

MINISTERIAL REGULATION
PRESCRIBING CLASSIFICATION, ACADEMIC QUALIFICATION, AND LICENSING
OF RADIATION SAFETY OFFICERS,
B.E. 2563 (2020)*

By virtue of section 5 paragraph two of the Nuclear Energy for Peace Act, B.E. 2559 (2016), as amended by the Nuclear Energy for Peace Act (No. 2), B.E. 2562 (2019), section 8 (19), section 95 paragraph three, and section 97 paragraph two of the Nuclear Energy for Peace Act, B.E. 2559 (2016), the Minister of Higher Education, Science, Research and Innovation, with the advice of the Nuclear Energy for Peace Commission, hereby issues the Ministerial Regulation as follows:

Clause 1. In this Ministerial Regulation:

"License" means a radiation safety officer license.

Clause 2. Radiation safety officers shall be classified into 3 levels as follows:

- (1) radiation safety officer, basic level
 - (a) radioactive material category
 - (b) radiation generator category
 - (c) radioactive material and radiation generator category
- (2) radiation safety officer, intermediate level
 - (a) radioactive material category
 - (b) radiation generator category
 - (c) radioactive material and radiation generator category
- (3) radiation safety officer, advance level
 - (a) radioactive material category

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- (b) radiation generator category
- (c) radioactive material and radiation generator category.

Clause 3. Radiation safety officers at each level under clause 2 shall have the academic qualifications as follows:

(1) radiation safety officer, basic level

(a) having graduated with no lower than a bachelor's degree or its equivalent,

or

(b) having graduated with no lower than a vocational certificate (voc. cert.) or its equivalent, and having completed a training course related to radiation safety conducted by the Office or certified by the Office or having work experience related to radiation safety for not less than one year.

(2) radiation safety officer, intermediate level

(a) having graduated with no lower than a bachelor's degree or its equivalent,

or

(b) being a radiation officer, basic level, with continuous work experience for not less than one year and having completed a training course related to radiation safety conducted by the Office or certified by the Office.

(3) radiation safety officer, advance level

(a) having graduated with no lower than a bachelor's degree or its equivalent, and having completed a curriculum related to radiation safety, or having completed a training course related to radiation safety conducted by the Office or certified by the Office, or having work experience related to radiation safety for not less than one year, or

(b) being a radiation safety officer, intermediate level, with continuous work experience for not less than two years and having completed a training course related to radiation safety conducted by the Office or certified by the Office.

Clause 4. Any person who wishes to apply for a license shall submit an application to the Secretary General along with the documents and evidence as specified in the license application form.

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Clause 5. When receiving a license application, an officer shall examine the details in the license application, documents, and evidence whether they are accurate and complete or not.

Within thirty days from the date of receiving the license application, if the officer finds that the details in the license application, documents, or evidence are inaccurate or incomplete, the officer shall notify the license applicant, in writing, to amend and deliver the license application, documents, or evidence in their accuracy and completeness within thirty days from the date of receiving the notice.

In the case where the license applicant does not amend or deliver the license application, documents, or evidence in their accuracy and completeness within the specified time under paragraph two, it shall be deemed that the license applicant abandons the license application, and the officer shall notify the license applicant in writing.

In the case where the officer finds that the details in the license application, documents, and evidence are accurate and complete, the officer shall issue an acknowledgment receipt of the application to the license applicant and present the license application, documents, and evidence to the Secretary General for further licensing consideration.

Clause 6. The Secretary General shall consider issuing a license to a license applicant, who has the qualifications and is not under the prohibitions under section 95 paragraph two, has the qualifications under clause 3, and complies with any of the rules as follow:

(1) the license applicant shall hold a license for practice of the art of healing or a license for professional practice from the authorities prescribed by the Secretary General as published in the Government Gazette.

(2) the license applicant shall have completed a validated academic curriculum according to the rules and procedures of academic curriculum validation prescribed by the Secretary General as published in the Government Gazette.

(3) the license applicant shall have completed a competency test in accordance with the rules and procedures prescribed by the Secretary General as published in the Government Gazette.

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Licensing consideration under (1) and (2) shall apply for being a radiation officer, basic level, or intermediate level only.

Clause 7. The Secretary General shall review the license application and give the written notification of an approval or denial order to the license applicant within forty-five days from the date of receiving the license application with the accurate and complete documents and evidence.

In the case where the Secretary General has an approval order, the Secretary General shall notify the license applicant in writing to pay for a license fee within thirty days from the date of receiving such notice. The Secretary General shall issue the license to the license applicant within seven days from the date of receiving the payment for the license fee. However, if the license applicant does not pay the license fee within such specified time, it shall be deemed that the license applicant does not wish to receive the license, and the case shall be dismissed from the case-list.

In the case where the Secretary General has a denial order, such order shall be notified to the license applicant in writing. The reasons of license denial shall be specified, including the right to appeal, filing an appeal, and the time period of an appeal, which shall also be notified to the license applicant.

Clause 8. If a license holder wishes to amend the given name, surname, or both given name and surname, or any other record entries on the license, the licensee shall submit an application to amend such entries to the Secretary General, along with the documents and evidence as specified in the application form to amend entries on the license.

The provisions under clause 5 and clause 7 shall be applied *mutatis mutandis* to the review of an application to amend entries on the license.

Clause 9. A license holder, who wishes to renew the license, shall submit an application for a license renewal to the Secretary General, along with the documents and evidence as specified in the application form for a license renewal within ninety days but not less than sixty days before the expiration of the license.

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The provisions under clause 5, clause 6, and clause 7 shall be applied *mutatis mutandis* to the review of a license renewal.

Clause 10. In the case where a license is damaged in essence, lost, or destroyed, the license holder shall submit an application for a replacement license to the Secretary General, along with the documents and evidence as specified in the application form for a replacement license, within fifteen days from the date of becoming aware of the damage in essence, loss, or destruction.

The provisions under clause 5 and clause 7 shall be applied *mutatis mutandis* to the review of an application for a replacement license.

A replacement license shall be issued in the license form, indicating the word “REPLACEMENT” in red letters at the top of the license.

Clause 11. Submission of a license application, a license entry amendment application, a license renewal application, and a replacement license application under this Ministerial Regulation shall be done at the Office or through an electronic system according to the procedures as prescribed by the Secretary General.

Clause 12. A license application, an acknowledgment receipt of an application, a license, a license entry amendment application, a license renewal application, and a replacement license application shall be in the forms as prescribed by the Secretary General as published in the Government Gazette.

Clause 13. A radiation safety officer certificate under the Notification of the Atomic Energy for Peace Commission on Standard on Radiation Safety Officer Certification Issued under the Provisions of the Atomic Energy for Peace Act B.E. 2504 (1961), B.E. 2549 (2006), dated 3rd November B.E. 2549, shall be deemed as a license under this Ministerial Regulation and shall remain valid until the expiration or revocation of that certificate.

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Clause 14. A responsible person performing technical work on radiation as specified in a license issued under the Ministerial Regulation Prescribing Conditions, License Application Procedures, and Conducts Related to Special Nuclear Materials, Source Materials, Byproduct Materials, or Atomic Energy, B.E. 2550 (2007), shall also have a right to apply for a license under this Ministerial Regulation, and shall submit a license application to the Secretary General within one hundred and twenty days from the date of this Ministerial Regulation has come into force.

Given on the 29th Day of June B.E. 2563

Suvit Maesincee

Minister of Higher Education, Science, Research, and Innovation

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