

Bank of Thailand Notification
No. SorNorChor. 2 /2561
Re: Regulations on Supervision for
Members of the Highly Important Payment Systems

1. Rationale

Highly important payment system is a principal infrastructure of the country. It is a payment system handling large value fund transfers or being used for clearing or settlement, which provides a linkage between a central bank and business providers of various payment systems who are members of the system. It also has a linkage (interdependencies) with systems used for trading securities in the stock exchange and other relevant systems; in order to facilitate convenient, fast and efficient processing of financial transactions, to support economic activities, and to maintain financial stability of the country. Any disruption of its operations or members of the systems having problems or deficiencies would be likely to affect public interests, public confidence, or security and stability of the payment systems.

The Bank of Thailand therefore prescribed the regulations on supervision for members of the highly important payment systems, who have linkages for processing transactions as well as receiving and sending data on the systems, by applying principles from international standards. There are regulations on risk management and security, and procedures to be taken for the case that a member files a petition for business reorganization or has been under a receivership or bankruptcy ordered by the court; in order to ensure that members have appropriate risk management and security relating to the processing of transactions as well as receiving and sending data on the systems, and be prepared for emergency circumstances, which will help reduce systemic risk and lead to the stability of the payment systems and overall financial systems.

2. Statutory Power

By virtue of Section 7 and Section 8 of the Payment Systems Act B.E. 2560 (2017), the Bank of Thailand hereby issues the regulations on supervision for members of the highly important payment systems.

3. Scope of Application

This Notification shall apply to members of the highly important payment systems according to the law governing payment systems.

4. Content

4.1 Definition

In this Notification,

“Highly Important Payment Systems” means the payment systems that the BOT establishes and operates according to the law governing the Bank of Thailand, or any other payment systems prescribed by the Minister in a notification with the advice of the BOT according to the law governing payment systems.

“System operator” means system operator who undertakes the highly important payment systems.

“Member” means a user who agrees to be bound by the rules for using services of the highly important payment systems.

“BOT” means the Bank of Thailand under the law governing the Bank of Thailand.

“Minister” means the Minister of Finance.

4.2 Regulations on supervision

Members shall comply with regulations as follows:

4.2.1 Risk management and Security

(1) Have in place the security on Information Technology (IT) systems regarding linkages for processing transactions as well as receiving and sending data with the systems of the system operator, and comply with security measures on IT systems as specified by the system operator; in order to prevent any damages that may potentially affect the systems broadly.

(2) Have in place the data security and protection of confidentiality relating to the process and information of the systems, which is in line with rules and procedures specified by the system operator.

(3) Comply with risk management measures in various aspects relating to the systems as specified by the system operator in order to prevent the occurrence of systemic risk that may affect the financial institutions systems, as well as business sectors and public.

(4) Have in place plans to prepare for any unusual incidents which may cause disruptions or damages to the systems (business continuity plan), and conduct testing of business continuity plan as specified by the system operator.

4.2.2 Notify the system operator and the BOT in the case that a member files a petition for business reorganization or has been under a receivership or bankruptcy ordered by the court

In the case that a member files a petition or has been filed a petition for business reorganization and the court has issued the order accepting the petition, or has been filed for bankruptcy, or has been under a receivership ordered by the court, such member shall take actions as follows:

(1) Notify the system operator immediately in verbal or by any other methods according to rules or procedures specified by the system operator.

(2) Notify the BOT immediately in verbal or by any other methods, and submit a report within a business day following the day that such incident occurs according to the form and procedures attached at the end of this Notification.

In this regard, in the case that the BOT is the system operator, the member shall comply to Clause (1) only.

5. Effective Date

This Notification shall come into effect from 16 April 2018.

Announced on 16th April 2018

(Mrs. Ruchukorn Siriyodhin)
Deputy Governor, Financial Institutions Stability
Governor^{for}
Bank of Thailand

(Attachment)

**Notification form to the BOT
for the case that a member files a petition for business reorganization
or has been under a receivership or bankruptcy ordered by the court**

Date Month B.E.

To Governor of the Bank of Thailand

I am (Name in Thai) spelt in
English as (Name in English) Head office is
located at.....
telephone number..... facsimile number..... e-mail

being a member of the highly important payment systems according to the
Payment Systems Act B.E. 2560 (2017) as follows: (Please check in box in front of
the highly important payment systems)

- BAHTNET System
- Imaged Cheque Clearing System

I would like to notify the BOT that I am in the process of

- Filing a petition for business reorganization and the court
has issued the order accepting the petition
- Being filed a petition for business reorganization and the court
has issued the order accepting the petition
- Being filed for bankruptcy
- Being under a receivership ordered by the court

With details of petition / accusation / judgment / court order according to
attached copies (Please attach a copy of petition / accusation / judgment / court order),
and I have taken actions according to a judgment / court order (if any) as follows:

.....
.....

Please consider accordingly. I certify that the information above is correct
and completely true.

Signed
(.....)

Authorized Signatory
(Seal-if any)

Procedures for notification and submission of documents to the BOT

Bank of Thailand (Payment Systems Policy Department)

Address: 273 Samsen Road, Watsamphraya, Phra Nakhon District, Bangkok 10200

e-mail: OversightDivisionPSD@bot.or.th

Tel.: 0 2283 5095

Facsimile: 0 2282 7717

Scan the notification form and submit to the BOT via e-mail or the defined electronic channels as prescribed by the BOT, and submit the original copy to the BOT later.

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