

**Ordinance of the Anti-Money Laundering Board
Prescribing Rules and Procedures for Making a Notification
and Communicating the List of Designated Persons
and Taking Action under Section 6 (1) (2) and (3)
B.E. 2556**

Article 1 This Ordinance is called “the Ordinance of the Anti-Money Laundering Board Prescribing Rules and Procedures for Making a Notification and Communicating the List of Designated Persons and Taking Action under Section 6 (1) (2) and (3), B.E. 2556.”

Article 2 This Ordinance shall come into force on the day following the date of its publication in the government gazette.

Article 3 In this Ordinance

“Secretary General” means Secretary General of the Anti-Money Laundering Board.

“Competent Officer” means competent officers under the anti-money laundering law.

Article 4 When the Minister of Justice or the court orders designation of any person, the Office shall publish the designated persons in the information system of the Office in order to disseminate to the public, and shall transmit such list to the designated persons, reporting entities and persons holding the assets of the designated persons without delay.

When notifying the designations under paragraph one, the Office shall do as follows:

(1) When making a notification to reporting entities, the Office shall make the notification electronically under the law on electronic transactions.

(2) When making a notification to the designated persons or persons holding the assets of the designated persons, the Office shall make the notification in writing or electronically, specifying the facts leading to the designation as well as the persons’ rights.

In making a notification to a reporting entity under (1) which has more than one place of business, if the Office has made a notification to the head office, or, where there is no head office, if the Office has made a notification to the place that reporting entity chose as the regular place of business, the notification shall be deemed completed.

Article 5 When making a notification under article 4, where the notification is made in writing, the Office shall resort to the following means:

(1) where the person resides in the Kingdom:

(a) if a written notice is made, the notice shall be sent to the person’s domicile and it shall be deemed that the person is informed at the time of the delivery of the notice.

(b) if the notice is sent by respondent post, it shall be deemed that the person is informed on the fifteenth day as from the date of delivery.

(2) Where the person resides outside the Kingdom:

(a) To inform a person designated under the court’s order at the request of a foreign agency, the matter shall be referred in writing to the requesting foreign agency to inform the designated person of his/her designation.

(b) To inform a person designated under the court’s order but not at the request of a foreign agency, or a person designated under the order of the Minister of Justice, the Office shall forward a written notice of the listing through the Ministry of Foreign Affairs to the government of the state of which the person is a national or where the person believably resides.

In serving the notice under (1), if it is not possible as there is no receiver, the notice shall be served by the competent officer posting the notification of his/her designation at the police station of the locality of his/her domicile or, where the person's domicile is not known, by advertising the notification in newspapers of wide circulation. In this case, it shall be deemed that the designated person is informed upon the lapse of fifteen days following the date of serving the notice in the prescribed way.

Article 6 Upon being informed of the designation, the designated persons, reporting entities or persons holding the assets of the designated persons shall take the following action without delay:

(1) freeze the assets of the designated persons as well as those of persons acting on behalf of or at the direction of the person or of undertakings controlled by such a person;

(2) inform the Office of the assets frozen under (1) within three working days as from the date of assets freezing;

(3) inform the Office of customers or former customers who are on the list of designated persons, or transaction counterparties or former transaction counterparties of such a person within three working days as from the date of discovery.

Verification of information under (3) shall be traced back over the period of five years preceding the date of designation of a person.

Article 7 Rules and procedures for notification under article 6 shall be in accordance with the form prescribed by the Office.

Done on 12 February B.E. 2556 (2013)

Pol. Capt.

(Chalerm Ubumrung)

Chairman of the Anti-Money Laundering Board