

DEED of DECLARATION

EXPORTER REGISTRATION - Thailand

- I. The undersigned exporter (the EXPORTER) hereby agrees and declares X, being the recognised authorised body for the purposes of registration of exporters and issuing of certificates of origin in respect of goods to be exported to THAILAND, that the following information is true and correct and that the Exporter will immediately notify the authorised body in writing in the event that
 - a. any of the following statements becomes inaccurate, incorrect or incomplete and
 - b. there is any material change to the basis of the EXPORTER's registration in relation to the goods referred to in the Schedule (GOODS); and
 - c. any of the authorised representatives of the EXPORTER as listed in the attachment marked "Signatories" (SIGNATORIES) ceases to be authorised by the EXPORTER for the purposes of this Deed or there are any additions or deletions to the attachment.
- II. The EXPORTER hereby applies for registration as an exporter of the goods described in the Schedule (GOODS) in respect of the export or proposed export to THAILAND and declares that the information set out below is true and correct and accurate in all respects and that the GOODS and each of them satisfies the requirements of the Free Trade Agreement between Australia and Thailand (2004) (FTA) with respect to the rules of origin set out in Chapter 4 of the FTA.
- III. The EXPORTER hereby declares and confirms
 - a. The full name, address and Australian Business Number of the EXPORTER are as set out in the Schedule.
 - b. Upon registration as an exporter of the GOODS to Thailand, the GOODS the subject of each Certificate of Origin (Thailand) (prepared by the EXPORTER for the purposes of consideration and authorisation by the authorised body) will comply with and satisfy the requirements of the TAFTA Chapter 4 and Annex 4.2.3
 - c. The details relating to the consignee, its name and address (if stipulated in the Certificate of Origin), the buyer (if applicable), the purchase order numbers or invoice numbers, the dates of any such invoices or orders, and the details concerning the shipping and destination of the goods as set out in each Certificate of Origin for such GOODS will at all times be true and correct.
 - d. The detailed description of the goods the subject of each such Certificate of Origin in respect of the GOODS (or any of them) including their harmonised system code, their product and brand identifiers and such other information contained therein to properly describe and identify the goods, including whether the origin criterion is a Wholly Obtained rule or Product Specific rule, are, and will be, true and correct and accurate and complete in all particulars.
 - e. Unless the EXPORTER notifies the authorised body in writing to the contrary, the GOODS the subject of each Certificate of Origin will continue to satisfy the rules of origin as mentioned and there has been and will be no material change in the basis for registration of those GOODS.
 - f. If, at any time while the EXPORTER is a registered exporter for Thailand, a significant change in the basis for registration of those GOODS occurs, the full description of the significant change and a declaration in the same terms as this Deed in respect of the GOODS the subject of the significant change will be provided to the authorised body as soon as practicable and before any Certificate of Origin is requested by the EXPORTER in relation to those GOODS.
 - g. (i) If, either as a result of a significant change in the basis of registration of registered GOODS or as a consequence of a change in the description or identity of the GOODS which are required to be the subject of registration, the registration of the EXPORTER is suspended or altered or terminated, then the EXPORTER agrees to notify the authorised body immediately in writing.
(ii) In such an event, the EXPORTER agrees and confirms that it will neither represent or hold out that it is registered as an exporter of the GOODS or that the authorised body has authorised its registration for those GOODS or any other GOODS unless and until the authorised body (as described in the FTA) has so registered the EXPORTER for those GOODS.
- IV. The EXPORTER further confirms and acknowledges that by applying for registration as an exporter to Thailand of certain GOODS, the EXPORTER has conducted its own investigation and enquiries and undertaken its own due diligence to ensure that the GOODS satisfy the rules of origin in respect of those GOODS and it has not relied on any representation or statement made or implied by the authorised body in relation to those GOODS or their qualification for registration under Chapter 4 of the FTA, and the EXPORTER FURTHER ACKNOWLEDGES that a misleading, misrepresentative or fraudulent statement in relation to the GOODS may be subject to a penalty or fine or other

administrative order being applied in relation to those GOODS, and the EXPORTER releases and holds harmless the authorised body (and each of its officers, employees and contractors) from and against any claim demand or proceeding (actual or threatened) and any loss or damage or expense incurred or suffered by the EXPORTER (including any loss of profits, economic loss, consequential loss or damages, and any loss or damage arising from the refusal of Thailand authorities to grant any concession or reduction in tariff or customs duties) as a result of the GOODS failing to satisfy the rules of origin as so specified in the FTA or the EXPORTER breaching any of the provisions of this Deed or any of the requirements relating to registration as an exporter, whether arising under this Deed, the FTA or any regulation practice note or law of the Commonwealth of Australia in force from time to time.

SIGNED by and on Behalf of
the EXPORTER by its authorised officer

.....
(signature of authorised officer)

.....
(designation of authorised officer)

.....
(date)

in the presence of

.....
(witness)

.....
(date)

SCHEDULE

SAMPLE

Legal Name of **EXPORTER**

ABN

Postal address
Street Address
Tel:

Fax:

Email:

Description of originating **GOODS***

HS Code (6 digits)	Origin Criterion (Wholly Obtained or Product Specific)	Description of Goods