

## **SEC Thailand’s public hearing on proposed drafts of law amendment to facilitate digital capital market and increase efficiency of capital market supervision.**

The Office of the Securities and Exchange Commission, Thailand (“SEC Thailand”) is seeking public comments on the proposed amendment of the Securities and Exchange Act B.E. 2535, the Derivatives Act B.E. 2546, the Trust for Transactions in Capital Market Act B.E. 2550, and the Emergency Decree on Digital Asset Businesses B.E. 2561 to facilitate digital capital market, increase efficiency of capital market supervision, and foster fundraising and business related to the capital market.

The keys of the proposed revisions cover these following issues:

(1) **facilitation of digital capital market** : e.g. enabling electronic process throughout the capital market, and supervision on offering of financial assets with similar characteristics to traditional securities.

(2) **supervision on securities and derivatives business operators** : e.g. revising supervision of major shareholders, and escalating oversight of personnel in the capital market.

(3) **supervision on secondary market including institutions related to securities and derivatives businesses** : e.g. eliminating legal limitation on setting up business as a securities trading center to accommodate the trading of securities regardless of whether the securities were issued in form of traditional or digital ones; and supporting more flexible operation, including the financial management, of the association related to securities business.

(4) **fundraising and supervision on auditors, audit firms, including other professionals in the capital market** : e.g. revising provisions on offering of debt instruments, expanding the scope of takeover provisions to include trust, and enhancing supervision on auditors, audit firms, including other professionals in the capital market.

(5) **efficiency of law enforcement and revision of the punishment provisions** : e.g. imposition regarding witness protection measures, and inquiry power of the SEC Thailand’s competent officials.

(6) **a miscellaneous issue related to the SEC Thailand’s personnel affairs**

The consultation paper is available at SEC Thailand website ([www.sec.or.th/hearing](http://www.sec.or.th/hearing)) and the central legal system website (<https://lawtest.egov.go.th>). Stakeholders and interested parties are welcome to give comments and suggestions via the websites or email: kris@sec.or.th, tawatpon@sec.or.th, thitirat@sec.or.th, prachay@sec.or.th, raweevan@sec.or.th, or sirinpat@sec.or.th. The public hearing ends on August 23, 2021.