

## Expressway Authority of Thailand Act, B.E. 2550 (2007)

Translation

BHUMIBOL ADULYADEJ, REX.

Given on the 31st Day of December B.E. 2550;

Being the 62nd Year of the Present Reign

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:

Whereas it is expedient to revise the law on expressway authority of Thailand;

This Act contains certain provisions in relation to the restriction of right and liberty of a person, in respect of which Section 29 in conjunction with Section 33, Section 41 and Section 43 of the Constitution of the Kingdom of Thailand, so permit by virtue of law;

Be it, therefore, enacted by the King, by and with the advice and consent of the National Legislative Assembly, as follows:

### Section 1

This Act is called the "Expressway Authority of Thailand Act, B.E. 2550 (2007)"

### Section 2

This Act shall come into force as from the day following the date of its publication in the Government Gazette.

### Section 3

The followings shall be repealed:

- (1) The Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972);
- (2) The Act Amending the Announcement of the National Executive Council No. 290 dated 27th November B.E. 2515 (1972), B.E. 2530 (1987).

### Section 4

In this Act:

"Expressway" means way or road which is constructed, transferred or assigned either on, above or below land or water in order to facilitate traffic specifically, including bridge, tunnel, car ferry, car ferry pier, footpath, parking lot, right of way, shoulder, embankment, conduit or drain, retaining wall, boundary fence, traffic stake, traffic signal, traffic sign, building or other articles installed in the right of way with a view to provide facility or safety of work in concerning with the expressway;

"Car" means all kinds of vehicle used on land other than train and tram;

"Possessor" means legal possessor;

"Board" means the Board of Directors of the Expressway Authority of Thailand;

"Governor" means the Governor of the Expressway Authority of Thailand;

"Official" means an official of the Expressway Authority of Thailand;

"Employee" means an employee of the Expressway Authority of Thailand;

"Competent official" means an official appointed by the Minister for the execution of this Act;

"Minister" means the Minister having charge and control of the execution of this Act.

## **Section 5**

The Minister of Transport shall have charge and control of the execution of this Act and shall have the power to appoint the competent officials and issue the Ministerial Regulations and Notifications for the execution of this Act.

Such Ministerial Regulations and Notifications shall come into force upon their publications in the Government Gazette.

## **CHAPTER I**

### **Establishment, Fund and Reserve**

## **Section 6**

There shall be established the expressway authority called the "Expressway Authority of Thailand", to be called "EXAT" in brief, and there shall have the EXAT's emblem.

The emblem under paragraph one shall be in accordance with the Ministerial Regulation.

## **Section 7**

No person without written permission of EXAT shall use the name with Thai or foreign alphabets being able to be translated or read as "expressway" or "superhighway" in his seal, signboard, letter, notice or any other document in connection with his business which may mislead the public that such business being of EXAT.

## **Section 8**

EXAT shall be a juristic person having the objectives as follows:

- (1) to construct or provide the expressway by any means and to maintain and preserve the expressway;
- (2) to do work or business relating to the expressway and any business which is in connection with, or for the benefit of, EXAT.

## **Section 9**

EXAT shall have its head office in Bangkok Metropolis or other *Changwat* as it deems appropriate and may establish its branch office or agent elsewhere, but the establishment of its branch office abroad shall be approved by the Minister.

## **Section 10**

EXAT shall have the power to carry out any business within the scope of its objectives under Section 8, including the powers as follows:

- (1) to have ownership, possessory right or real right;
- (2) to create right or to engage in any juristic act in the Kingdom and abroad;
- (3) to collect expressway toll fee or other service charges as well as fees for using of any property or rendering of any service and facility in the right of way of the expressway;
- (4) to prescribe safety measure for the use and maintenance of the expressway and for the use and maintenance of property and rendering of service and facility in the right of way of the expressway;
- (5) to raise loan or borrow money in the Kingdom and abroad;
- (6) to issue bonds or other instruments for investment or for the its benefit;
- (7) to form or hold shares in a limited company or public company limited in order to conduct any business in relation to, or in connection with, its business;

- (8) to make investment or form a joint venture with other persons in order to conduct any business in relation to, or in connection with, EXAT's business;
- (9) to grant, extend, transfer or terminate the concession for construction or extension of the expressway;
- (10) to hire or entrust any person to perform any of its business. In the case where such business is subjected to the powers and duties of another State enterprise and the Board thinks that such State enterprise is capable to perform such business effectively and efficiently, priority on hiring or entrusting shall be had to such State enterprise;
- (11) to engage in the trade of, and provide service on, expressway's equipment and appliance;
- (12) to let or develop its immovable property as necessary for its benefit with due regard to public benefit;
- (13) to make plan, survey and design for construction or expansion of the expressway;
- (14) to perform other acts in relation to, or in connection with, the achievement of its objectives.

### **Section 11**

The fund of EXAT consists of:

- (1) money and properties transferred under Section 64;
- (2) money allocated occasionally by the Government for its business operation or expansion;
- (3) money or properties donated;
- (4) money or properties, after debt deduction, transferred from the government agency, government organization, foreign government or international organization.

### **Section 12**

The reserve of EXAT consists of ordinary reserve with contingencies, reserve for business expansion, reserve for repayment of debts and other specific reserves as the Board thinks fit.

The reserves may be paid only by the resolution of the Board.

### **Section 13**

All properties of EXAT shall not be subject to the execution of judgment.

## **CHAPTER II**

### **Board and Governor**

### **Section 14**

There shall be a Board called the "Board of Directors of the Expressway Authority of Thailand," consisting of the Chairperson, a representatives of the Ministry of Finance, a representative of the Ministry of Transport, a representative of the Bureau of the Budget, a representative of the Office of the National Economic and Social Development Board, a representative of the Royal Thai Police and not more than four qualified persons as members.

The Governor shall be a member and secretary of the Board.

The Council of Ministers shall appoint the Chairperson and qualified members.

## **Section 15**

The Chairperson, a qualified members and the Governor shall have knowledge and experience in administration, science, engineering, architecture, town planning, economics, public finance or law.

## **Section 16**

Apart from having qualifications and not being under prohibitions under the law on standard qualification of Board's member and official of State enterprise, the Chairperson and a qualified member shall not being under the following prohibitions:

- (1) being an official or employee;
- (2) being a person holding political position;
- (3) being a person having direct or indirect interest in a contract with, or in any business conducted for, or in any business having the same nature or competing with, EXAT, except a person holding share of a limited company or public company limited having such interest through *bona fide* investment prior to the date of being appointed as the Chairperson or member, or a person entrusted by the Board to be the Chairperson or member of a limited company or public company limited which its shares held by EXAT or of a limited company or public company limited having joint ventures or concession with EXAT.

## **Section 17**

The Chairperson and a qualified member hold office for a term of three years.

In the case where the Chairperson or a qualified member vacates office before the expiration of the term, or where an additional member is appointed by the Council of Ministers during the term of the Board, the appointee holds office for the remaining term of the Chairperson or the member already appointed.

At the expiration of the term of office under paragraph one, if a new Chairperson or member has not yet been appointed, the outgoing Chairperson or member who vacates office shall remain in office to continue his duties until the newly appointed Chairperson or member assumes the office.

The Chairperson or member who vacates office at the expiration of the term may be reappointed, but not more than two consecutive terms.

## **Section 18**

In addition to vacating office at the expiration of the term under Section 17, the Chairperson or a qualified member vacates office upon:

- (1) death;
- (2) resignation;
- (3) being dismissed by the Council of Ministers;
- (4) being an incompetent or quasi-incompetent person;
- (5) being disqualified or being under any of the prohibitions under Section

## **Section 19**

The Board shall have the powers and duties to lay down policy and exercise general supervision of EXAT and to prescribe the expressway toll fee with approval of the Council of Ministers. Such powers and duties shall include the issuance of regulation regarding the following matters:

- (1) an act in compliance with the objectives, powers and duties under Section 8 and Section 10;
- (2) meeting and carrying out of duties of the Board and its subcommittee;

- (3) financial administration and audit;
- (4) organization and working procedure;
- (5) performance of the Governor and delegation of powers to other persons in order to act on his behalf;
- (6) payment of travel expense, travel allowance, accommodation fee, overtime pay, meeting allowance, remuneration and other payments;
- (7) personnel administration, recruitment, appointment, increasing of salary scale or wages, vacating from office, dismissal, discipline, punishment of official and employee as well as prescribing salary and other payments;
- (8) welfare fund or other aids for welfare of official and employee and their families with approval of the Ministry of Finance;
- (9) petition and appeal against punishment of official and employees;
- (10) uniform of official and employee;
- (11) security in using and maintaining of properties of EXAT;
- (12) sanitary and order-keeping within the expressway;
- (13) collection of the expressway toll fee.

Any regulations restricting the power of the Governor in executing any juristic act shall come into force upon its publication in the Government Gazette.

#### **Section 20**

For the benefit of EXAT, the Board shall have the power to appoint a sub-committee or an advisor to perform any duty of EXAT and to determine remuneration of a member of the sub-committee in accordance with the rule as prescribed by the Council of Ministers and remuneration of the advisor with approval of the Ministry of Finance.

#### **Section 21**

The Board shall appoint the Governor and determine his salary rate with approval of the Council of Ministers.

#### **Section 22**

The Governor shall have the qualifications and not being under any of the prohibitions under the law on standard qualification of Board's member and official of State enterprise and shall not being under any of the prohibitions under Section 16 (3).

#### **Section 23**

The Governor holds office for a term of not exceeding four years. At the expiration of the employment agreement, if the Governor who vacates office is not being sixty years of age, he may be re-elected but for only one more term.

#### **Section 24**

In addition to vacating office at the expiration of the term under Section 23, the Governor vacates office upon:

- (1) death;
- (2) resignation;
- (3) being disqualified or being under any of the prohibitions under Section 22;
- (4) being unreasonably absent from the Board's meeting more than three consecutive times;
- (5) expiration of the term of the employment agreement;
- (6) termination of the employment agreement.

## **Section 25**

The Governor shall have the duty to administer EXAT's business in accordance with the law, rules, regulation and policy as laid down by the Board and shall have the power to control and supervise all officials and employees.

The Governor shall be responsible to the Board on business administration of EXAT.

## **Section 26**

The Governor shall have the powers as follows:

- (1) to recruit, appoint, discharge, promote, reduce or deduct salary or wage, impose disciplinary punishment to official and employee as well as to remove official and employee from office in accordance with the regulation prescribed by the Board; provided that, in case of official or employee holding position of advisor, expert, departmental director or equivalent upwards, prior approval of the Board shall be given;
- (2) to issue rule on the performance of duty of EXAT and condition of work of official and employee which shall not be contrary to, or inconsistent with, the regulation prescribed by the Board.

## **Section 27**

In relation to external affairs dealing with third person, the Governor shall be representative of EXAT. In this regard, the Governor may, in accordance with the regulation prescribed by the Board, entrust any agent or person to perform any specific activity on his behalf.

Any juristic act concluded by the Governor in violation of the regulation issued under Section 19 paragraph two is not bound EXAT, unless it has been ratified by the Board.

## **Section 28**

In the case where the Governor is unable to perform his duties or becomes vacancy, the Deputy Governor with highest seniority in order shall be Acting Governor. If there is no Deputy Governor or he is unable to perform the duties, the Board shall appoint an official to be Acting Governor.

The Acting Governor shall have the same powers and duties as the Governor, except those of the Governor in the capacity of the member of the Board.

## **Section 29**

The Chairperson and a member of the Board shall be entitled to remuneration as determined by the Council of Ministers.

## **Section 30**

The Chairperson, members of the Board, official and employee may be entitled to bonus in accordance with the regulation prescribed by the Council of Ministers.

## **Section 31**

In the performance of duties under this Act, the Chairperson, member of the Board, Governor, official and person entrusted by the Governor under Section 41 shall be official under the Penal Code.

## **CHAPTER III**

### **Construction, Maintenance and Operation of the Expressway**

## **Section 32**

For the purpose of construction, expansion or maintenance of, and prevention of danger or damage to, the expressway, EXAT shall have the power to temporarily utilize or take

possession of immovable property other than dwelling or business place of any person by paying reasonable compensation under the following conditions:

- (1) such utilization or possession is necessary for construction, expansion or maintenance of, or for prevention of danger or damage which may occur to, the expressway;
- (2) EXAT shall have written notice on time and activity to be conducted, together with such inevitable necessary reason, to the owner or possessor of that immovable property for not less than thirty days prior to utilization or taking possession and shall make known to the owner or possessor of that immovable property by, at least, posting the copies of that written notice at the locality where such immovable property is located and at *Khet, Amphoe* or *Ging-Amphoe* office where such immovable property is located. In this regard, the owner or possessor of such immovable property is deemed to be notified at the lapse of fifteen days as from the posting date. The owner or possessor of that immovable property may appeal to the Board within fifteen days as from the date of notification. The decision of the Board shall be final;
- (3) if there is necessary, during utilization or taking possession of immovable property, to remove or demolish any building other than dwelling place or to cut or trim any tree, EXAT shall have the power to do so upon the basis of necessity.

For the performance of duties under this Section, identification card of the official and employee shall be presented to all concerned persons.

In the case where the performance of duties under this Section of the official and employee cause any damage to the owner or possessor of, or holder of any right over, such immovable property, that person shall be entitled to claim compensation from EXAT.

### **Section 33**

In case of urgent necessity to prevent danger or to remedy serious damage of the expressway, the official or the person working for the official shall have the power to enter into any land or place of any person at any time.

If the owner or possessor thereof is present, the official shall, before doing so, inform that urgent necessity reason to such person and in this case the provisions of Section 32 paragraph two and paragraph three shall be applied *mutatis mutandis*.

### **Section 34**

If there is necessary to acquire immovable property for construction or expansion of the expressway, the acquisition thereof shall be in accordance with the law on expropriation of immovable property unless condition on transfer of title has been otherwise agreed.

The transfer of title of immovable property acquired under paragraph one by any means other than expropriation under the law on expropriation of immovable property shall be exempted from any fee.

In acquiring of immovable property, the objective and period of use thereof shall be clarified explicitly. In the case where the acquired property has not been utilised within the specific period, it shall be returned to the original owner or his heir. The return of immovable property to the original owner or his heir and the reclaim of the paid compensation shall be prescribed by law.

### **Section 35**

In the case where EXAT has to constructs or expands the expressway passing through the extent of ownership of any person on immovable property, whether over, above or below the surface of land or water, without acquisition, the law on provision of immovable property for mass transit shall be applied to the case unless otherwise agreed.

### **Section 36**

In the case where EXAT constructs way or road connecting the expressway with any public road, any person who desires to construct way, road or any article to connect, go under or across that way or road shall obtain written permission from EXAT.

The permission under paragraph one shall be granted in accordance with condition prescribed by EXAT. EXAT may revoke such permission if there is necessary for the expressway.

If any way, road or article constructed in violation of the provisions of paragraph one, EXAT shall have written notice to the owner or processor thereof to remove it within the specified period but not less than sixty days as from the date that written notice has been delivered. If the owner or possessor of that way, road or article fails to do so within the specified period, EXAT shall have the power in so doing and the owner or possessor thereof shall be responsible for all expenses incurred therefrom.

In the case where EXAT is unable to deliver the written notice to the owner or possessor under paragraph three, EXAT shall make known to that person by, at least, posting a written notice specifying the period in which EXAT shall exercise the power under paragraph three at the locality where such immovable property is located and at the place under the Section 32 (2). The specified period shall not less than seventy-five days as from the date the notification has been posted.

Upon the completion of the performance of EXAT under paragraph four, the owner or possessor is deemed to receive such notification.

In case of urgent necessity to prevent danger or damage of the expressway, EXAT shall have the power to close such way, road or article. When such urgent necessity comes to an end, EXAT shall then conduct in accordance with paragraphs three, paragraph four and paragraph five.

### **Section 37**

Subject to Section 36, no person shall construct any building or article or grow any tree or plant in, or in connected with, the expressway; provided that there is necessary for the government agency having the powers and duties to provide public utilities to set up pole or to conduct wiring or to lay pipeline in the right-of-way or in order to cross or go under the expressway. In this regard, such agency shall conclude arrangement with EXAT. If it is unable to conclude on the attribute of work or rent, there shall be referred to the Minister for consideration.

The decision of the Minister shall be final.

In the case where the provision of public utilities under paragraph one has been made by private concessionaire, EXAT may request for considerations for utilization.

Any building or article built, or tree or plant cultivated, in violation of paragraph one shall be removed or demolished by EXAT as appropriate. In this regard, the provisions of Section 36 paragraphs three, paragraph four, paragraph five and paragraph six shall be applied *mutatis mutandis*.

### **Section 38**

Within fifty meters from the right-of-way of the expressway, no person shall construct, modify, fix or install signboard or other articles for the purpose of installation of signboard in the manner that may be unsafe for the expressway or traffic in the right-of-way of the expressway as notified by the Minister, unless written permission has been granted by EXAT.

The request for permission under paragraph one shall be in accordance with the rule and condition as prescribed by EXAT. In this case, the provisions of Section 37 paragraph three shall be applied *mutatis mutandis*.



### **Section 39**

The Minister shall publish the followings in the Government Gazette:

- (1) route or any part of any route of the expressway in which toll fee shall be collected;
- (2) toll fee rate under (1) as prescribed by the Board;
- (3) category of car to be levied, or to be exempted from, the expressway toll fee under (1).

### **Section 40**

Any person who uses car on the expressway shall pay the expressway toll fee under Section 39 (2) in accordance with the procedure as prescribed by EXAT.

### **Section 41**

The official appointed by, or the person entrusted by, the Governor to be responsible for toll fee collection shall have the following powers:

- (1) to collect the expressway toll fee under Section 39 (2);
- (2) to order any person who passes or is going to pass the expressway to stop for inspection for the purpose of toll fee collection;
- (3) to request any person to give statement or present evidence in relation to an avoidance to pay the expressway toll fee under this Act.

### **Section 42**

The law on land traffic shall be applied to traffic on the expressway *mutatis mutandis*. If there is necessary to provide extraordinary safety and facility to traffic on the expressway, the Minister shall have the power to issue the Ministerial Regulation on traffic control measure on the expressway.

### **Section 43**

The competent official appointed by the Minister shall have the same powers and duties as that of the traffic official or the competent official under the law on land traffic in respect of the performance of duties on the expressway other than the power to settle the case.

## **CHAPTER IV**

### **Petition and Welfare**

### **Section 44**

The official and employee shall have the right to petition under the regulation as prescribed by the Board.

### **Section 45**

EXAT shall provide a welfare fund or other aids for welfare of officials, employees and their families in case of vacating from office, accident, sickness, death or any other cases deserving such aids in accordance with the regulation as prescribed by the Board.

The provision of the welfare fund or other aids for welfare under paragraph one, the rule on contribution to be paid to the welfare fund, the kind of entitled person and the rule on welfare as well as the management of the welfare fund shall be in accordance with the regulation as prescribed by the Board.

**CHAPTER V**  
**Finance, Accounting, and Audit**

**Section 46**

EXAT shall prepare an annual budget composing of capital budget and operating budget. The capital budget shall be submitted to the Council of Ministers for consideration and approval, but the operating budget shall be submitted to the Council of Ministers for acknowledgement.

**Section 47**

EXAT's income obtained from its annual operation shall be vested in EXAT as its operating expenses. The remaining of such income, after deduction of operation cost, appropriate encumbered charge including maintenance charge, depreciation, reserve under Section 12 and contribution to the welfare fund and other welfares under Section 45 and investment capital as approved by the Council of Ministers, shall be remitted as State revenue.

In the case where income is insufficient to cover the items under paragraph one other than the reserve under Section 12 and EXAT is unable to acquire fund from any other sources, the State shall provide fund to EXAT in the amount that is necessary for its operation.

**Section 48**

EXAT shall have deposit account with the bank as prescribed by the Board.

**Section 49**

EXAT shall set up and maintain accounting system which is appropriate for public utility affair and its major works, and shall keep account on revenue and expenditure, actual and appropriate assets and liabilities of any kind of work together with detailed thereof. An internal audit of accounts shall be made regularly.

**Section 50**

EXAT shall prepare and submit balance sheet, operating account and profit and loss account to the auditor within one hundred and twenty days after the end of each accounting year.

**Section 51**

Each year, the Office of State Audit Commission shall audit and certify account and financial statements of EXAT within forty-five days as from the date of receiving thereof.

**Section 52**

The auditor shall have the power to examine all books of accounts and documents and evidences of EXAT. In this regard, the auditor shall have the power to interrogate the Chairperson, member, official, employee and others persons who are EXAT's representatives.

**Section 53**

The auditor shall submit the audit report to the Board for further submission to the Council of Ministers. EXAT shall publish the annual report of the preceding year showing the balance sheet, operating account and profit and loss account duly certified by the auditor, within ninety days as from the date of the auditor's certification.

**CHAPTER VI**  
**Supervision and Control**

## **Section 54**

The Minister shall have the powers and duties to supervise generally the affairs of EXAT. For this purpose, the Minister shall have the power to order EXAT to give statement of facts or opinion, to submit reports or to suspend any act which is contrary to the policy or the Government or resolution of the Council of Ministers and shall have the powers to order EXAT to act in compliance with the policy of the Government or resolution of the Council of Ministers and to inquire into fact in concerning with business undertakings of EXAT.

## **Section 55**

EXAT shall submit an annual report to the Minister.

Such report shall state its performance in the preceding year and the statement on policy of the Board, project and work plan to be done.

## **Section 56**

In the case where EXAT is required to submit any matter to the Council of Ministers, such matter shall be submitted through the Minister for further submission to the Council of Ministers.

## **Section 57**

EXAT shall obtain approval of the Council of Ministers prior to carrying out the followings:

- (1) construction or expansion of the expressway;
- (2) raising of loan or borrowing money exceeding one hundred million Baht;
- (3) issuing bonds or other instruments for investment and for the benefit of its business;
- (4) disposing of immovable property which its value exceeding ten million Baht;
- (5) letting, or granting any real right over, immovable property which its value exceeding ten million Baht or its term exceeding five years, unless such let or grant is made for government agency;
- (6) granting, extending, transferring or revoking concession for construction or extension of the expressway;
- (7) establishing a limited company or public company limited;
- (8) participating in a joint venture with other persons or holding shares in a limited company or public company limited.

## **CHAPTER VII**

### **Penalties**

## **Section 58**

Any person who violates the provisions of Section 7 shall be liable to a fine of not exceeding one hundred thousand Baht and to a daily fine of not exceeding ten thousand Baht per day throughout the period of violation.

## **Section 59**

Any person who obstructs EXAT or its official or employee executing Sections 32 or Sections 33, or violates Section 36, Section 37 or Section 38, shall be liable to imprisonment for a term of not exceeding one year or to a fine of not exceeding twenty thousand Baht or to both.

## **Section 60**

Any person who acts in any manner whatsoever which may cause danger to traffic on the expressway shall be liable to imprisonment for a term of not exceeding five years or to a fine of not exceeding one hundred thousand Baht or to both.

## **Section 61**

Any person who causes damage, destruction, depreciation or useless to the expressway and the result of that may be endanger to car or person using the expressway or enjoying such service shall be liable to imprisonment for a term of not exceeding ten years or to a fine of not exceeding two hundred thousand Baht or to both.

## **Section 62**

Any person who fails to comply with the order of the official appointed by the Governor, or the person entrusted by the Governor, made under Section 41 (2) or (3) or fails to comply with the Ministerial Regulation issued under Section 42 shall be liable to imprisonment for a term of not exceeding one month or to a fine of not exceeding two thousand Baht or to both.

## **Section 63**

Any person who fails to pay the expressway toll fee under this Act shall be liable to a fine of not exceeding two thousand Baht.

## **Transitory Provisions**

### **Section 64**

All businesses, properties, rights, obligations and liabilities as well as budget of EXAT under the Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972), shall be transferred to EXAT under this Act as from the date this Act comes into force.

### **Section 65**

The Governor, Deputy Governor, official and employee of EXAT under the Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972), holding office on the date this Act comes into force shall be the Governor, Deputy Governor, official and employee, as the case may be, of EXAT under this Act and shall be entitled to salary, wage and other benefits as previously received. In this regard, the working period of each shall be deemed as working period with EXAT. In case of the Governor, he is deemed to be in the first term of office under this Act.

The provisions under paragraph one shall be applied to the Governor employed by EXAT under an employment contract.

### **Section 66**

The Chairperson and members of the Board of EXAT under the Announcement of the National Executive Council No. 290, dated 27<sup>th</sup> November B.E. 2515 (1972), holding office on the date this Act comes into force shall be the Chairperson and members, as the case may be, of the Board of EXAT under this Act for the remaining term of office and they are deemed to be in the first term of office under this Act.

### **Section 67**

All rules, regulations, orders or notifications of EXAT issued under the Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972), which are in force on the date this Act comes into force shall continue in force in so far as they are not contrary to, or inconsistent with, this Act until the rules, regulations, orders or notifications of EXAT issued under this Act comes into force.

## **Section 68**

All Royal Decrees determining the precinct of lands to be expropriated and all Announcements of the Office of the Prime Minister determining an urgency of the expropriation of immoveable property issued under the Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972), which are in force on the date this Act comes into force shall continue in force through the period prescribed therein.

If the expropriation under the law on expropriation of immoveable property for construction of expressway enacted by virtue of the Announcement of the National Executive Council No. 290, dated 27th November B.E. 2515 (1972), still in process, it shall be proceeded further under the law on expropriation of immoveable property.

## **Section 69**

Any person who, as from the date this Act comes into force, uses name with Thai or foreign alphabets which are able to be translated or read as "expressway" or "superhighway" in his seal, signboard, letter, notice or any other document in connection with his business which may mislead the public that such business being of EXAT shall apply for permission to continue using of that name to EXAT within one hundred and eighty days as from the date this Act comes into force.

## **Section 70**

The owner or possessor of any signboard or other articles made for installation of signboard in a manner that violates the provisions of Section 38 shall apply for permission of EXAT within thirty days as from the date this Act comes into force. If EXAT refuses to grant such permission, the owner or possessor thereof shall remove it within sixty days as from the date he receives such order or within the period specified by EXAT.

Countersigned by

General Surayud Chulanont

Prime Minister

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### **Disclaimer**

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