
Regulation

Issued under the Royal Act

Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005)

(No. 29)

Pursuant to the Declaration of an Emergency Situation in all areas of the Kingdom of Thailand from March 26, 2020, and the extension of the aforementioned State of Emergency Declaration for the 13th time until September 30, 2021.

Given that there has been a general dissemination of false information that **may create fear among the people or inaccurate news/information** to generate misunderstanding or confusion among the people, or misconduct by the people, to the point of causing damages or aggravating the situation, affecting national security, violating other people's rights, or affecting public order, public morality, or the healthcare of citizens through various media platforms, especially the Internet, which has exacerbated the severity of the emergency situation, it is necessary to introduce measures regulating the right to or freedom of expression such that the right or freedom is exercised in a reasonable, truthful, and accountable manner for the peace and harmony of society as a whole in this emergency situation in compliance with the framework laid out in the Constitution of the Kingdom of Thailand.

By virtue of Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005), the Prime Minister hereby issues a Regulation as follows:

1. No person shall report news, distribute or disseminate any book, publication, or any other media containing text that may create fear among the people or that are intended to spread inaccurate news/information to generate misunderstanding about the emergency situation with adverse impact on national security, public order, or public morality in the areas where a state of emergency has been declared.

2. In case there is a dissemination of text or news on the internet as prescribed in Clause 1, the Office of the National Broadcasting and Telecommunications Commission (Office of NBTC) will notify the Internet Service Providers in accordance with the laws on the organization assigning radio frequency and regulating broadcasting, television broadcasting, and telecommunications businesses, and require the Internet Service Providers to track the IP addresses where the aforementioned text or news originates from. In the case that the IP address is serviced by the Internet Service Provider, that Internet Service Provider shall inform the Office of NBTC of the details as prescribed by the Office of NBTC and immediately suspend the internet service rendered to that address.

The Office of NBTC shall promptly submit the details of its findings pursuant to Clause 1 to the Royal Thai Police for further legal action.

The Internet Service Providers who fail to comply with Clause 1 will be considered to have breached the requirements contained in their licenses to provide internet services, and the Office of NBTC shall take legal action accordingly.

This Regulation shall come into effect from 30 July B.E. 2564 (2021).

Issued on 29 July B.E. 2564 (2021)

General Prayut Chan-o-cha

Prime Minister

Manushya Foundation