

CHANDLER & THONG-EK LAW OFFICES LTD.

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Legislation Progress

1. A list of progress of legislation as of March 20, 2007 is available at the Library.
2. A list of double tax treaties as of 31 March 2007 which Thailand has concluded with 52 countries is available in both English and Thai at the Library.

The following important legislation was published in the Government Gazette:

Act, Account, Alien, Banking, Finance and Securities

1. Notification of the Exchange Control Officer re bases and practices respecting exchange control (No.7). (0702)
2. Notification of the Exchange Control Officer re bases and procedures respecting currency exchange (No.10). (0203)
3. Notification of Credit Information Protection Board re bases, procedures and conditions respecting obtaining of consent from owner of information for disclosure of information. (2003)
4. Notification of the Bank of Thailand re bases and conditions for disposing the immovable property which was the premises for business operation or for officials and employees of a commercial bank. (0801)
5. Notification of the Thai Assets Management Corporation Board re bases, procedures and conditions of recognition and computation of profit or loss of the management of impaired assets. (0801)
6. Notification of Exchange Control Officer re bases and procedures respecting currency exchange (No.10). (0203)

Commerce, Communication and Export and Import

1. Notification of the National Telecommunications Commission re communication radio equipment in land mobile business of digital trunk radio system. (2601)
2. Notification of the National Telecommunications Commission re communication radio equipment of radio frequency identification category. (2601)

3. Notification of the National Telecommunications Commission re communication radio equipment using broadband wireless access technology of radio local area network description. (2601)
4. Notification of the National Telecommunications Commission re communication radio equipment using broadband wireless access using metropolitan area network technology description. (2601)
5. Notification of the National Telecommunications Commission re communication radio equipment for base station and repeater in land mobile business of cellular mobile phone system using IMT-2000 CDMA direct spread technology. (2601)
6. Notification of the National Telecommunications Commission re communication radio equipment of user equipment category in land mobile business of cellular mobile phone system using IMT-2000 CDMA direct spread technology. (2601)
7. Notification of the National Telecommunications Commission re communication radio equipment for base station and repeater in land mobile business of cellular mobile phone system using IMT-2000 CDMA multi-carrier technology. (2601)
8. Notification of the National Telecommunications Commission re communication radio equipment of user equipment category in land mobile business of cellular mobile phone system using IMT-2000 CDMA multi-carrier technology. (2601)
9. Notification of the Central Board Governing Prices of Goods and Services prescribing 16 items of controlled goods and 2 items of controlled services. (0502)
10. Notification of the Central Board Governing Prices of Goods and Services prescribing 17 items of controlled goods. (0502)
11. Notification of the Trade Competition Commission re bases for consideration of being business operator with influence over the market. (0702)
12. Regulations of the Ministry of Commerce governing permission to import used motor car into the Kingdom for reconditioning and re-export. (3011)
13. Notification of the Ministry of Commerce re prohibition of exportation of weapons and armaments to Democratic People's Republic of Korea and prohibition of importation of weapons and armaments sent from or originated in Democratic People's Republic of Korea. (2802)
14. Notification of the Central Board Governing Prices of Goods and Services re reporting of prices and details concerning motorcycle, sedan and truck. (2302)
15. Regulations of the National Telecommunication Commission governing management and allocation of telecommunication business development fund for public benefit. (0801)
16. Notifications of the Ministry of Commerce re investment in other businesses by the life insurance company and non-life insurance company (No.3). (1202)

17. Notification of Department of Business Development re method of filing of form of financial statements concerning international investment (Form Sor.BorChor.3/1). (2302)
18. Regulations of the Ministry of Commerce governing permission to import used motor car into the Kingdom for reconditioning and re-export. (3011)

Customs, Tax and Duty

1. Notification of the Director-General of Revenue Department (No. 161) re ordinary person income taxpayer and who is not value added tax registered operator to prepare account or income and expenditure report. (0102)
2. Notification of the Director-General of Revenue Department (No. 162) re bases and procedures respecting exemption from income tax on income paid by income earner as insurance premiums on health insurance of father and mother of income earner, including father and mother of husband or wife of income earner. (0102)
3. Notifications of the Ministry of Finance:
 - 3.1 Reduction of rates of excise tax (No.79) on telecommunication business. (2602)
 - 3.2 Reduction of customs duty for general system of trade preferences between the developing countries. (0501)
 - 3.3 Exemption of customs duty for items originated in Republic of Singapore, People's Republic of China, Union of Myanmar. (0501)
 - 3.4 Exemption and reduction of customs duty for items originated in Republic of India, Australia, New Zealand, People's Republic of Bangladesh, new member countries of ASEAN and ASEAN-China Free Trade Area. (0501)
 - 3.5 Exemption, reduction and increase of customs duty on items originated in the People Republic of Laos and Kingdom of Cambodia. (0501)
 - 3.6 Exemption, reduction and increase in customs duty under the Maragez Agreement Establishing the World Trade Organization. (0501)
 - 3.7 Exemption of customs duty under the Maragez Agreement Establishing the World Trade Organization for the Information Technology Agreement. (0501)

Energy, Environment, Food and Drug

1. Notification of Department of Energy Business re bases and procedures for providing non-life insurance for persons who have been damaged from the operation of controlled business category 3. (0801)
2. Notification of the Provincial Electricity Authority re purchase of electricity from the very small power producer (VSPP). (0801)

3. Notification of the Ministry of Natural Resources and Environment re prescription of standards of carbon monoxide gas and hydro carbon gas from exhaust pipe of motor car using gasoline engine. (1403)

Immigration, Industry, Insurance and Investment

1. Notification of the Industrial Works Department re conditions respecting permission to import used electrical appliances and used electronics equipment which are dangerous articles into the Kingdom (No.2). (2901)

Labor, Land and Public Health

1. Notification of the Ministry of Public Health (No.13) re bases, procedures and conditions respecting display of picture labels and statements of warning of hazards of cigar under Tobacco Products Control Act. (2003)

Miscellaneous

1. Ministerial regulations No. 19 under Land Traffic Act re the height of a truck carrying container for loading goods shall not exceed 4.20 meters from the floor. (0203)
2. Ministerial regulations governing exemption, relaxation or prescription of conditions on compliance with law governing building control for building of government, government organization or international organization, building for religious activities or embassy. (1803)
3. Notification of Central Registration Office, Local Administration Department re population throughout the Kingdom, classified as those of Bangkok Metropolis and various provinces according to citizen registration evidences as at 31/12/06. (2102)

Summary of laws and general matters approved by the resolutions of the Cabinet during February – March 2007

1. Approved the ministerial regulation prescribing rules and procedures for submission of an appeal under Social Security Act, B.E. 2533. (0602)
2. Approved the ministerial regulation issued under Air Navigation Act, B.E. 2497 prescribing an application for and issuance of license for installation of the facilities in air navigation and ministerial regulation prescribing rules, procedures and conditions relating to application and issuance of a license for establishment of airport. (0602)
3. Approved the ministerial regulation prescribing rules, procedures and period for submission of application for re-consideration of the necessity to renew the measures for anti-dumping and subsidy. (0602)
4. Approved the regulation of the Office of the Prime Minister repealing the regulation of the Office of the Prime Minister governing the Electricity Regulatory Board, B.E. 2548. (0602)

5. Approved the criteria for calculation of mean prices for construction. (0602)
6. Acknowledged the result of public hearing and requirements of the public relating to 5 routes of electric trains. (0602)
7. Acknowledged the result of the progress of measures to support the specific development zone in southern Thailand. (0602)
8. Approved the regulation of the Office of the Prime Minister governing coordination for enforcement of environmental laws. (0602)
9. Approved the notification of the Ministry of Industry issued under Factory Act prescribing the establishment of factory within the area of oil depot and the adjoining areas of the Bangchak Petroleum Plc. or joint venture of the Bangchak Petroleum Plc shall be exempted from the prohibition of establishment of factory in the area of Bang-pa-in and Bangsai Districts. (1302)
10. Approved the ministerial regulation prescribing rules, procedures and conditions in using and determining the customs price. (1302)
11. Approved the adjusted rate of fee for official on duty under Air Navigation Act. (1302)
12. Approved the notification of the Ministry of Finance reducing the excise tax to zero for the business obtaining license or concession from the State (telecommunication business). (1302)
13. Approved the revised natural gas purchase and sale agreement of blocks 1-18 in Thai-Malaysia joint development area made between Joint Authorities of Thailand – Malaysia. (1302, 1303)
14. Acknowledged the increase in investment of Financial Institution Development Fund in Bank Thai. (2702)
15. Approved the ministerial regulation to enforce the joint town plan of Muang Prachuabkirikan in Aow Noi, Prachuabkirikan, Kao Lak, Klongwan sub-districts in Muang Prachuabkirikan District, Prachuabkirikan Province. (0603)
16. Approved the State Railways Authority of Thailand to renew the loan agreement in the amount of 800 million baht for another year. (2003)
17. Approved the Ministry of Natural Resources and Environment to grant relaxation to Asia Cement Plc. to utilize the national reserve zone (Basin 1 level) in Saraburi for industrial mining and cement industry and other mining business. (2003)
18. Approved the Provincial Electricity Authority to invest in the project of construction of underwater cable distribution system in the islands which have electricity in Lan and Sichang Islands in Choburi Province. (2003)

19. Approved the project to expand the zone for installation of electricity system by underwater cable at Sriboya, Poo and PP Don Islands in Krabi province in the amount of 620 million baht. The Provincial Electricity Authority will invest 100%. (2003)
20. Approved the ministerial regulation prescribing category, type and nature of the buildings applied for approval for construction or change within the area not exceeding 15 meters from highway zone. (2003)
21. Approved the petroleum concessions granted to two petroleum applications:
 - 21.1 Concession granted to TIC Energy (Thailand) Corporation Co., Ltd. for onshore exploration block No.L1/48 and L2/48.
 - 21.2 Concession granted to JSX Energy (Thailand) Ltd for onshore exploration block No.L3/48 and L9/48.
22. Approved 14 projects for development of Provincial Waterwork Authority for 2007 with the investment of Baht 2,193,834, 10 projects in the amount of 2,060,769.-million baht to Pranakorn Sriayudhaya, Pathumthani, Sadao, Nongkae, Tungsong, Chiangrai, Jandee, Yasothorn, Tha Ruad, Payuhakiree. The period of construction would be 2-3 years by using the subsidy of the State Baht 1,545,577. (2003)
23. Approved Siam Moako Co., Ltd., petroleum concessionaire No. 1/2547/67 of onshore explorative block Nos. L10/43 and L11/43 to transfer right, benefit and obligation under the petroleum concession at the rate of 30% of the concession to GS Caltex Corporation under Section 59 of the Petroleum Act, B.E. 2514. (2003)
24. Approved the draft agreement made between Thailand and Myanmar regarding the investment promotion and protection. (2703)