

Citizen Guide: Using debt securities as collateral (in case the collateral taker does not request the BOT to specify the use of debt securities as collateral on the certificate of debt securities)

Organization providing service: Payment and Bond Department, Bank of Thailand

Criteria, methods, conditions (if any) for submitting a request and granting permission

Criteria :

1. Collateral provider means an individual or juristic person who is an owner of a scrip bond
2. Collateral taker means an individual or juristic person who accepts debt securities as collateral

Method for submitting a request

1. Collateral provider who is an owner of a scripless bond and wishes to use debt securities as collateral has to submit a request and documents to the collateral taker as follows:

- 1.1 Letter of Delivery of Debt Securities (or a form determined by the Bank of Thailand)
- 1.2 One of identification documents as specified in the List of required documents items 1) – 3) and 4) (juristic person)
- 1.3 Letter of Specimen Signature (in case of no specimen signature provided to the Bank of Thailand)
- 1.4 Debt securities certificate

2. Collateral taker who wishes to accept debt securities as collateral and does not request the Bank of Thailand to specify the use of debt securities as collateral on the certificate of debt securities has to submit a request and documents as follows:

- 2.1 Letter of Request for Using Debt Securities as Collateral (or a form determined by the Bank of Thailand)
- 2.2 One of identification documents as specified in the List of required documents items 1) – 3) and 4) (juristic person)
- 2.3 Letter of Specimen Signature (in case of no specimen signature provided to the Bank of Thailand)
- 2.4 Documents of collateral provider as specified in items 1.1 and 1.2, and a copy of debt securities certificate

The collateral taker may request the Bank of Thailand to verify ownership of the collateral provider before accepting the collateral.

Remarks

The time for processing the request will start counting once the officer has received and verified all required documents specified in this citizen guide.

Submitting request in person

In a case where the request letter or required documents are not complete, and/or have errors that cause the officer to be unable to consider the request, the officer will create a memorandum that specifies errors or additional documents that must be submitted. The officer and the requester (a person who makes a request) or the authorized person will sign the memorandum. A copy of the memorandum will be given to the requester or the authorized person as evidence.

The requester must correct the errors and/or submit additional documents within the time period specified in the memorandum, otherwise it will be deemed that the requester abandons the request.

Submitting request via mail

As the Bank of Thailand has verified the documents, the Bank will process the request and submit an acceptance letter of the use of debt securities as collateral to the requester within 7 days after the date on which the consideration of the request has been completed under Section 10 of the Licensing Facilitation Act B.E. 2558.

If the Bank of Thailand has verified and found that the documents are not complete as specified in the citizen guide, the requester has to make corrections within the time period determined by the Bank of Thailand. The time period will start counting from the date on which the requester has received a letter / has been contacted from the Bank of Thailand.

Service Channels

<p>Place Bond Division, Payment and Bond Department, Bank of Thailand Head Office 273 Samsen Road, Watsamphraya, Phra Nakhon District, Bangkok 10200 / Contact in person at the office Remark: Official holidays mentioned above are financial institutions holidays designated by the Bank of Thailand</p>	<p>Opening hours: Monday through Friday (except official holidays) from 08:30 to 16:30 hrs. (lunch break at noon)</p>
<p>Place Bank of Thailand Northern Region Office 68/3 Chotana Road, Muang Chiang Mai District, Chiang Mai 50300 / Contact in person at the office Remark: Official holidays mentioned above are financial institutions holidays designated by the Bank of Thailand</p>	<p>Opening hours: Monday through Friday (except official holidays) from 08:30 to 16:30 hrs. (lunch break at noon)</p>
<p>Place Bank of Thailand Northeastern Region Office 45 Nikorn Samran Road, Muang District, Khon Kaen 40000 / Contact in person at the office Remark: Official holidays mentioned above are financial institutions holidays designated by the Bank of Thailand</p>	<p>Opening hours: Monday through Friday (except official holidays) from 08:30 to 16:30 hrs. (lunch break at noon)</p>
<p>Place Bank of Thailand Southern Region Office 472 Phetkasem Road, Hat Yai District, Songkhla 90110 / Contact in person at the office Remark: Official holidays mentioned above are financial institutions holidays designated by the Bank of Thailand</p>	<p>Opening hours: Monday through Friday (except official holidays) from 08:30 to 16:30 hrs. (lunch break at noon)</p>
<p>Place Address as specified above / Mail Remark: According to the service hours of each Thailand Post Company Limited's branch office</p>	<p>Opening hours: 24-hour service</p>

Steps, Processing time and Responsible department

Total processing time: 50 minutes

No.	Steps	Processing time	Responsible department
1)	<p>Document verification Verify Letter of Request for Using Debt Securities as Collateral, Letter of Delivery of Debt Securities, copy of debt securities certificate and required documents Remark: One of identification documents as specified in the "List of required documents", items 1 – 3 and 4 (juristic person)</p>	20 minutes	Payment and Bond Department
2)	<p>Consideration Consider completeness and correctness of the documents / Record the use of debt securities as collateral in the registration system</p>	20 minutes	Payment and Bond Department

No.	Steps	Processing time	Responsible department
	<i>Remark: In a case where the Bank of Thailand has found that the documents are incorrect or has doubts about the documents, the Bank may ask the requester to correct the documents, explain or clarify about the documents for consideration</i>		
3)	<p>Signing for approval/Board resolution Propose authorized signatory for approval and notify the result to the requester in case the requester waits at the BOT office</p> <p><i>Remark: In case of submitting the request by mail, the result will be notified within 7 days after the date on which the consideration has been completed</i></p>	10 minutes	Payment and Bond Department

List of required documents

No.	Document name, number of documents and additional information (if any)	Government agency that issues the document
1)	<p>Identification card Original 1 Copy 0 Remark Original identification card is required. The Bank will retrieve information on identification document via the Department of Provincial Administration's Linkage Center system. In a case where the applicant does not contact in person or submits documents by mail, a copy of identification card must be included and certified as a true copy by the card owner.</p>	Department of Provincial Administration
2)	<p>Identification card of government officer or state agency employee Original 1 Copy 0 Remark The card issued by the original affiliation must have identification number. The Bank will retrieve information on identification document via the Department of Provincial Administration's Linkage Center system. In a case where the applicant does not contact in person or submits documents by mail, a copy of the card must be included and certified as a true copy by the card owner.</p>	Department of Provincial Administration
3)	<p>Passport Original 1 Copy 0 Remark 1. This is used for foreigner only (alien identification card can be used instead) 2. In case of submitting the request by mail, a copy of passport must be included and certified as a true copy by the passport owner</p>	Passport Office
4)	<p>Juristic person certificate Original 1 Copy 0</p>	Department of Business Development

No.	Document name, number of documents and additional information (if any)	Government agency that issues the document
	<p>Remark 1. Certificate issued by the Ministry of Commerce within the past 1 month or certificate issued by government agency, Original document: The Bank will verify and return the original document. 2. In a case where documents are submitted via mail, a copy must be included and certified as a true copy by an authorized signatory in accordance with the conditions given to the Bank of Thailand.</p>	
5)	<p>Letter of Request for Using Debt Securities as Collateral Original 1 Copy 0 Remark Signed by the collateral taker</p>	Payment and Bond Department
6)	<p>Letter of Delivery of Debt Securities Original 1 Copy 0 Remark Signed by the owner of debt securities with the same signature as given to the Bank of Thailand</p>	Payment and Bond Department
7)	<p>Debt securities certificate Original 0 Copy 1 Remark certificate must be certified as a true copy by the owner with the same signature as given to the Bank of Thailand.</p>	Payment and Bond Department
8)	<p>First page of passbook savings/current account Original 0 Copy 1 Remark Certified as a true copy by the owner (in case of changing bank account for receiving coupon interest)</p>	-
9)	<p>Letter of Specimen Signature Original 1 Copy 0 Remark In case of no specimen signature is provided</p>	Payment and Bond Department

Fee

No.	Fee details	Fee (baht / per cent)
1)	(Remark; (-))	Fee 0 Baht

Channels for making complaints / suggestions

No.	Channels for making complaints / suggestions
1)	<p>Bank of Thailand Remark: <i>Head Office: Tel. 1213</i> <i>Southern Region Office: Tel. 0 7427 2000 ext. 4421-5</i> <i>Northeastern Region Office: Tel. 0 4333 3000 ext. 3214-9</i> <i>Northern Region Office: Tel. 0 5393 1074-8</i></p>
2)	<p>Center of Public Service, Office of the Permanent Secretary Remark: No. 1, Phitsanulok Road, Dusit, Bangkok 10300 / Hotline 1111 / www.1111.go.th / P.O. Box 1111 No. 1, Phitsanulok Road, Dusit, Bangkok 10300</p>
3)	Public Sector Anti-Corruption Operation Complaint Center

No.	Channels for making complaints / suggestions
	<p>Remark: Office of Public Sector Anti-Corruption Commission (PACC) - 99 Moo 4, Software Park Building 2nd floor, Chaengwattana Road, Klong Gleua, Pakkred, Nonthaburi 11120 - Hotline 1206 / Telephone 0 2502 6670-80 ext. 1900 , 1904- 7 / Fax 0 2502 6132 - www.pacc.go.th / www.facebook.com/PACC.GO.TH</p> <p>Anti-Corruption Operation Complaint Center for Foreign Investors Tel : +66 92 668 0777 /Line : Fad.pacc /Facebook : The Anti-Corruption Operation Center /Email : Fad.pacc@gmail.com</p>

Form, sample and guide for filling form

No.	Form name
1)	Letter of Request for Using Debt Securities as Collateral (Remark: -)
2)	Letter of Delivery of Debt Securities (Remark: -)
3)	Power of Attorney (Remark: -)
4)	Sample (Remark: -)

Remark

Juristic person certificate is required only when a person who pledges collateral is a juristic person.

Information for staff

Process name: Using debt securities as collateral (in case the collateral taker does not request the BOT to specify the use of debt securities as collateral on the certificate of debt securities)

General term: Pledge of collateral

Central organization as process owner: Bank of Thailand

Type of service: One-stop service process

Category of service: Registration

Laws that empower organization to grant permission or take other related actions:

1) *Ministerial Regulation Prescribing the Criteria, Methods and Conditions for the Issuance, Buying and Selling, Transfer, and Use of Debt Securities as Collateral B.E.2550, by virtue of Sections 5 and 11 of the Public Debt Management Act B.E.2548*

2) *The Bank of Thailand Act B.E.2485 as amended by the Bank of Thailand Act (No. 4), B.E. 2551*

Level of impact: General service

Service areas: Central areas, provincial areas

Rules / Agreements that determine time period: -

Time period determined by laws / requirements, etc.: 50.0 minutes

Process statistics:

Average requests per month 25

Maximum number of requests 55

Minimum number of requests 6

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