

SEC Thailand’s public hearing on proposed law amendment to support more flexible operation of an association related to securities business

The SEC Thailand is seeking public comments on the proposed amendment to the Securities and Exchange Act B.E. 2535 (“the SEA”) to support more flexible operation, including the financial management, of the association related to securities business (“the Association”) in accordance with the rules, conditions, and procedures as specified in the notification of the Securities and Exchange Commission. The proposal aims to enable the Association to have additional channels for arrangement of its income and assets with a view to promoting the operation of securities business through its operations or activities which is the main propose of the establishment of the Association.

The keys of the amendment of the SEA cover these following issues:

(1) the operation of the Association shall be in accordance with the rules, conditions, and procedures as specified in the notification of the Securities and Exchange Commission. The relevant provisions in the law relating to trade associations shall apply *mutatis mutandis* to the other issues which is not specified in the SEA and such notification;

(2) the Association is allowed to invest in some types of securities in accordance with the rules, conditions, and procedures as specified in the notification of the Securities and Exchange Commission; and

(3) any Association or its director which/who contravenes (1) or (2) shall be subject to criminal sanctions.

The consultation paper is available at www.sec.or.th/hearing. Stakeholders and interested parties are welcome to give comments and suggestions via the website or email: kris@sec.or.th or nichap@sec.or.th. The public hearing ends on 26 January 2021.