



## Legal Update Week 7 - 8 (10 – 23 February 2020)

- Highlights:** - The compulsory motor insurance increases benefits for 3<sup>rd</sup> party's death
- Approved new draft Min. Reg. issued under the Building Control Act
  - Approved new draft Min. Reg. issued under the Workmen's Compensation Act

### Thailand legal news

- **18 February 2020:**

- The Cabinet approved the extension of the concession for Bangkok Expressway and Metro ("BEM") to operate Sirat Expressway and Bang Pa-in-Pak Kret Expressway until 31 October 2035, in exchange for ending the dispute, amounting to THB 58,873 million, between the Expressway Authority of Thailand and BEM.

- **19 February 2020:**

- BEC World (Channel 3) restructured its organization again and offered a voluntary severance package to its employees to increase flexibility in operations, starting in late February.

- **21 February 2020:**

- The compulsory insurance for vehicles increases benefits in case of death of the third party from THB 300,000 to THB 500,000 (minimum payment of THB 500,000 for voluntary motor insurance), without increasing insurance premium, effective as of 1 April 2020.
- The Energy Regulatory Commission prepared to propose to the meeting of the Energy Policy and Planning Office ("EPPO") in March 2020, regarding the competition advocacy measures for power generation businesses, asking for approval to deregulate the Enhancing Single Buyer policy. This will be

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processed under the ERC Sandbox project to analyze advantages and disadvantages of this scheme.

\* The Enhancing Single Buyer policy is a policy that allows only EGAT to purchase electricity.

## New Cabinet resolutions

### 11 February 2020:

- **Approved Principle:** Draft Royal Decree issued under the Revenue Code re: tax reduction (No. ..) B.E. .... (tax measure to support human resources development for Industry 4.0)
  - Expenses for donation to support human resources development for Industry 4.0 in EEC area will be regarded as deductible expenses in calculating CIT (300% deduction)
- **Approved Principle:** Draft Min. Reg. No. ... (B.E. ....) issued under the Building Control Act B.E. 2522
  - Additional provisions regarding dust control, safety of scaffold, shore, tower crane, and derrick crane
- **Approved Draft:** Draft Min. Reg. issued under the Workmen's Compensation Act (No.2) B.E. 2561 (3 draft laws)
  1. Draft Min. Reg. re: medical fees paid by employers B.E. .... (actual amount but shall not exceed THB 50,000)
  2. Draft Min. Reg. re: rehabilitation expense paid by employers B.E. .... (actual amount under certain regulations)
  3. Draft Min. Reg. re: funeral expenses paid by employers B.E. .... (THB 40,000)
- **Approved:** Thailand will become a member of the Hague Conference on Private International Law ("HCCH") in order to learn and confer about frameworks of multilateral legal instruments, as well as establishing network between members.

### 18 February 2020:

- **Approved Principle:** Draft Royal Decree prescribing government entities pertaining to the Act on the Liability for Wrongful Acts of Officials B.E. 2539 (No. ..) B.E. .... (Office of Trade Competition Commission)

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## Royal Gazette Update:

Date	Part	Subject
11 February 2020	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Board of Investment No. Sor. 3/2562 re: promotion for EV charging stations</li><li>- <u>Effective date</u>: 1 November 2019</li></ul> <a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0041.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0041.PDF</a>
	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Board of Investment No. Sor. 4/2562 re: Amendment to the General List of Activities Eligible for Investment Promotion</li><li>- According to rapid development of technology, section 5.3.8 concerning “Smart Electronics” has been inserted and some outdated clauses have been removed.</li><li>- <u>Effective date</u>: 11 February 2020</li></ul> <a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0042.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0042.PDF</a>
	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Director-General of the Revenue Department re: income tax (No. 359) prescribing regulations, procedures, and conditions for CIT exemption for expenses related to the investment in the electronic tax system, i.e. Point of Sale (POS), e-Tax Invoice &amp; e-Receipt, e-Withholding Tax</li><li>- Impose notification form for all systems mentioned above</li><li>- <u>Effective date</u>: 30 April 2019</li></ul> <a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0056.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/032/T_0056.PDF</a>
19 February 2020	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Department of Business Development re: required contents for financial statements (No.3) B.E. 2562</li><li>- <u>Effective date</u>: applicable to financial statements of the financial year beginning on or after 1 January 2020</li></ul> <a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/039/T_0005.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/039/T_0005.PDF</a>

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21 February 2020	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Board of Investment No. 2/2563 re: measures to support investment in EEC</li><li>- <u>Effective date</u>: 18 December 2019</li></ul> <p><a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/042/T_0089.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/042/T_0089.PDF</a></p>
	Ngor Piset	<ul style="list-style-type: none"><li>● Announcement of the Board of Investment No. Sor. 1/2563 re: Amendment to the General List of Activities Eligible for Investment Promotion</li><li>- Amend provisions regarding “Digital Services” and “Digital Park”</li><li>- <u>Effective date</u>: 18 December 2019</li></ul> <p><a href="http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/042/T_0086.PDF">http://www.ratchakitcha.soc.go.th/DATA/PDF/2563/E/042/T_0086.PDF</a></p>