



The Anti-Money Laundering Office's Guide on Transaction Reporting

Gems and jewelry business operators are one of the categories of business operators required to file a report to the AMLO on cash transactions valued over two million baht. Customers must provide self-identification prior to conducting any transaction unless the customer had already done so before. Most importantly, business operators must conduct customer due diligence (CDC) in which they are required to issue customer acceptance and risk management policy that may be related to money laundering and terrorism. Should customers fall under a high-risk category, the business operator may decline to carry out transactions or end business relations with that customer. For more information, visit www.amlo.go.th or call the Hotline 1710

ข้อมูลนํารู้เกี่ยวกับการป้องกันและปราบปรามการฟอกเงิน

ผู้ประกอบการอาชีพค้าอัญมณี เพชรพลอย ทองคำ หรือเครื่องประดับต่างๆ ถือเป็นอาชีพที่กฎหมายกำหนดให้รายงานการทำธุรกรรมเงินสดที่มีมูลค่า 2 ล้านบาทขึ้นไป โดยผู้ค้าต้องจัดให้ลูกค้าแสดงตนทุกครั้งก่อนทำการซื้อขาย เว้นแต่ว่าเคยแสดงตนก่อนหน้านี้แล้ว (การแสดงตนได้แก่การให้ชื่อ เลขประจำตัวประชาชนหรือเลขหนังสือเดินทาง ที่อยู่ อาชีพและสถานที่ทำงาน และข้อมูลการติดต่อต่างๆ) และยังต้องมีการตรวจสอบเพื่อทราบ

ข้อเท็จจริงเกี่ยวกับลูกค้ำ โดยกำหนดนโยบายการรับลูกค้ำและการบริหาร
ความเสี่ยง ทั้งนี้ ผู้ค้ำอาจปฏิเสธการทำธุรกรรมหรือการสร้างความสัมพันธ์
ทางธุรกิจกับลูกค้ำ ในกรณีที่ลูกค้ำมีความเสี่ยงสูงจนอาจถูกใช้เป็
เครื่องมือในการฟอกเงิน สนใจข้อมูลเพิ่มเติมสามารถชม
เว็บไซต์ www.amlo.go.th หรือโทร.เข้าสายด่วน 1710



**Financial Transaction Reports according to
Law on the Prevention and Suppression of Money Laundering**

Law on the Prevention and Suppression of Money Laundering stipulates that financial institutions, professions as stipulated by law and land offices shall make financial transaction report to the Anti-Money Laundering Office.

1. **Financial institutions** are

Commercial banks and banks established under the provisions of a specific law, finance business group and credit foncier companies, securities business group and securities companies, life insurance companies and casualty insurance companies, cooperatives and any juristic person undertaking non-bank business related to finance.

Financial institutions are required to make financial transaction reports to AMLO, if any transaction appears to be one of the following:

- (1) Transactions involving cash in an amount equal to or exceeding two million baht.
- (2) Transactions involving an asset equal to or exceeding five million baht.

2. **Professions as stipulated by law** as following:

- (1) Professions that undertake provision of advice or being an advisor in transactions relating to the investment or movement of funds, under the law governing securities and stock exchange, and that are not financial institutions.
- (2) Professions relating to trading of precious stones, diamonds, gems, gold, or ornaments decorated with precious stones, diamonds, gems or gold.
- (3) Professions relating to trading or hire-purchase of cars.
- (4) Professions acting as a broker or an agent in buying or selling immovable property.
- (5) Professions relating to trading of antiques under the law governing selling by auction and trading of antiques.
- (6) Professions relating to personal loan under supervision for business that is not a financial institution.
- (7) Professions relating to electronic money card that is not a financial institution.
- (8) Professions relating to credit card that is not a financial institution.

(9) Professions relating to electronic payment.

Professions are required to make financial transaction reports to AMLO, if any transaction appears to be one of the following:

- (1) Transactions involving cash in an amount equal to or exceeding two million baht for professions stipulated in clause (1), (2), (3), (4), (5) and (8).
- (2) Transactions involving cash in an amount equal to or exceeding five hundred thousand baht for professions stipulated in clause (6).
- (3) Transactions involving cash in an amount equal to or exceeding one hundred thousand baht for professions stipulated in clause (7) and (9).

3. **Land offices** as following:

Land offices are required to make financial transaction reports to AMLO, if a request for registration of rights and juristic act involving an immovable asset appears to be involved any of the following:

- (1) When payment is made in cash exceeding two million baht.
- (2) When an immovable asset has an estimated value on the registration of rights and juristic in an amount equal to or exceeding five million baht, except in the case of transfer by succession to a statutory heir.

Financial institutions and professions as stipulated by law shall require all customers to identify themselves prior to conducting any transaction, unless that customer has previously done so. Customer is required to provide the following information and evidences:

Natural Person Customer

1. Full name/surname
2. Date of birth
3. Identification number
 - Thai person - Thai national identification card number
 - Foreign person - Passport number as appeared on the passport or identification number issued by a government or agency of current nationality to certify his/her statutory right or identification number issued by Thai government according to identification document.

4. Address
 - Thai person - address stated in house registration or current address
 - Foreign person - address in country of current nationality and address in Thailand
5. Occupation and place of work
6. Contact information such as telephone number, email
7. Signature

Juristic Person or Legal Entity Customer

1. Name: -
2. Taxpayer Identification Number
3. Certification of Juristic Person or Legal Entity Customer
 - For Thai juristic person - Certificate of company registration issued not longer than 6 months.
 - For A juristic person that is not registered in Thailand - Certificate of Juristic Person issued by accredited agency or organization not longer than 6 months.
 - For Government, governmental organization, state enterprises or other government organization - Letter of intent for financial transaction, letter of appointment or power of attorney.
 - Cooperatives, foundation, association, club, temple, mosque, place of worship and other type of similar juristic person including letter of intent for business transaction, registration certificate, letter of appointment or power of attorney indicating the establishment of legal entity
4. Address and telephone number
5. Full name of all authorized signatory representative of the Juristic person
6. Information of the appointed authorized signatory representative of the Juristic person and the final sub-authorized representative (if any) as following:
 - 1) Full name/surname
 - 2) Date of birth
 - 3) Identification number
 - Thai person - Thai national identification card number
 - Foreign person - Passport number as appeared on the passport or identification number issued by a government or agency of current nationality to certify

his/her statutory right or identification number issued by Thai government according to identification document.

4) Address

- Thai person - address stated in house registration or current address
- Foreign person - address in country of current nationality and address in Thailand

7. Type of business and objectives

8. Company seal (if any)

9. Signature of authorized signatory person and authorized attorney

Customer Due Diligence (CDD)

Financial institutions and professions as stipulated by law shall issue customer acceptance policy and risk management that may relate to money laundering and risk that may arise from product, service or service channel and undertake customer due diligence throughout conducting business relationship with customer until the relationship has been terminated.

Customer due diligence shall be conducted when

1. Start business relationship with customer.
2. Conduct business transaction for the first time or periodically involving an amount exceeding seven hundred thousand baht or transfer or make electronic payment involving an amount exceeding fifty thousand baht.
3. Suspicious that the transaction involved money launder or provide financial assistance to terrorism.
4. Having suspicious on identification information of customer or identification of actual beneficiary.

Customer due diligence procedures shall be as following:

1. Identification of customer and verification of customer
2. Gather information and verify actual beneficiary
3. Examine information of customer and actual beneficiary of customer and information of list of designated persons

4. Request for information of customer on objectives for creating business relationship
5. Update financial movement or transaction and other related information on business relationship and transaction.

In case that a customer is found to have high risk which may lead to money laundering or providing financial assistance to terrorism, the financial institution and profession as stipulated by law may reject to establish business relationship or transaction or terminate business relationship with the customer.

**Time Period for Making Financial Transaction Report of
Professions according to Section 16**

➤ **Report of financial transaction involving cash**

The report shall be made within 1st – 15th of the following month after the transaction.

➤ **Report of suspicious transaction**

The report shall be made within 7 days since the suspicious transaction.

Financial Transaction Report Method

➤ **Submit of report form**

- Submit the form to officer at AMLO
- Send via registered mail
- Send via electronic according to electronic transactions law

Transactions that are exempted from the Reporting Requirement

- (1) Transactions made with HM the King, HM the Queen, Heir or HRH Prince/Princess
- (2) Transactions made with government and central governments, provincial governments, local governments, state enterprises, public organizations or other state agencies.
- (3) Transaction made with the following foundation
 - (a) The Chaipattana Foundation
 - (b) The Foundation of the Promotion of Supplementary Occupations and Related Techniques of Her Majesty Queen Sirikit of Thailand
 - (c) Saijathai Foundation under the Royal Patronage

Transactions that are exempted from the Reporting Requirement

- (4) Transactions involving movable property and made with financial institutions except
 - (a) Transactions which are money transfers or electronic payments.
 - (b) Transactions involving properties which are ships, ships with tonnage from six tons and above, steamboat or motor boats with tonnage of five tons and above, including rafts
 - (c) Transactions involving properties which are vehicles, tools or machine
- (5) Casualty insurance contracts except compensation under casualty insurance contracts which are expected to be exceeding ten million baht.
- (6) The registration of rights and juristic acts involving transfer or acquisition of public land by possession or prescription according to Section 1382 or Section 1401 of the Civil and Commercial Code.

Transactions that are exempted from the Reporting Requirement

- (7) Transactions of a service nature as following:
- (a) Payment on behalf of a customer only where it involves less than seven hundred thousand baht
 - (b) Payment on a credit card network
 - (c) Payment on an EDC network
 - (d) Payment in transaction switching
 - (e) Clearing payment
 - (f) Settlement payment
 - (g) Clearance payment for checks, drafts, money orders, promissory notes and other financial instruments
- (8) Transactions conducted via an ATM or CDM except where they are suspicious transactions.

Transactions that are exempted from the Reporting Requirement

- (9) The following transactions which are money transfers or electronic payments except where they are suspicious transactions.
- (a) Money transfers or electronic payments
 - within a financial institution or a business or profession under Section 16 (9) or
 - between financial institutions or between businesses or professions under Section 16 (9) or
 - between a financial institution and a business or profession under Section 16 (9) only where they are conducted for the benefit of the financial institution or professions under Section 16 (9).
 - (b) Money transfers or electronic payments within a financial institution or a business or profession under Section 16 (9) only where they are conducted for the benefit of the same customer.

TRANSLATION

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Government Gazette

January 27, 2017

Notification of the Ministry of Finance

Re: Exemption and Reduction of Customs Duties

According to Section 12 of the Customs Tariff Decree B.E. 2530 (1987)

(No. 2)

For the benefit of Thailand's economy and by virtue of Section 12 of the Customs Tariff Decree B.E. 2530 (1987), the Minister of Finance, with the approval of the Cabinet, issues the Notification as follows:

No. 1 Revoke exemption and reduction of customs duties under the subheading 7113.11.90

Subheading 7113.19.90	Subheading 7113.20.10	Subheading 7113.20.90
Subheading 7114.11.00	Subheading 7114.19.00	Subheading 7114.20.00
Subheading 7115.10.00	Subheading 7115.90.10	Subheading 7115.90.20
Subheading 7115.90.90	Subheading 7116.10.00	Subheading 7116.20.00
Subheading 7117.11.10	Subheading 7117.11.90	Subheading 7117.19.10
Subheading 7117.19.20	Subheading 7117.19.90	Subheading 7117.90.11
Subheading 7117.90.12	Subheading 7117.90.13	Subheading 7117.90.19
Subheading 7117.90.21	Subheading 7117.90.22	Subheading 7117.90.23
Subheading 7117.90.29	Subheading 7117.90.91	Subheading 7117.90.92
Subheading 7117.90.93	Subheading 7117.90.99	Subheading 7117.10.10

Subheading 7118.10.90 according to the Annex of the Notification of the Ministry of Finance Re: Exemption and Reduction of Customs Duties according to Section 12 of the Customs Tariff Decree B.E. 2530 (1987) dated December 30, 2016, Part 2: Import Tariff and be replaced the exemption and reduction of customs duties as prescribed in the Annex of this Notification.

No. 2 This Notification shall come into force on the following date after its publication in the Government Gazette.

Announced on January 27, 2017

Mr. Apisak Tantivorawong

Minister of Finance

TRANSLATION

Annex of the Notification of the Ministry of Finance
 Re: Exemption and Reduction of Customs Duties
 According to Section 12 of the Customs Tariff Decree B.E. 2530 (1987) (No. 2)
 Dated January 27, 2017
 Part 2
 Import Tariff

Heading	Subheading	Code	Description of goods	Rate of duty			New Rate		
				% of value	Specific		% of value	Specific	
					Unit	Baht/Unit		Unit	Baht/Unit
71.13	7113.11.90	00	--- Other	60	-	-	Exempted		
	7113.19.90	00	--- Other	60	-	-	Exempted		
	7113.20.10	00	-- Parts	60	-	-	Exempted		
	7113.20.90	00	-- Other	60	-	-	Exempted		
71.14	7114.11.00	00	-- Of silver, whether or not plated or clad with other precious metal	60	-	-	Exempted		
	7114.19.00	00	-- Of other precious metal, whether or not plated or clad with precious metal	60	-	-	Exempted		
	7114.20.00	00	- Of base metal clad with precious metal	60	-	-	Exempted		
71.15	7115.10.00	00	- Catalysts in the form of wire cloth or grill, of platinum	60	-	-	Exempted		
	7115.90.10	00	-- Of gold or silver	60	-	-	Exempted		
	7115.90.20	00	-- Of metal clad with gold or silver	60	-	-	Exempted		
	7115.90.90	00	-- Other	60	-	-	Exempted		
71.16	7116.10.00	00	- Of natural or cultured pearls	60	-	-	Exempted		
	7116.20.00	00	- Of precious or semi-precious stones (natural, synthetic or reconstructed)	60	-	-	Exempted		
71.17	7117.11.10	00	--- Parts	60	-	-	Exempted		
	7117.11.90	00	--- Other	60	-	-	Exempted		
	7117.19.10	00	--- Bangles	60	-	-	Exempted		
	7117.19.20	00	--- Other imitation jewelry	60	-	-	Exempted		
	7117.19.90	00	--- Parts	60	-	-	Exempted		
	7117.90.11	00	--- Wholly of plastics or glass	60	-	-	Exempted		
	7117.90.12	00	--- Wholly of wood, worked tortoise shell, ivory, bone, horn, coral, mother of pearl and other animal carving material, worked vegetable carving material or worked mineral carving material	60	-	-	Exempted		
	7117.90.13	00	--- Wholly of porcelain or china	60	-	-	Exempted		
	7117.90.19	00	--- Other	60	-	-	Exempted		
7117.90.21	00	--- Wholly of plastics or glass	60	-	-	Exempted			

TRANSLATION

Heading	Subheading	Code	Description of goods	Rate of duty			New Rate		
				% of value	Specific		% of value	Specific	
					Unit	Baht/Unit		Unit	Baht/Unit
	7117.90.22	00	--- Wholly of wood, worked tortoise shell, ivory, bone, horn, coral, mother of pearl and other animal carving material, worked vegetable carving material or worked mineral carving material	60	-	-	Exempted		
	7117.90.23	00	--- Wholly of porcelain or china	60	-	-	Exempted		
	7117.90.29	00	--- Other	60	-	-	Exempted		
	7117.90.91	00	--- Wholly of plastics or glass	60	-	-	Exempted		
	7117.90.92	00	--- Wholly of wood, worked tortoise shell, ivory, bone, horn, coral, mother of pearl and other animal carving material, worked vegetable carving material or worked mineral carving material	60	-	-	Exempted		
	7117.90.93	00	--- Wholly of porcelain or china	60	-	-	Exempted		
	7117.90.99	00	--- Other	60	-	-	Exempted		
71.18	7118.10.10	00	-- Silver coin	60	-	-	Exempted		
	7118.10.90	00	-- Other	60	-	-	Exempted		