

(Translation)*



MINISTERIAL REGULATION
PRESCRIBING RATES OF FEES FOR REGISTRATION, INSPECTION OF DOCUMENTS,
CERTIFIED COPIES OF DOCUMENTS AND OTHER FEES IN RELATION TO
PARTNERSHIPS AND LIMITED COMPANIES (NO. 3),
B.E. 2554 (2011)

By virtue of the provisions of section 1018 of the Civil and Commercial Code and section 1020 of the Civil and Commercial Code as amended by the Act Amending the Civil and Commercial Code (No. 18), B.E. 2551 (2008), which is the law containing certain provisions in relation to the restriction of rights and liberties of persons, in respect of which section 29 in conjunction with section 41 and section 43 of the Constitution of the Kingdom of Thailand so permits by virtue of provisions of law, the Minister of Commerce issues this Ministerial Regulation, as follows.

Clause 1. This Ministerial Regulation shall come into force as from the day following the date of its publication in the Government Gazette.**

Clause 2. The provisions of (18) of Clause 1 of the Ministerial Regulation Prescribing Rates of Fees for Registration, Inspection of Documents, Certified Copies of Documents and Other Fees in relation to Partnerships and Limited Companies, B.E. 2549 (2006) shall be repealed and replaced by the following provisions:

“(18) Transfer of computer data		
Fee	800	Baht for each request
Fee for saving data the record of which consists of not more than two hundred characters	0.30	Baht per record
In the case where the record consists of more than two hundred characters, the fee is charged on the basis that every two hundred characters shall be reckoned as one record.	0.30	Baht per record
A fraction of two hundred characters shall be reckoned as one record.		

In this Clause, “record” means a unit of data stored in a database and retrievable in the form of characters in each line.”

* Translation by Dr. Pinai Nanakorn, Faculty of Law, Thammasat University, for the Department of Business Development, Ministry of Commerce

** Published in Government Gazette, Vol. 128, Part 45a, dated 8th June 2011.

Clause 3. The following provisions shall be added as (19) of Clause 1 of the Ministerial Regulation Prescribing Rates of Fees for Registration, Inspection of Documents, Certified Copies of Documents and Other Fees in relation to Partnerships and Limited Companies, B.E. 2549 (2006):

“(19) Transfer of data from a computer network of the Department of Business Development to a computer of the applicant

Fee for installation of a data link programme	3,000 Baht each
Fee for data transfer	60 Baht each
Reconnection of a data link programme on account of its disconnection by the Department of Business Development	3,000 Baht each.

In this clause, the Department of Business Development shall disconnect a data link when it is apparent that no transfer of data has been made for consecutive six months as from the installation or reconnection of the data link programme or as from last transfer of data”.

Clause 4. Fees collectible on applications filed prior to the date of the entry into force of this Ministerial Regulation shall be collected in accordance with the rates of fees in force at the time of the filing of such applications

Given on the 18th Day of May 2011.

Porntiwa Nakasai
Minister of Commerce

Note:- The reason for the promulgation of this Ministerial Regulation is as follows. Whereas the rates of fees under the Ministerial Regulation Prescribing Rates of Fees for Registration, Inspection of Documents, Certified Copies of Documents and Other Fees in connection with Partnerships and Limited Companies, B.E. 2549 (2006) as currently in force contain certain provisions incompatible with changes in social and technological development, it is expedient to revise the rates of fees for a transfer of computer data and prescribe rates of fees for a transfer of data from a computer network of the Department of Business Development to a computer of an applicant. It is therefore necessary to issue this Ministerial Regulation.