**

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In order to clarify the time frames relating to the importation of machinery and commencement of operations of promoted activities by virtue of Section 13 and Section 16 of the Investment Promotion Act B.E. 2520, the Office of the Board of Investment, as authorized by the Board of Investment, hereby announces the Announcement of the Office of the Board of Investment No.Por 3/2545 dated August 22, 2001 regarding machinery importation period and operation start-up approval and the Announcement of the Office of the Board of Investment No. Por 5/2546 dated April 9, 2003 regarding machinery importation period be repealed and replaced with the following.

1. The Office will issue letters to promoted projects for confirmation of project progress 6 months, 12 months and 24 months from the date of promotion certificate instead of prescribing start-up conditions. Unless promoted projects issue letters to confirm project implementation and progress after two consecutive letters from the Office, the Office will revoke the promotion certificate.
2. Machinery importation period
  - 2.1 Application for extension of machinery importation period prior to the date of a project's investment promotion approval will be approved for privileges in machinery importation from the date the application project's investment promotion is submitted.
  - 2.2 The period for importation of machinery for every project is 30 months from the date of the promotion certificate.
  - 2.3 The criteria in 2.2 shall not apply to projects with investment, excluding land cost and working capital, exceeding 500 million baht as well as projects or activities of which the importation period is specially specified by the Board.
3. Period of commencement of operations

All projects must commence operations within 6 months from the expiry date of the machinery importation period.
4. Extension of machinery importation period and project commencement period shall follow the following criteria.
  - 4.1 Extension of machinery importation period shall be approved for not exceeding 1 year at a time and not exceeding 3 times in total, and project commencement period shall be extended for 6 months from the expiry date of the machinery importation period
  - 4.2 For extension of machinery importation period according to 4.1, any project that already exercised the right of extension of machinery importation period under the Announcement of the Office of the Board of Investment No. Por 3/2545, must include the number of times of extension in the time calculation according to 4.1.
  - 4.3 In case of extension of project commencement period only, extension will be approved once for a period not exceeding 1 year.
5. Machinery used in R&D and those for eliminate or prevent pollution shall be allowed to be imported throughout the promotion period.

6. Where disputes arise as a result of compliance with this Announcement, the Secretary-General may present such disputes to the Investment Promotion Subcommittee for consideration.

Announced on January 18, 2005

(Mr. Satit Sirirangkamanont)  
Secretary General of the Board of Investment