

Notification of the Board of Special Case

(No. 9), B.E. 2566 (2023)

Prescribing the Nature of Crime Regarded as Special Case

under Section 21 Paragraph One (1) of the Special Case Investigation Act, B.E. 2547 (2004)

By virtue of the provisions of Section 10 (2) and Section 21 paragraph one (1) of the Special Case Investigation Act, B.E. 2547 (2004) as amended by the Special Case Investigation Act (No. 2), B.E. 2551 (2008), the Board of Special Case issues the Notification as follows:

1. This Notification shall be referred to as “Notification of the Board of Special Case (No. 9), B.E. 2566 (2023) Prescribing the Nature of Crime Regarded as Special Case under Section 21 paragraph one (1) of the Special Case Investigation Act, B.E. 2547 (2004)”.

2. This Notification shall come into force as from the day following the date of its publication in the Government Gazette.

3. The criminal offences additionally established in the Ministerial Regulation in accordance with the law, which have any one of the characteristics prescribed in Section 21 paragraph one (1) (a) (b) (c) (d) or (e) of the Special Case Investigation Act, B.E. 2547 (2004) as amended by the Special Case Investigation Act (No. 2), B.E. 2551 (2008) and are applicable only to the offences prescribed in the Annex attached hereto and into which the Director-General of the Department of Special Investigation orders an inquiry, shall be a special case requiring an investigation in accordance with the Special Case Investigation Act, B.E. 2547 (2004).

4. For the benefits of a special case investigation, in case there arises any dispute or doubt as to whether any offence in the Annex hereto is a special case or not, the Board of Special Case shall have the final decision in the matter.

Announced on this 28th Day of February B.E. 2566 (2023)

Wissanu Krea-ngam

Deputy Prime Minister

for Prime Minister

Chairman of Board of Special Case

Annex to the Notification of the Board of Special Case

(No. 9) B.E. 2566 (2023)

Issued by Virtue of Section 21 Paragraph One (1)
of the Special Case Investigation Act, B.E. 2547 (2004)

1. The Offences under the Law on Foods

The offences which are punishable under Section 58, Section 59, Section 61, Section 64 and Section 70 of the Food Act, B.E. 2522 (1979) and its amendments and involve or are likely to involve at least ten million baht of food prices or at least one hundred injured persons

2. The Offences under the Law on Drugs

The offences which are punishable under Section 101, Section 111, Section 117, Section 118, Section 119, Section 120, Section 122 and Section 124 of the Drug Act, B.E. 2510 (1967) and its amendments and involve or are likely to involve at least ten million baht of drug prices or at least one hundred injured persons

3. The Offences under the Law on Cosmetics

The offences which are punishable under Section 60 paragraph one, Section 72 paragraph one, Section 73 paragraph one, Section 74 paragraph one, Section 75 paragraph one, Section 76 paragraph one, Section 82 paragraph one and Section 84 of the Cosmetics Act, B.E. 2558 (2015) and its amendments and involve or are likely to involve at least ten million baht of cosmetics prices or at least one hundred injured persons

4. The Offences under the Penal Code only in Respect of Child Pornography

The offences which are punishable under Section 287/1 and Section 287/2 of the Penal Code and its amendments and have any one of the following characteristics:

(1) being committed through online media, including various types of digital media connected globally and upon request from government agencies, foreign agencies, international organizations or private organizations established for the purpose of rescuing children and youth

(2) involving a perpetrator committing a continuing offence in the form of a network operating at domestic and international levels

5. The Offences under the Anti-Usury Law

The offences which are punishable under Section 4 and Section 5 of the Act Prohibiting the Charging of Excessive Interest Rates, B.E. 2560 (2017) and involve or are likely to involve the lending of money to at least fifty persons or at least thirty million baht of loans

6. The offences under the Narcotics Code

The offences which are punishable under Section 125, Section 126, Section 127, Section 145, Section 146 and Section 147 of the Narcotics Code and have any one of the following characteristics:

(1) involving at least five hundred kilograms of narcotics exhibits

(2) involving at least one hundred million baht in value of narcotics exhibits, as appraised by the Office of the Narcotics Control Board

(3) involving or being likely to involve the proceeds of crime worth at least three hundred million baht

(4) being the case which, in the opinion of the Office of the Narcotics Control Board or the Narcotics Suppression Bureau of the Royal Thai Police, is complex and thus is requested by the said agency to be investigated as a special case