

(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. 2),
B.E. 2551 (2008)

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 (1) and (2) 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Copies of Documents and Other Fees in relation to Partnerships and Limited Companies, B.E. 2549 (2006) shall be repealed and replaced by the following provisions:

- “(1) Registration of a partnership
- | | |
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| Every amount of the capital contributed by all partners not exceeding 100,000 Baht provided that a fraction of 100,000 Baht shall be reckoned as 100,000 Baht. | 100 Baht |
| Minimum fee being | 1,000 Baht |
| Maximum fee being | 5,000 Baht |

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

** Published in Government Gazette, Vol. 125, Part 98a, dated 9th September 2008.

- (2) Registration of change of partners or change of contributions of partners
- (a) Registration of an increase of the amount of contributions of partners
Every increased amount of the capital contributed by all partners not exceeding 100,000 Baht; provided that a fraction of 100,000 Baht shall be reckoned as 100,000 Baht.
Maximum fee being 100 Baht
5,000 Baht
- (b) Registration of membership of a partnership 300 Baht for each partner
- (c) Registration of cessation of membership of a partnership 300 Baht for each partner
- (d) Registration of a reduction of the amount of contributions of partners 300 Baht for each partner
- (e) Registration of an alteration of subject-matters brought by partners as contribution 300 Baht for each partner
- (f) Registration of an alteration of types of partners 300 Baht for each partner”.

Clause 3. The following provisions shall be added as (12/1) 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):

- “(12/1) Registration of transformation of a registered partnership or limited partnership into a limited company
Every amount not exceeding 100,000 Baht of the fixed capital; provided that a fraction of 100,000 Baht shall be reckoned as 100,000 Baht.
Minimum fee being 500 Baht
Maximum fee being 5,000 Baht
250,000 Baht”.

Given on the 3rd Day of September 2008.
Chaiya Sasomsap
Minister of Commerce

Note:- The reasons for the promulgation of this Ministerial Regulation are as follows. The prescription of rates of fees for registration, inspection of documents, certified copies of documents and other fees in relation to partnerships and limited companies as currently in force fails to achieve sufficient clarity and fails to cover certain types of registration, thereby giving rise to practical problems. Also, there has occurred amendment to the Civil and Commercial Code by adding provisions on transformation of a registered partnership and a limited partnership into a limited company. It is expedient to revise requirements concerning collection of such fees in the interest of clarity and to prescribe rates of fees in connection with transformation of a registered partnership and a limited partnership into a limited company in line with the amendment to the Civil and Commercial Code. It is therefore necessary to issue this Ministerial Regulation.