

(Unofficial Translation)

(Official Emblem)

**Announcement of the Office of Board of Investment**

**No. Por. 5/2561**

**On Process of Certification of Qualification for Alien Persons Wishing to Apply for Smart  
Visa**

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Pursuant to the Announcement of the Board of Investment No. Por. 4/2561 dated February 1, 2017 on Criteria and Qualifications, Rights and Benefits under Smart Visa,

By virtue of the provisions in Section 13 of the Investment Promotion Act, B.E. 2520 (1977) and the Cabinet's resolution dated January 16, 2018, the Office of Board of Investment hereby issues this Announcement to determine the process of certification of qualification for alien persons wishing to apply for Smart Visa as follows:

1. Application Submission

Alien persons who wish to submit an application for certification of qualification shall submit the application to the Office of Board of Investment at One Stop Service Center for Visa and Work Permit (OSS) or Royal Thai Embassy or Thai Consulate in foreign countries, and such agency shall submit such application to One Stop Service Center for Visa and Work Permit.

In this regard, the applicant may submit the application for certification of qualification by itself or authorize a person to do so on its behalf. Such application shall be submitted according to the form specified by the Office.

2. Operation

2.1 One Stop Service Center for Visa and Work Permit shall submit the application for certification of qualification to related agencies to proceed with the following procedures within 3 days from the date of receipt of application:

2.1.1 Certify the qualifications of professionals by Digital Economy Promotion Agency, National Science and Technology Development Agency, Office of National Research Council of Thailand and Thailand Institute of Scientific and Technological Research.

2.1.2 Certify the target industry by Digital Economy Promotion Agency and National Innovation Agency (Public Organization) (NIA).

2.1.3 Certify technology-based entity for production/manufacturing or service provision process and the business in the target industry by Digital Economy Promotion Agency, National Innovation Agency (Public Organization) (NIA) and National Science and Technology Development Agency.

2.1.4 Certify the participation in the incubation project or accelerator project or other similar projects by National Innovation Agency (Public Organization) (NIA) and Digital Economy Promotion Agency.

In the case where the applicant does not participate in the incubation project, the applicant shall be jointly invested by the public sector or be certified by Digital Economy Promotion Agency.

2.1.5 Check the criminal records, behaviors and diseases prohibiting the applicant from entering the Kingdom by the Ministry of Foreign Affairs.

2.1.6 Check to ensure that the applicant is not a person being prohibited to enter the Kingdom pursuant to the Immigration Law by the Office of Immigration.

3. Relevant agencies under article 2 shall notify the results of consideration to One Stop Service Center for Visa and Work Permit within 20 working days from the date of receipt of application.

4. One Stop Service Center for Visa and Work Permit shall consider and screen the applicant pursuant to the Announcement on Qualifications and notify the results within 7 working days from the date of receipt of matter under article 3 as follows:

4.1 In the case where the applicant does not meet the qualifications:

The Center shall notify the results to the applicant and/or relevant agencies, whatever the case may be.

4.2 In the case where the applicant meets the qualifications:

4.2.1 The Center shall notify the results to the applicant so that the applicant can proceed with the application for Smart Visa at One Stop Service Center for Visa and Work Permit or Royal Thai Embassy or Thai Consulate in foreign countries within 60 days from the date of issuance of qualification certificate.

4.2.2 The Center shall notify the results to the Ministry of Foreign Affairs, Department of Employment and Office of Immigration to consider and proceed with other relevant matters.

5. Accompanying persons who are spouse or legitimate children may submit the application under article 1 along with the alien persons whom they accompany, and One Stop Service Center for Visa and Work Permit shall consider and send such application using the means under article 2.1.5 – 2.1.7, whatever the case may be. In this regard, One Stop Service Center for Visa and Work Permit shall notify the results using the means under article 6.

6. Alien persons who wish to continue to reside temporarily in the Kingdom after the permission validity shall submit the application under article 1 no less than 60 days before the permission validity expires.

7. Alien persons shall submit a report using the form of report on status specified by the Office to indicate the status and update the information every 1 year from the date of permission to reside temporarily in the Kingdom to One Stop Service Center for Visa and Work Permit.

8. The process for certification of qualification for Eligibility of Smart Visa shall be completed within 30 working days from the date of receipt of application.

9. In the case where the permission grantee wishes to abolish the rights to reside in the Kingdom under Smart Visa, such grantee shall serve a written notice to One Stop Service Center for Visa and Work Permit, and One Stop Service Center for Visa and Work Permit shall submit

such application to relevant agencies to proceed with relevant matters, whatever the case may be.

This Announcement shall be effective from now and onward.

Announced on the 1<sup>st</sup> Day of February B.E. 2561 (2018).

(-Signature-)

(Miss Duangjai Atsawajintajit)

Secretary General of the Board of Investment