THAILAND – SCHEDULE OF SPECIFIC COMMITMENTS

For the 9th Package of Commitments under ASEAN Framework Agreement on Services

Sector or Subsector	imitation on arket Access	Limitation on National Treatment	Additional Commitments
THIS SCHEDULEsubsectors in only through which is regis other type of the sector-sp which the co- registered, p regulations a the following the sector-sp3.1 Foreign of 	presence in sectors or n this schedule is permitted limited liability company stered in Thailand or the legal entity as specified in becific commitments of mpany is incorporated and ursuant to Thai laws and und will have to meet one of condition as indicated in becific commitments:3)equity participation must ed 70 per cent of the ad capital and shall only through joint-venture with a person of Thai national; or3)equity participation must ed 51 per cent of the ad capital and shall only through joint-venture with a person of Thai national; or3)ign equity participation t not exceed 49 per cent of egistered capital; and3)number of foreign eholders must be less than3)	For 3.3, legal entity which is owned or controlled by foreigner(s) must meet the requirements as stipulated by laws and regulations regarding foreign investment. For 3.1 and 3.2, prior to obtaining a license or certificate, legal entity which is owned or controlled by foreigner(s) must meet the criteria required by relevant authorities. In establishing its commercial presence, a legal entity which is owned or controlled by foreigner(s) must apply for a certificate of business operation pursuant to a treaty or obligation under section XI of the Foreign Business Act; Ministerial Regulation Prescribing Rules and procedures Pertaining to the Application for a Foreign Business certificate B.E. 2546 (2003). According to article XIV and XIV bis of GATS, service supplier is required to comply with section V of the Foreign Business Act.	

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Sector or Subsector	Limitation on Market Access	Limitation on National Treatment	Additional Commitments
	concerned.	Unbound for the measures pertaining to subsidies or privileges, minimum capital requirements, acquisition and usage of land, taxation measures, and nationality requirement.	
	 3) Acquisition and usage of land: according to the Land Code of Thailand, foreign nationals or domestic companies which are deemed foreigners are not allowe to purchase or own land in Thailand. However, they may lea land and own buildings. For 3.1 and 3.2, a natural person juridical person of another memb that acquires or gains ownership land, shall be deemed ineligible t exercise rights and privileges und this agreement 	The person or the representative of the juridical person who apply for a license must be of Thai nationality. or For 3.1 and 3.2 a natural person of or a juridical person who receive other special privileges or	