

**The Annex attached to the Notification of the Board of Special Case
(No.7) B.E.2562 (2019)
On Determination of the Nature of Crime Regarded as the Special Case
Under Section 21 Paragraph One (1) of the Special Case Investigation Act, B.E.2547 (2004)**

1. The offences under the Law on Loan of Money Amounting to Public Cheating and Fraud

The offences punishable under Section 12 and Section 15 of the Emergency Decree on Loan of Money Amounting to Public Cheating and Fraud, B.E.2527 (1984) and its amendments that have or are well-grounded to have upward of three hundred injured persons or one hundred million baht of total loans.

2. The offences under the Exchange Control Act

The offences punishable under Section 8 and Section 8 bis of the Exchange Control Act, B.E.2485 (1942) and its amendments that have or are well-grounded to have the foreign currency prices or values upward of fifty million baht.

3. The offences under the Act on the Offences Relating to Submission of Bids to Government Agencies

The offences punishable under Section 4, Section 5, Section 6, Section 7, Section 8, Section 10, Section 11, Section 12, and Section 13 of the Act on the Offences Relating to Submission of Bids to Government Agencies, B.E.2542 (1999) that have or are well-grounded to have the commission of offences relating to bid submission for being the person entitled to enter into contracts with government agencies with the amounts or values upward of fifty million baht.

4. The offences under the Trademark Act

The Offences punishable under Section 108, Section 109, Section 109/1, Section 110, and Section 114 of the Trademark Act, B.E.2534 (1991) and its amendments that have or are well-grounded to have the commission of offences as the place of production, place of distribution, place of purchasing, place of storage or the import into the Kingdom of Thailand, by having in possession of things or goods for use in committing crime, or obtaining from the commission of offence, or having in possession regarded as the offence of that valued at the market price upward of ten million baht, or the case likely to cause the damage value from the commission of offence upward of ten million baht.

5. The offences under the Public Company Act

The Offences punishable under Section 193, Section 197, Section 216, Section 217, Section 221, and Section 222 of the Public Company Act, B.E.2535 (1992) and its amendments that have the damage value upward of fifty million baht.

6. The offences under the Anti-Money Laundering Act

The Offences punishable under Section 60 and Section 61 of the Anti-Money Laundering Act, B.E.2542 (1999) and its amendments that have the predicate offences as the special cases under the authority of special case inquiry officials, or the case having the damage value upward of one hundred million baht.

7. The offences under the Copyright Act

The Offences punishable under Section 69, Section 70, and Section 74 of the Copyright Act, B.E.2537 (1994) that have or are well-grounded to have the commission of offences as the place of production, place of distribution, place of purchasing, place of storage or the import into the Kingdom of Thailand, by having in possession of things or goods for use in committing crime, or obtaining from the commission of offence, or having in possession regarded as the offence of that valued at the market price upward of ten million baht, or the case likely to cause the damage value from the commission of offence upward of ten million baht.

8. The offences under the Patent Act

The offences punishable under Section 85, Section 86, and Section 88 of the Patent Act, B.E.2522 (1983) and its amendments that have or are well-grounded to have the commission of offences as the place of production, place of distribution, place of purchasing, place of storage or the import into the Kingdom of Thailand, by having in possession of things or goods for use in committing crime, or obtaining from the commission of offence, or having in possession regarded as the offence of that valued at the market price upward of ten million baht, or the case likely to cause the damage value from the commission of offence upward of ten million baht.

9. The offences under the Securities and Exchange Act

The offences punishable under Section 278, Section 281/2 paragraph two, Section 288, Section 289, Section 296, Section 296/1, Section 300, only the offences under Section 278, Section 288, Section 289, and from Section 306 to Section 315 of the Securities and Exchange Act, B.E.2535 (1992) and its amendments that have the damage value upward of ten million baht.

10. The offences under the Fiscal Code

The offences punishable under Section 37, Section 90/4, Section 90/5, and Section 92/21(7) of the Fiscal Code and its amendments, either the offence causing from a single act or several and different acts, that have or are well-grounded to make the state losing its revenue from the duty and tax payment including penalty and surcharges or from tax and duty refunds by dishonest acts upward of one hundred million baht.

11. The offences under the Customs Act

The offences punishable under Section 205, Section 206, Section 242, Section 243, Section 244, Section 245, Section 246, Section 247, and Section 253 of the Fiscal Act, B.E.2560 (2017), either the offence causing from a single act or several and different acts, that have or are well-grounded to have the total values of exhibits including all types of duty and tax value upward of one hundred million baht or the value of duty fraud or duty refunds by dishonest acts with the amount of all types of duty and tax upward of one hundred million baht.

12. The offences under the Excise Act

The offences punishable under Section 186, Section 202, Section 203, Section 204, and Section 208 of the Excise Act, B.E.2560 (2017), either the offence causing from a single act or several and different acts, that have or are well-grounded to have the total values of goods or revenue of a service facility upward of ten million baht, or the quantity of tobacco or sliced tobacco upward of one million grams, or the quantity of liquor upward of five thousand liters.

13. The offences under the Computer-Related Crime Act

The offence punishable under Section 5, Section 6, Section 7, Section 8, Section 9, Section 10, Section 11, Section 12, Section 14, and Section 17 of the Computer-Related Crime Act, B.E.2550 (2007) and its amendment, that cause the impact on critical information infrastructure of the country on security and public-key services, finance, information technology and telecommunication, transport and logistics, energy and public utilities or public health, or affect national security, which such offences may cause impact on public order, good morale and serious damage.

14. The offences under the Foreign Business Act

The offence punishable under Section 34, Section 35, Section 36, Section 37, Section 38, and Section 41 of the Foreign Business Act, B.E.2542 (1999), which is the accusation against a juristic person or an alien having total assets declared in the statement of financial position upward of one hundred million baht.

15. The offences under the Anti-Trafficking in Persons Act

The offence punishable under Section 52, Section 53, Section 54, Section 55, and Section 56 of the Anti-Trafficking in Persons, B.E.2551 (2008) that have any of the following nature:

- (1) having the state officials in participation or having the links to foreign countries;
- (2) obtaining the requests from government agencies;
- (3) the establishments having the state officials or influential persons in participation;
- (4) having the principals, instigators, accomplices upward of fifty persons;
- (5) having a daily revenue or revolving fund in businesses relating to trafficking in persons upward of one hundred thousand baht ;
- (6) the offenders committed crime consecutively as the domestic and oversea networks;
- (7) having the acts of setting up a big establishment, obviously opening the establishment without observing the law.

16. The offences under the Mineral Act

- (1) The offence punishable under Section 159 of the Mineral Act, B.E.2560 (2017) that relating to the minerals upward of five thousand tons, or covering the total areas upward of fifty rai, or having the total value of minerals upward of ten million baht.
- (2) The offence punishable under Section 163 of the Mineral Act, B.E.2560 that relating to trading, possessing, storing or transporting the mineral upward of fifty tons, or having the total value of minerals upward of fifty million baht.
- (3) The offence punishable under Section 166 of the Mineral Act, B.E.2560 relating to the minerals that contravene the notification by law with the quantity upward of fifty tons or the total value of minerals upward of fifty million baht.
- (4) The offences punishable under Section 169 and Section 170 of the Mineral Act, B.E.2560 that cause extensive impacts on environment covering the total areas upward of one hundred rai or the number of people in such areas upward of one hundred persons.

17. The offences under the Financial Institution Business Act

The offences punishable under Section 121, Section 312, Section 139, Section 140, Section 141, Section 142, Section 143, Section 144, Section 145, Section 146, Section 147, Section 148, Section 149, and Section 150 of the Financial Institution Business Act, B.E.2551 (2008) and its amendments.

18. The offences under the Hazardous Substance Act

The offences punishable under Section 74, Section 75, Section 76, Section 78 of the Hazardous Substance Act, B.E.2535 (1992) and its amendments that have or are well-grounded to have the hazardous substance value upward of ten million baht or the number of injured persons upward of one hundred victims.

19. The offences under the Wildlife Reservation and Protection Act

- (1) The offence punishable under Section 47, only the offence under Section 23 paragraph one of the Wildlife Reservation and Protection Act, B.E.2535 (1992) and its amendments that have or are well-grounded to have the damage value upward of fifty million baht.
- (2) The offence punishable under Section 54 of the Wildlife Reservation and Protection Act, B.E.2535 and its amendments that have the trespass on, seizure of, occupancy of land in the wildlife sanctuary area or the non-hunting area covering the area upward of one hundred rai, or the trespass on, seizure of, occupancy of land in the wildlife sanctuary area or the non-hunting area that the land title deed subject to the Land Code is illegally issued covering the area upward of one hundred rai, or the case having the damage value upward of one hundred million baht based on the land appraisal prices assessed by the responsible government agency.

20. The offences under the Forest Act

- (1) The offence punishable under Section 69 of the Forest Act, B.E.2484 (1941) and its amendments that have or are well-grounded to have the damage in the form of teak or rosewood upward of fifty cubic meters in volume.
- (2) The offence punishable under Section 79 ter of the Forest Act, B.E.2484 and its amendments that have the trespass on, seizure of, occupancy of land in the forest area covering the area upward of one hundred rai, or the trespass on, seizure of, occupancy of land in the forest area that the land title deed subject to the Land Code is illegally issued covering the area upward of one hundred rai, or the case having the damage value upward of one hundred million baht based on the land appraisal prices assessed by the responsible government agency.
- (3) The offence punishable under Section 73, only the offence under Section 48 of the Forest Act, B.E.2484 and its amendments that have or are well-grounded to have the damage in the form of teak or rosewood upward of fifty cubic meters in volume.

21. The offences under the National Reserved Forest Act

The offence punishable under Section 31 of the National Reserved Forest Act, B.E.2507 (1964) and its amendments that have the trespass on, seizure of, occupancy of land in the national reserved forest area covering the area upward of one hundred rai, or the trespass on, seizure of, occupancy of land in the national reserved forest area that the land title deed subject to the Land Code is illegally issued covering the area upward of one hundred rai, or the case having the damage value upward of one hundred million baht based on the land appraisal prices assessed by the responsible government agency.

22. The offences under the National Park Act

The offence punishable under Section 24 of the National Park Act, B.E.2504 (1961) that have the trespass on, seizure of, occupancy of land in the national park area covering the area upward of one hundred rai, or the trespass on, seizure of, occupancy of land in the national park area that the land title deed subject to the Land Code is illegally issued upward of one hundred rai, or the case having the damage value upward of one hundred million baht based on the land appraisal prices assessed by the responsible government agency.

23. The offences under the Land Code

The offence punishable under Section 108 and Section 108 bis of the Land Code, B.E.2497 (1944) and its amendments that have the trespass on, seizure of, occupancy of the state land not acquired by any person subject to the Land Code covering the area upward of one hundred rai, or the trespass on, seizure of, occupancy of the state land that the land title deed subject to the Land Code is illegally issued covering the area upward of one hundred rai, or the case having the damage value upward of one hundred million baht based on the land appraisal prices assessed by the Treasury Department.
