

Topics May 2021

Extension of the period of enforcement of Personal Data Protection Act B.E. 2562 (2019)

Since the Personal Data Protection Act B.E. 2562 (2019) has a lot of details, complex, and using the advanced technology in order to protect personal data as effectively as the spirit of the law and the Coronavirus disease 2019 (COVID-19) pandemic is stilling and continue and become more severe in the present day. Also, the public sector and private sector on all over the country have not ready to comply with this Act yet. Therefore, extending the period of enforcement of the Royal Decree Prescribing an entity and business in which the Data Controller is exempted from the Personal Data Protection Act B.E. 2562 (2019) B.E.2563 (2020) unit 31 May B.E. 2565 (2022).

Tax measures to promote SMEs entrepreneurs to transform their business into the digital economy.

On 11 May B.E. 2564 (2021), the Cabinet meeting had a resolution approving a draft Royal Decree issued under the Revenue Code Regarding tax exemption (No....) B.E...by specifying that the companies or juristic partnerships which has the paid capital on the last day of the accounting period not more than 5,000,000 baht and have the income from the sale of goods and services in the accounting period not more than 30,000,000 baht are exempted from income tax for the income in amount of 100 % of the expenditures paid for purchase or wages or use fee for computer program or software which has been registered by the Digital Economy Promotion Agency, Ministry of Digital Economy and Society, only for the portion not exceeding 100,000 baht and for the accounting period begin on or after 1 January B.E.2564 (2021) to 31 December B.E.2565 (2022). In order to promote the SMEs entrepreneurs to transform their business to the digital economy. Therefore, the company can deduct the such expenditures in total 200%.

A draft of the Ministerial Regulations prescribing rules for decrease surcharge in the event of incomplete payment

On 18 May B.E.2564 (2021), the Cabinet meeting had a resolution approving the draft of the Ministerial Regulations prescribing rules for decrease surcharge (No. 2) B.E. as proposed by the Ministry of Finance. By decrease the surcharge in the event of incomplete payment, from 0.25%, 0.50% and 0.75% per month calculated on a full or an additional amount of duty to be paid, from the day goods have been released from a customs custody or the date of exportation to the date of duty payment depend on the case, by decrease to 0.25 % per month calculated on a full or an additional amount of duty to be paid, from the day goods have been released from a customs custody or the date of exportation to the date of duty payment. And it shall be enforced from the day following the date of publication in the Government Gazette until 30 September B.E.2564 (2021).

The measure to reduce contribution which remit to the social security fund.

On 18 May B.E.2564 (2021), the Cabinet meeting had a resolution approving the measures to assist insured persons under Section 33 of the Social Security Act, B.E. 2533 (1990). By reduce contribution which remit to the social security fund for both employers and employees from 5% or remit contribution up to 750 baht, reduced to 2.5% or remit contributions up to 375 baht for a period of 3 months (June - August).

Exemption of customs duties for goods which imported for treatment, diagnosis or prevention of the Coronavirus Disease 2019

The government gazette has published the Notification of the Ministry of Finance Subject: Exemption of customs duties for goods which imported for treatment, diagnosis or prevention of the Coronavirus Disease 2019 (No. 3) on 28 April B.E.2564 (2021) and the Notification of the Customs Department No. 68/2564 Subject: Rules, procedures and conditions for customs clearance for exemption of customs duties for goods which imported for treatment, diagnosis or prevention of the Coronavirus Disease 2019 on 6 May B.E.2564 (2021). By importers of products for treatment, diagnosis or prevention of Coronavirus Disease 2019 will be exempted from customs duties on goods of Part 2 of the Customs Tariff. However, importers requiring duty exemption will need to prepare data for import entries in according to the standard announced by Customs Department. Moreover, the importers shall record in the privilege code of each item as "CV 3". In order that shall be enforced from 1 April B.E. 2564 (2021) to 31 March B.E.2565 (2022).