

Newsletter

THAILAND: PRIVATE SECTOR BUSINESSES NECESSARY FOR ACHIEVING TRANSPORTATION INFRASTRUCTURE OBJECTIVES

Introduction

Section 7 of the Act on Public Private Partnerships, B.E. 2562 (2019) (the “**Act**”) categorizes infrastructure projects and public services that are subject to the Act. Those include, amongst others: (i) roads, highways, special ways and land-transportation; (ii) trains, electric trains and rail-transportation’ and (iii) ports and water-transportation. The Public-Private Partnership Policy Committee (the “**Committee**”), with the approval of the Cabinet, has expanded the application of the Act in prescribing other business activities which are related to the primary categories of infrastructure projects.

On 9 November 2020, three notifications of the Committee were published in the Royal Gazette, outlining the list of private sector businesses necessary for achieving transportation infrastructure objectives, as listed below. The notifications became effective on 10 November 2020.

Private sector business activities outlined in the notifications

Roads, Highways, Special Ways: rest areas; toll collection control systems; communication systems; and traffic control systems.

Land-Transportation: bus stations; animals and goods transportation stations; garage and automobile repair services; and development of common ticketing systems.

Trains and Electric Trains: train control systems; communication systems; fare collection systems; electrification systems; repair and maintenance centers; and parking areas for passengers.

Rail-Transportation: inland container depots; container yards and container loading yards; and development of common ticketing systems.

Ports: depot outside the port of discharge area for distribution of imported goods and for holding exported goods carried by a container system; station for inspecting and containing goods in containers for export; dry port; use of towing and boat pushing services; lifting containers by a container crane; and warehouse, goods storage and container yard.

Water-Transportation: dockyards; and development of the common ticketing systems.

If you would like to discuss any of the legal implications of the matters discussed above, please contact the authors listed in the right-hand column.

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