

Royal Decree Prescribing rules and procedures in providing for a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment and characteristics of evidence of receipt of payment, B.E. 2542 (1999)

Translation

Bhumibol Adulyadej, REX.

Given on the 23rd day of September, B.E. 2542

Being the 54th Year of the Present Reign

His Majesty King Bhumibol Adulyadej, REX is graciously pleased to proclaim that

Whereas it is expedient to prescribe rules and procedures for the Committee on Contract to provide for a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment and characteristics evidence on receipt of payment.

By virtue of Section 221 of the Constitution of the Thai Kingdom and Section 35 quinqu paragraph three of the Consumer Protection Act, B.E. 2522, which was amended by the Consumer Protection Act (No.2), B.E. 2541, His Majesty graciously issues a royal decree as follows:

Section 1

This royal decree is called "Royal Decree Prescribing rules and procedures in providing for a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment and characteristics of evidence of receipt of payment, B.E. 2542 (1999)"

Section 2

This royal decree shall be enforced from the date following publication in the Royal Gazette onwards.

Section 3

The Committee on Contract shall provide for a business of any of the following descriptions to be a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment.

- (1) A business that is related to consumer's everyday living
- (2) A business where the businessperson has bargaining power over the consumer, considering the economic status, knowledge and understanding, and skills and expertise.
- (3) A business where the provision of particulars in the evidence of receipt of payment shall be beneficial to consumer protection.

Section 4

The prescriptions of characteristics of the evidence of receipt of payment shall be in accordance with the following rules:

- (1) Description of particulars in the evidence of receipt of payment can be achieved.
- (2) The contract shall not impose unreasonable burden to business operation.
- (3) The evidence can protect the benefits of the consumer such as being evidence in checking the value or the price of goods or services or being evidence in verifying the liability regarding sale of goods or provision of services.

Section 5

Prior to the announcement prescribing a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment and characteristics of evidence of receipt of payment, the Committee on Contract shall listen to suggestions from the business persons and the consumers that are directly affected by considering the scope and the status of the problem in such forms as seminars, conferences, or public forums.

The Committee may also listen to concerned government agencies, business organizations, or organizations related to consumer protection.

Section 6

The Prime Minister shall act according to this royal decree.

Countersigned by

Mr. Chuan Leekpai

Prime Minister

Note: The reason for issuing this Royal Decree is that Section 35 quinqué paragraph three of the Consumer Protection Act, B.E. 2522, which was amended by the Consumer Protection Act (No.2), B.E. 2541, stipulates that the Committee on Contract have the power to provide for a business in connection with the sale of goods or the provision of services to be a controlled business with respect to receipt of payment and to prescribe the rules, conditions, and details of the characteristics of evidence of receipt of payment whereby the prescriptions shall be in accordance with the rules and procedures prescribed by the royal decree.

Published in the Royal Gazette Vol. 116 Part 92, dated 5 October B.E. 2542

Disclaimer

This translation is intended to help Thais or foreigners to understand Thailand laws and regulations only, not to use as references, because it is only the original Thai version of legislation that carries legal effect. www.ThaiLaws.com, therefore, shall not be held responsible in any way for any damage or otherwise the user may incur as a result of or in connection with any use of this publication for any purposes. It's the responsibility of the user to obtain the correct meaning or interpretation of this publication or any part thereof from Thai version or by making a formal request to the appropriate or related authorities.