

**EMERGENCY DECREE  
ON FINANCIAL AIDS FOR PERSON DAMAGED BY FLOOD,  
B.E. 2555 (2012)**

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BHUMIBOL ADULYADEJ, REX.

Given on the 26th Day of January B.E. 2555;  
Being the 67th Year of the Present Reign

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:  
Whereas it is expedient to have the law on financial aids for person damaged by flood;  
This Emergency Decree contains certain provisions in relation to the restriction of right and liberty of person, in respect of which Section 29 in conjunction with Section 43 of the Constitution of the Kingdom of Thailand, so permit by virtue of law;  
Be it, therefore, enacted by the King, by virtue of Section 184 of the Constitution of the Kingdom of Thailand, as follows:

**Section 1**

This Emergency Decree is called the "Emergency Decree on Financial Aids for Person Damaged by Flood, B.E. 2555 (2012)".

**Section 2**

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

**Section 3**

In this Act:

"Flood" means flood emerged in the year B.E. 2554 (2011) over the area which had been notified as disastrous area in emergency situation in accordance with the regulation of the Ministry of Finance in relation to advance payment of official money as aids for person affected by flood in emergency situation;

"Financial institution" means the commercial bank under the law on financial institution business and the bank established under specific law.

**Section 4**

All persons damaged by flood shall be entitled to financial aids in accordance with the provisions of this Emergency Decree. The total amount of financial aids to be provided thereto shall not exceeding three hundred thousand million Baht. The Bank of Thailand and all financial institutions shall be providers of such financial aids.

**Section 5**

Other than the power to provide lending as prescribed by the law on the Bank of Thailand, the Bank of Thailand shall have the power to provide specific lending to financial institution in order to provide subsequently as loan for the person damaged by flood.

The interest rate on the loan raised by financial institution is fixed at zero point zero one per annum.

In providing specific lending to financial institution, the Bank of Thailand may conclude loan agreement with, or purchase promissory notes issued by, financial institution.

The amount of specific lending to be provided to financial institution shall be allocated in accordance with the rules and conditions as notified by the Bank of Thailand.

**Section 6**

The specific lending in which the financial institution has been allocated under Section 8 paragraph one shall be subsequently provided in accordance with the notification of the Bank of Thailand as loan for the person damaged by flood as follows:

- (1) a natural person having domicile, dwelling place, work place, practicing place or business or trading place within the flood affected area;
- (2) an entrepreneur of small or medium enterprise within the flood affected area.

#### **Section 7**

The financial institution shall provide loan to the person damaged by flood in accordance with the following rules:

- (1) not exceeding seventy per cent of the total amount of each loan shall be specific lending from the Bank of Thailand and the remaining shall be money of the financial institution;
- (2) the interest rate to be charged by the financial institution upon the loan under (1) shall not exceeding three per cent per annum.

#### **Section 8**

The Bank of Thailand shall have the power to allocate the amount of specific lending to be provided to each financial institution.

The financial institution in which specific lending has been allocated to shall apply for such lending to the Bank of Thailand within the 31st day of December B.E. 2556 (2013).

#### **Section 9**

Upon repayment of the principal of loan by the person damaged by flood, the financial institution shall repay the principal of special lending to the Bank of Thailand. The financial institution shall repay the specific lending under this Emergency Decree to the Bank of Thailand within five years as from the date of receiving of specific lending therefrom, but not exceeding the 31st day of December B.E. 2561 (2018).

#### **Section 10**

The application for specific lending under Section 8 paragraph two and the repayment thereof under Section 9 shall be in accordance with the rules and procedure as notified by the Bank of Thailand.

#### **Section 11**

The provisions of Section 9 (4) of the Bank of Thailand Act, B.E. 2485 (1942) as amended by the Bank of Thailand Act (No. 4), B.E. 2551 (2008) shall not apply to the provision of specific lending of the Bank of Thailand under this Emergency Decree.

#### **Section 12**

The Minister of Finance shall have charge and control of the execution of this Emergency Decree.

Countersigned by:  
Yingluck Shinawatra  
Prime Minister

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