

This translation is for the convenience of those unfamiliar with the Thai language. Please refer to the Thai text for the official version.

กฎกระทรวง กำหนดกรณีการจัดซื้อจัดจ้างพัสดุโดยวิธี
เฉพาะเจาะจง พ.ศ. 2561

Ministerial Regulation: Prescribing of Procurement
Cases by the Specific Methods B.E. 2561 (A.D. 2018)

(Official Emblem)

Ministerial Regulation

Prescribing of Procurement Cases by the Specific Methods
B.E. 2561 (A.D. 2018)

By virtue of Section 5 paragraph one and Section 56 paragraph one (2) (h) of the Act on Public Procurement and Supplies Administration, B.E. 2560 (A.D. 2017), the Minister of Finance issues this Ministerial Regulation as follows:

Clause 1. The Ministerial Regulation Prescribing of Procurement Cases by the Specific Methods B.E. 2560 (A.D. 2017) shall be repealed.

Clause 2. Prescribing that procurement of the following supplies shall be using the specific method:

(1) procurement of supplies related to the royal cremation ceremony of the late King Bhumibol Adulyadej;

(2) procurement of supplies to assist disaster victims in an urgent cases according to the regulations issued in pursuance of laws on budget procedures or regulations issued in pursuance of other laws;

(3) procurement of supplies related to stability of the royal institution;

(4) procurement of supplies from State enterprises or juristic persons under the same State agency as follows:

(a) State enterprises or juristic persons in which a State agency holds shares or is a partner with no less than twenty five percent of the overall capitals, or no less than twenty percent of the overall capitals and is the major shareholder;

(b) State enterprises or juristic persons in which a State agency, a State enterprise or a juristic person under (a) holds shares or is a shareholder in such State enterprise or juristic person with no less than twenty-five percent of the overall capitals;

(c) State enterprises or juristic persons in which a State agency, State enterprise or juristic person under (a) or State enterprise or juristic person under (b) in the first level, or in the following level, holds shares or is partner of such State enterprise or juristic person with no less than fifty percent of the overall capitals;

(5) procurement of supplies required to be used in urgency cases in the case where the general solicitation method or the selection method may delay the process and may cause damages to the State agencies or public interest.

Given on the 30th Day of January 2018

Apisak Tantivorawong

Minister of Finance

Remarks: The reason for the enforcement of this Ministerial Regulation is that whereas Section 56 paragraph one (2) (h) of the Public Procurement and Supplies Administration, B.E. 2560 (A.D. 2017) prescribes that procurement by the specific method in other cases shall be in accordance with the Ministerial Regulation. Therefore, if the general solicitation method or the selection method may delay the process of procurement of supplies to assist disaster victims, procurement of supplies related to stability of the royal institution, procurement of supplies from State enterprises or juristic persons under the same State agency and procurement of supplies that are urgently required and may cause damages to the State agency or public interest, it shall prescribe that such procurement shall be carried out by using the specific method in order to be smooth, effective, and appropriate without damages caused to royal institution, operations of State agencies or public interest. It is thus necessary to issue this Ministerial Regulation.