
Notification of the Eastern Economic Corridor Policy Committee

**Re: Determination of Knowledge and Specialised Ability of Applicants for Electronic Commerce Operators of Smart Warehouse Management Centres in Special Economic Promotional Zones for Electronic Commerce Industry in the Eastern Economic Corridor
B.E. 2562 (2019)**

Whereas it is expedient to determine knowledge and specialised ability of applicants for electronic commerce operators of smart warehouse management centres in the special economic promotional zones for electronic commerce industry in the Eastern Economic Corridor.

By virtue of the provisions of Clause 3 Paragraph two of the Notification of the Eastern Economic Corridor Policy Committee Re: Incentives for the Electronic Commerce Operator of Smart Warehouse Management Centre within the Special Economic Promotional Zones for Electronic Commerce Industry in the Eastern Economic Corridor B.E. 2562 (2019), which issued according to the provisions in the Eastern Special Development Zone Act B.E. 2561 (2018), the Secretary-General of the Eastern Economic Corridor Policy Committee hereby issues the Notification as follows:

Clause 1 In this Notification:

“Patent” means a document issued to grant protection for an invention or a product design;

“Patent Owner” means a transferee of a Patent;

“Licensee” means a person granted permission according to a Patent License Agreement;

“Patent License Agreement” means an agreement in which a Patent Owner grants rights to a Licensee within a specific period, whether with or without royalties or any other agreement;

“Smart Warehouse Management Centre with advanced management system and technology” means a smart warehouse management centre applying the advanced management system and technology. The advanced system and technology shall include an electronic system for operating machines and critical equipment to connect, collect, and exchange information for automated coordination; an electronic system for controlling operation of machines, equipment, and systems for product delivery to customers through electronic commerce procedures; a work automation system in a smart warehouse management centre; and an artificial intelligence system for data analysis to improve work operation.

“Commanding Power” means a controlling power for one of the following reasons:

- (1) Holding of shares with voting right of a juristic person in an amount exceeding fifty per cent of the total number of the voting right of such juristic person;
- (2) Having control of the majority voting right in the shareholders’ meeting of any juristic person, whether directly or indirectly;
- (3) Having control over appointment or removal of at least half of all directors, whether directly or indirectly;
- (4) Inheriting commanding power under (1) or (2) at all levels, beginning from Commanding Power under (1) or (2) of the first juristic person.

“Policy Relationship” means a relationship between two or more juristic persons who have guidelines, policies, or methods in administrating, directing, or managing business under the Commanding Power of the same person or juristic person.

Clause 2 The applicants for electronic commerce operation of smart warehouse management centres in the Special Economic Promotional Zone for Electronic Commerce Industry in the Eastern Economic Corridor shall have one of the following knowledge and specialized ability:

- (1) Having operated or worked at least 4 years before the date applying for permission in the electronic commerce of smart warehouse management centres which has used advanced management system and technology for at least 2 years.
- (2) Receiving awards or having performance to be accepted in national and international level in electronic commerce of smart warehouse management centres with advanced management system and technology within 4 years before the date applying for permission;
- (3) Begin a Patent Owner under Thai or Foreign Law or being a Licensee for technology or equipment of electronic commerce of smart warehouse management centres with advanced management system and technology;
- (4) Being an owner or inventor or developer of technology or equipment of electronic commerce of smart warehouse management centres with advanced management system and technology;
- (5) Having a juristic person with Commanding Power or Policy Relationship who has one of knowledge and specialized ability under Clause 2 (1), (2), (3), or (4) and is granted permission to use or transfer technology, or is granted permission to use equipment of electronic commerce of smart warehouse management centres with advanced management system and technology for application and development;

(6) Apart from the case under (1) to (5), having other empirical evidence of knowledge and specialised ability in electronic commerce of smart warehouse management centres with advanced management system and technology.

Clause 3 This Notification shall come into force from the day of notification onwards.

Issued on the 17th day of September B.E. 2562 (2019)

Kanit Sangsubhan

Secretary-General of the Eastern Economic Corridor Policy Committee