

Notification of the Committee for Supervising Warehouse, Silo and Cold Storage
Regarding Rules, Procedures and Conditions in relation to Application for and Granting
Permission for Depositing Money Anywhere other than Bank or Finance Company

By virtue of Section 8 (2), (5), Section 29 (4) and paragraph two of the Warehouse, Silo and Cold Storage Act, B.E. 2558 (2015), the Committee for Supervising Warehouse, Silo and Cold Storage issues this Notification, as follows.

Article 1. This Notification shall come into force as from the day following the date of its publication in the Government Gazette¹ onwards.

Article 2. In this Notification,

“bank” means the commercial bank under the law governing a financial institution business,

“finance company” means the finance company under the law governing a financial institution business.

Article 3. The operator of warehouse business, silo business or cold storage business who has an intention to request permission for depositing money anywhere other than the bank or the finance company shall submit an application for permission to a competent official pursuant to an application form for permission for depositing money anywhere other than the bank or the finance company as attached to this Notification, whereby reasons and necessity shall also be specified for consideration.

Article 4. The submission of the application for permission under Article 3 shall be made by one of the following methods.

(1) The application shall be submitted to the competent official at the following governmental offices:

¹ Published in the Government Gazette, Volume 140, Special Part 294 d, Page 31, dated 22nd November B.E. 2566 (2023).

(a) in the case where a head office is located in Krung Thep Maha Nakhon, the application shall be submitted at the Department of Internal Trade, the Ministry of Commerce,

(b) in the case where a head office is located in other provinces outside Krung Thep Maha Nakhon, the application shall be submitted at the Provincial Commercial Office in the area in which the office is located.

(2) The application shall be sent by a registered and replied mail, whereby the date when there is a daily seal stamped at the origin post office shall be deemed as the date of submitting the application for permission.

(3) The application shall be sent by facsimile, whereby the date when the facsimile is received by the competent official shall be deemed as the date of announcing intention of submitting the application. In this regard, the submission of the application for permission shall be valid when the applicant has already submitted the original document to the Director-General of the Department of Internal Trade.

(4) The application shall be sent by an electronic system, whereby the date when the electronic data enters into the data system of the Department of Internal Trade, the Ministry of Commerce shall be deemed as the date of announcing intention of submitting the application. In this regard, the rule, procedure and condition relating to the submission of the application for permission as prescribed by the Director-General of the Department of Internal Trade shall be complied.

Article 5. When the competent official has already received the application for permission under Article 3, he/she shall examine the application for permission. In the case where the application for permission is incorrect or incomplete, the competent official shall notify the applicant to revise the application for permission for correctness and completeness within seven days as from the date of being notified.

In the case where the applicant fails to revise the application for permission within a period as specified in paragraph one, it shall be deemed that the applicant discards the application for permission and the competent official shall dispose of the aforesaid application for permission.

Article 6. In the case where the application for permission is correct and complete, the competent official shall give a preliminary comment to the Director-General of the Department of Internal Trade for consideration. And the Director-General of

the Department of Internal Trade shall complete his/her consideration within fifteen days as from the date of receiving the correct and complete application for permission together with the competent official's comment. As for considering the permission, the Director-General of the Department of Internal Trade may also impose the rule and condition.

The competent official shall notify the applicant about the result of the consideration under paragraph one in writing together with reasons and legal issues within seven days as from the date when the permission is granted or not granted.

Given on the 20th Day of November B.E. 2566 (2023)

Phumtham Wechayachai

Minister of Commerce

Chairperson of the Committee for Supervising Warehouse, Silo and Cold Storage