

100 ปี กรมพัฒนาธุรกิจการค้า

# **First Step of Starting Business in Thailand**

**Department of Business Development**  
**Foreign Business Administration Division**

15/06/2023



100 ปี กรมพัฒนาธุรกิจการค้า

# Setting up Process

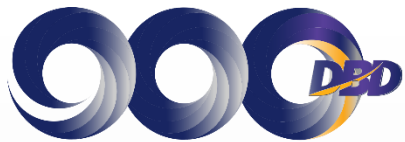
## Business Registration

- **Juridical person registered in Thailand**
  - ✦ *Limited Partnership*
  - ✦ *Company Limited*
  - ✦ *Public Company Limited*
- **Juridical person not registered in Thailand**



## Foreign Business Permitting

- Foreign Business **License**
- Foreign Business **Certificate**



100 ปี กรมพัฒนาธุรกิจการค้า

# Setting up Process

## Company Limited

### - Promoters -

Must have at least 2 promoters,

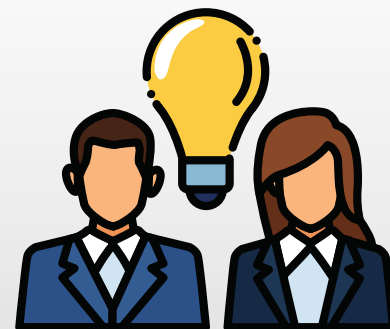
(1) Be ordinary person, (Thai or Foreigner),  
not juristic person

(2) Be 12 years old or older

(3) Each promoter must reserve to buy  
at least 1 share

### - Director-

At least 1 director.



### - Capital/Shares -

Capital shall be divided equally as shares.

### -Address -

A registered corporate address in Thailand.



100 ปี เศรษฐกิจไทย

# Procedures for Company Establishment (One-day Procedure)

Company Name Reservation  
(online reservation only at [www.dbd.go.th](http://www.dbd.go.th))

Minimum 2 Promoters file a Memorandum of Association

Arrange for share reservation

Issue invitation letters for the statutory meeting



# Procedures for Company Establishment (One-day Procedure)

Conduct the Statutory  
meeting

Promoters hand over the business to the directors

Directors request for share  
payment

Company  
Registration





100 ปี กรมพัฒนาธุรกิจการค้า

# DBD e-Registration

## 2 Simple steps

Step 1

### Enrollment & Identity Proofing

In order to obtain Username&Password used to access the e-Registration. This Username&Password shall be activated within 30 days from the approved date.



Convenient, Fast, TimeSaving



### 4 options for Identity Proofing



e-KYC



Personal Certification



Self-identity proofing



Authorize to submit the identity proofing application

Use the service at : e-Registration Support Center

- : Business Development Office 1-6
- : Provincial Commercial Office and 4 branches (Mae Sot, Pattaya, Hua Hin and Koh Samui)

Step

2

## Log in to e-Registration

by using Username&Password obtained in step 1.



Filing the application for registration



Signing digital signature by using Username & Password obtained



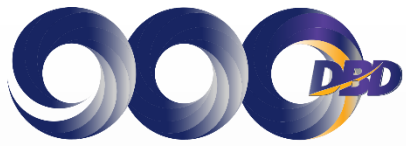
Paying fees



Receiving documents (i.e Certificate, receipt)



Effecting the registration



# Law regulating foreign business operation

100 ปี กรมพัฒนาธุรกิจการค้า

Who are “foreigners” ?

Definition  
“Foreigners”

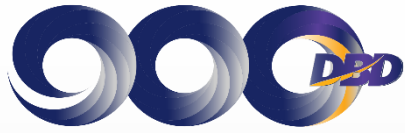
What are regulated  
businesses ?

Regulated  
Businesses

Foreign  
Business  
License

Foreign  
Business  
Certificate

Licensing & Certificate Granting



100 ปี กรมพัฒนาธุรกิจการค้า

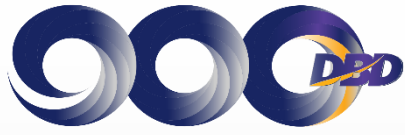
# Law regulating foreign business operation

## Foreign Business Act B.E. 2542 (1999)

The underlying purpose of the Act







# Foreigners & Regulated Business

100 ปี กรมพัฒนาธุรกิจการค้า

## Who are “foreigners” ?

- 1 a natural person not of Thai nationality
- 2 a juristic person not registered in Thailand
- 3 a juristic person registered in Thailand, having 50 % or more of the capital shares held by following persons ;



Registered  
abroad



Natural person  
not of Thai  
nationality

or



Juristic person  
registered abroad

$\geq 50\%$



Juristic person  
registered in  
Thailand



# Foreigners & Regulated Business

100 ปี กรมพัฒนาธุรกิจการค้า

## Who are “foreigners” ?





100 ปี กรมพัฒนาธุรกิจการค้า

# Law regulating foreign business operation

**Foreign  
Business  
Act  
(1999)**

**Principal law to regulate the right of foreigner to operate business activities**

**Other  
Industry  
Specific  
Acts**



**Banking  
Telecommunication  
Insurance**



# Foreigners & Regulated Business

100 ปี กรมพัฒนาธุรกิจการค้า

## Business means

❖ **Operating of undertaking in activities for the purpose of trade**

**: In the field of**

- + *Agriculture*
- + *Industry*
- + *Handicraft*
- + *Commerce*
- + *Services*
- + *Others*



## Lists Annexed to FBA

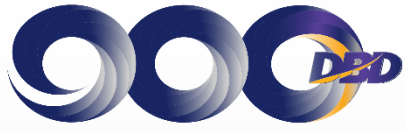
**List 1** Business activities reserved for Thai only

**List 2** Businesses related to national safety or security or having impacts on arts, culture, traditions, customs and folklore handicrafts or natural resources and the environment

**List 3** Businesses which Thai nationals are not ready to compete with foreigners

**\*\*\*Not Listed Businesses**

**Permission is not required**



# Foreigners & Regulated Business

100 ปี กรมพัฒนาธุรกิจการค้า

**Thai**

(foreign shareholding < 50%)

**Foreigner**

(foreign shareholding ≥ 50%)

**Businesses not under the List**

- Manufacturing activities (Except specified)
- Export business

**Businesses under the List**

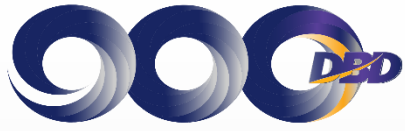
- Permission required

Certificate

BOI

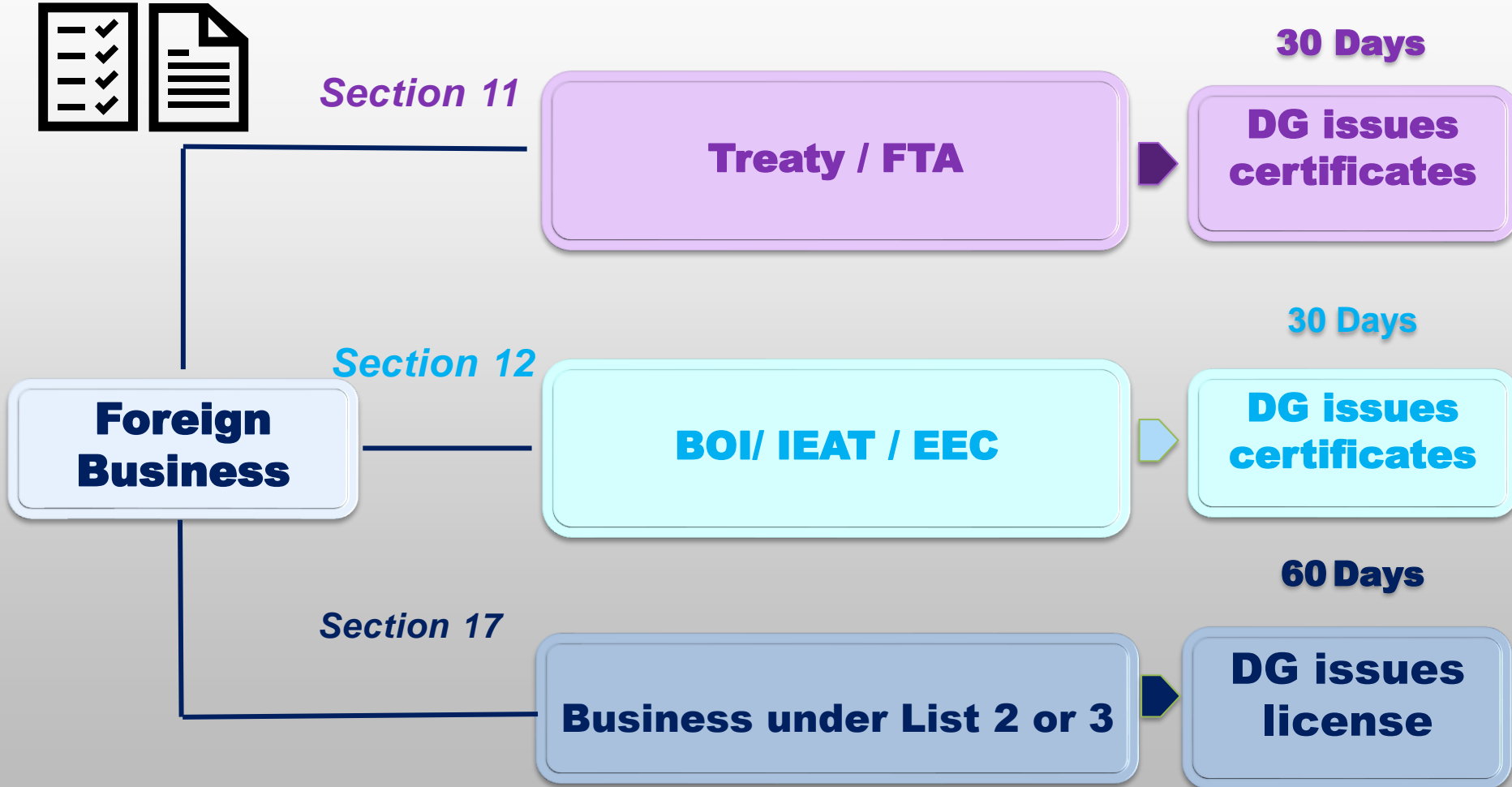
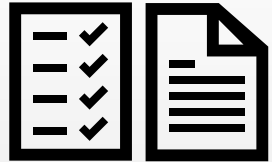
FTA

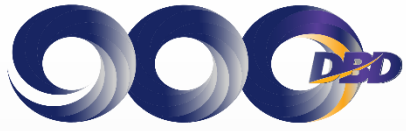
License



# Foreigners Business Permitting

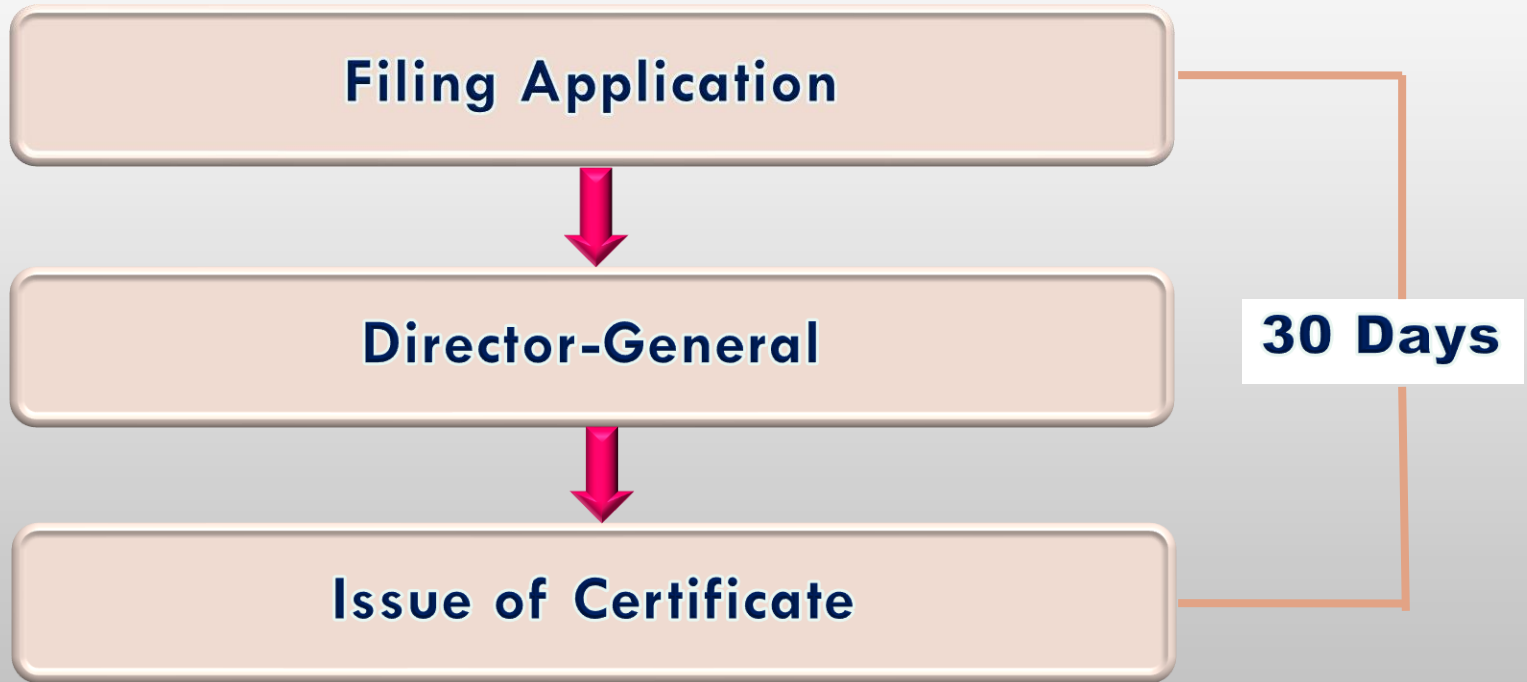
100 ปี กรมพัฒนาธุรกิจการค้า

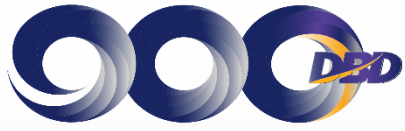




# Certificate Granting Procedure

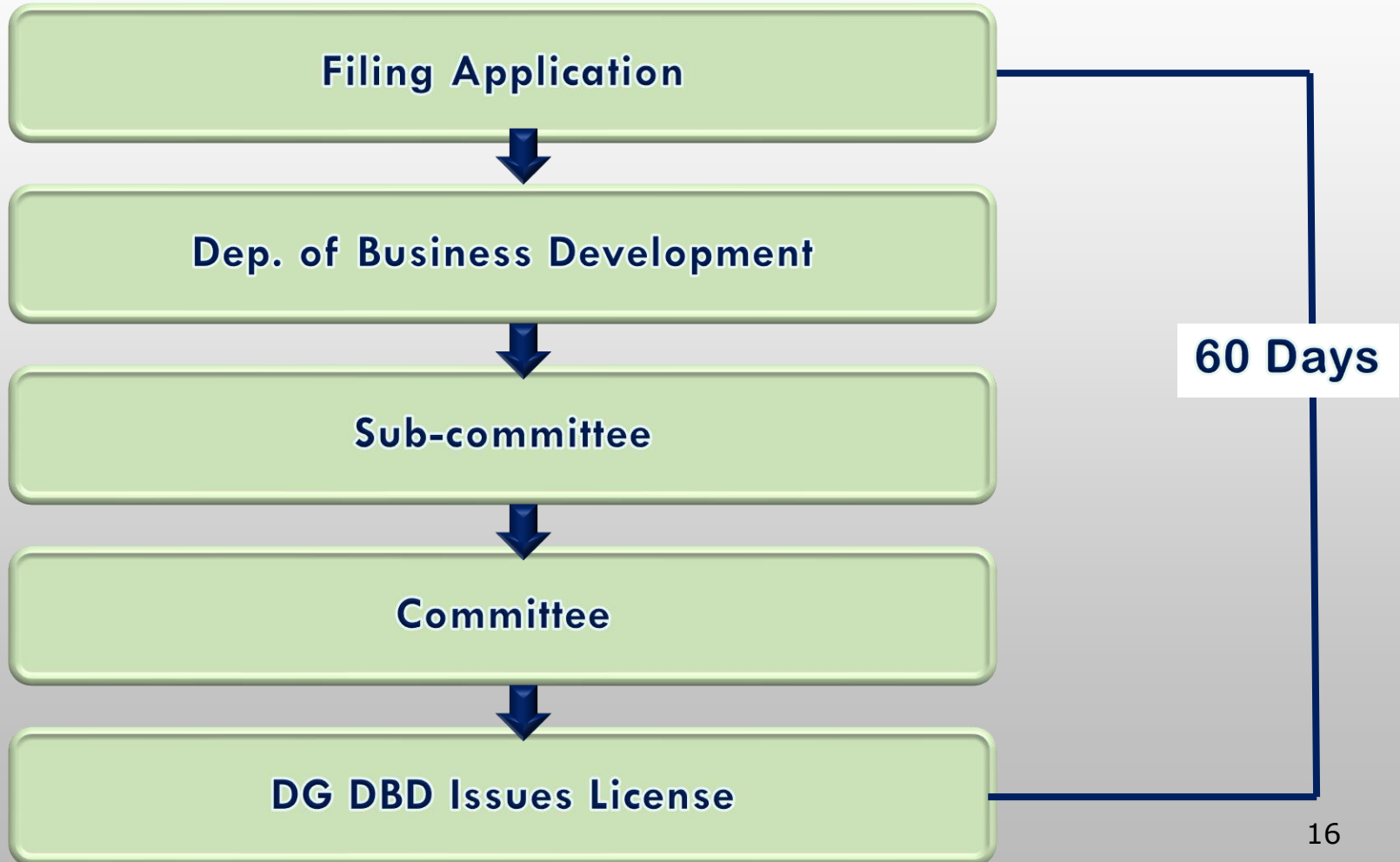
100 ปี กรมพัฒนาธุรกิจการค้า





# License Granting Procedure

100 ปี กรมพัฒนาธุรกิจการค้า





## Top 5 Countries with highest investment capital in Thailand in 2023 (From Jan-May 2023)

1



**15,873**  
Million  
baht

4



**2,991**  
Million  
baht

2



**11,479**  
Million  
baht

5

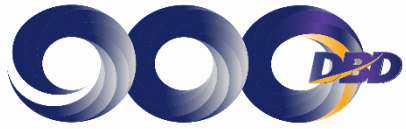


**2,456**  
Million baht

3



**6,356**  
Million  
baht



# Contacts

100 ปี กรมพัฒนาธุรกิจการค้า



1

**Call Center 1570**  
**0-2547-4425-6**



2

**Walk-in**



**THANK YOU**



4

**Foreign Business  
Administration Bureau  
Dept. of Business Development**



3

**Foreign@dbd.go.th**