



## Legal Update Week 29 - 30 (16 – 29 July 2019)

**Highlights:** - Increase of minimum daily wage has not yet been concluded

- Thai agreed with ILO to upgrade Thai labour protection standard
- Gender wage gap decreases, and average wages paid to women increase globally
- Thailand got “worse rating” on workers’ rights according to the ITUC Global Rights Index 2019

### Thailand legal news

- **16 July 2019:**

- The Department of Internal Trade reminded online stores to clearly show the prices of the selling goods. The maximum fine for non-compliance is THB 10,000. A person who reports the case (hotline: 1569) will be rewarded with 25% of the collected fines.

\*Most reported cases are that the seller requests the buyer to send an inbox message to ask for the price, so the seller can specify price unequally for each buyer.

- **17 July 2019:**

- The Minister of Labour said that the THB 400 minimum daily wage cannot be raised immediately as it may cause inflation and affect the economy as a whole. This policy will be reconsidered carefully by the tripartite committee within the end of this year.
- The University of the Thai Chamber of Commerce poll revealed that 93.9% of the business operators disagree and oppose to the increase of minimum wage to THB 400 per day.

- **22 July 2019:**

- Thai P.M. agreed with the director-general of the International Labour Organization (“ILO”) to upgrade Thai labour protection standard in

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accordance with international standard as per the 2030 Sustainable Development Goals (“SDGs”). Thai government also promised to cooperate with the ILO in all aspects.

- **23 July 2019:**

- Fines for motorcycles riding on footpaths have been increased from THB 1,000 to THB 2,000 and a person who reports such illegal action will get THB 1,000 as a reward, starting from 1 August 2019 onwards.

- **24 July 2019:**

- The Social Security Office will take serious actions against employers who fail to fully pay contributions to the social security fund by confiscating, seizing, and selling by auction the employers’ properties.

- **26 July 2019:**

- Gender wage gap, as well as gender discrimination, tends to decrease globally due to the change of investment in human resource, in particular, the increase of investment in education for women. Average wages paid to women have also been increasing. In addition, the research found that employee-parents make less earning than single employees since they have to spend more time on family instead of work.
- The International Trade Union Confederation (“ITUC”) revealed the ITUC Global Rights Index 2019 for Asia-Pacific regarding violations of workers’ rights that Thailand is at the “worse rating” and have the rating worsen in 2019 to category 5 (no guarantee of rights) with a rise in attacks on workers’ rights in law and practice.

## New Cabinet resolutions

The Cabinet resolutions on 15 and 30 July 2019 focus mainly on the appointment of the new government.

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## Royal Gazette Update:

Date	Part	Subject
18 July 19	Ngor Piset	<ul style="list-style-type: none"><li>● Regulation of the Department of Lands re: the condominium unit owned by foreign person and foreign juristic person (No.3) B.E. 2562</li></ul> <p>- Revoke the foreign exchange transaction form and use the evidence issued by the authorized juristic person instead</p> <p>*This regulation has been amended to be aligned with the regulatory relief on the foreign currency exchange of the Bank of Thailand.</p> <p>- <u>Effective date:</u> 18 July 2019</p> <p><a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/180/T_0001.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/180/T_0001.PDF</a></p>
19 July 19	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Trade Competition Commission re: guidelines to consider unfair trade practices between business operator (wholesale/retail) and seller/producer of goods B.E. 2562 pertaining to Section 57 of the Trade Competition Act B.E. 2560</li></ul> <p>- Guidelines of trade practices of the business operator (wholesale/retail) which shall unfairly incur damage to the seller/producer of goods:</p> <ol style="list-style-type: none"><li>1. Setting unfair price</li><li>2. Calling for unfair economic benefits</li><li>3. Unfair return of all or some of the goods</li><li>4. Unfair consignment contract</li><li>5. Unfair coercion to purchase</li><li>6. Unfair instruction to an employee of the seller/producer</li><li>7. Unfairly refusing to receive ordered private/house brand goods</li><li>8. Other unfair trade practices which may incur damage</li></ol> <p>- <u>Effective date:</u> 20 July 2019</p> <p><a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/182/T_0026.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/182/T_0026.PDF</a></p>

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22 July 19	Ngor Piset	<ul style="list-style-type: none"><li>● Notification of the Director-General of the Revenue Department (“RD”) re: Stamp Duty (No.59)</li><li>- Stamp duty of an e- Instrument made during 1 July 2019 – 31 December 2020 can be paid in cash with the revenue branch office using Or.Sor.4 form. Invoice and evidence issued by the official shall be deemed that the payment for stamp duty has been completed. *Giving choice to taxpayers before transition the entire system to electronic payment</li><li>- <u>Effective date</u>: 1 July 2019</li></ul> <p><a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/183/T_0006.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2562/E/183/T_0006.PDF</a></p>
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