



Announcement of the Bangkok Metropolitan Administration (BMA)
Subject: Designation of Premises, Businesses or Activities Which Can Be Opened
for Operations as Specific Cases for the New Year Festival

Reference is made to the implementation by the Bangkok Metropolitan Administration (BMA) in accordance with the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 36) dated 21st October 2021 and (No. 37) dated 30th October 2021 by issuing the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 45) dated 30th October 2021, (No. 46) dated 13th November 2021, and (No. 47) dated 29th November 2021. Measures were relaxed so that some premises, businesses, or activities can be opened for operations or organize some activities under conditions, time clause, systematic arrangement and regulations and disease prevention measures prescribed by the Government in order to operate the driving of economy together with imposing integrated area disease control and prevention measures under the said Regulation. Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 40) dated 15th December 2021 was announced and implemented. The tendency of situation for the spread of Coronavirus Disease 2019 (COVID-19) in Thailand has gradually been subsiding with the report specifying that the number of new infected cases has been stable and tends to continuously decrease, while the ratio of the number of persons who were treated and recovered has been increasing. The Government has been reported from public health agencies that the present situation of medicine and medical supplies as well as the number of beds to accommodate patients and infected cases is at adequate level. Moreover, the implementation according to the vaccination service program is expected to reach the goal of domestic vaccination at the complete number of one hundred million doses within this year, which covers population groups with risk of severe infection in accordance with the policy prescribed by the Government. The New Year Festival is also the period of time which allows the public to organize locally traditional and religious events, traditional festivals, parties, get-togethers, tourism, and leads to large public gathering for organizing celebrations to bid farewell to the old year and welcome the New Year. Therefore, the Government, with the proposal by public health agencies, has launched the policy for relaxing disease prevention and control measures to comply with the disease spread situation under conditions which business owners, responsible persons for organizing events, attendees, and the general public shall mutually and strictly comply with prescribed disease prevention and control measures. The Government will keep close surveillance and follow-up to the situation, especially the spread of virus variant, and measures are possibly adjusted to be appropriate in order to have effective economic recovery together with public health management. Integrated control measures, prohibitions, exemptions, and exercises for situational areas of different levels as well as measures in preparedness under the Regulation (No. 37) dated 30 October 2021, including prohibition of organizing activities with risk of disease spread, activities

with ...

with public gathering that can be organized without requesting for permission, integrated control measures classified by situational areas, and integrated control measures applied in the tourism sandbox as well as measures, criteria, or guidelines prescribed by local competent officials or responsible agencies under the said Regulation shall have still been in force. Integrated control measures in all areas of the whole Kingdom as specific cases for the New Year Festival shall be adjusted, and the BMA Communicable Diseases Committee or the Provincial Communicable Diseases Committee, as the case may be, shall consider designating some premises, businesses, or activities which can be opened for operations as specific cases for the New Year Festival under conditions of safety measures tightened by the Government for specific surveillance, prevention, and control of disease spread.

In order to comply with the said Regulation, by the virtue of Section 34 (6) of the Communicable Diseases Act B.E. 2558 (2015), and Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 40) dated 15th December 2021, (No. 36), Governor of Bangkok, with the approval of the BMA Communicable Diseases Committee as stated in the Meeting Resolution No. 34/2564 dated 15th December 2021, shall have the order of designating the following premises, businesses, or activities which can be opened for operations as specific cases for the New Year Festival under strict conditions of safety measures tightened by the Government for specific surveillance, prevention, and control of disease spread such as DMHTTA measure, universal prevention measures, COVID Free Setting as well as measures under laws on communicable diseases specially enacted by relating agencies:

1. Shops selling food or beverage; only at venues with the open and good ventilation, can be opened for services on consumption of liquor and alcoholic drinks as specific cases for the countdown festival by their regular time on 31st December 2021 until 01.00 a.m. on 1st January 2022;

2. Venues organizing the New Year festivities with large public gathering; business owners or responsible persons for organizing such activities shall have attendees comply with screening measures to reduce risk of disease spread in clusters as follows:

- 2.1 Organizing activities with public gathering of total attendees from 300 persons but no more than 1,000 persons, organizers or responsible persons shall request for permission from the district office in charge for consideration of appropriateness in designating disease prevention and control measures and screening measures of attendees. Organizers or responsible persons shall strictly comply with such measures by allowing only attendees presenting evidence that they have been fully vaccinated under the criteria prescribed by the Government;

- 2.2 Organizing activities with public gathering of total attendees more than 1,000 persons, organizers or responsible persons shall request for permission from the BMA Health Department for consideration of appropriateness in designating disease prevention and control measures and screening measures of attendees. Organizers or responsible persons shall strictly comply with such measures by allowing only attendees presenting evidence that they have been fully vaccinated under the criteria prescribed by the Government together with the test result as certification for not being infected with COVID-19 during the period of 72 hours before using attending activities by test kits and solution relating to the analysis of infection for SARS-CoV-2 (COVID-19 infectious agent) by COVID-19 Antigen Test Kits (ATK);

3. Other Premises or activities with risk of spread, organizers or responsible persons shall also comply with safety measures under criteria specifically tightened by the Government;

4. Any cases apart from this Announcement shall still comply with the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 47) dated 29th November 2021.

Any persons who violate or fail to comply with this Order shall be guilty of an offense under Section 51 of the Communicable Diseases Act B.E. 2558 (2015) which shall be liable to a fine not exceeding twenty thousand Baht, and shall be guilty of an offense under Section 18 of the Emergency Decree on Public Administration in Emergency Situation B.E. 2548 (2005) which shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding forty thousand Baht or to both.

As this is a case where there is urgent necessity and the delay of action may cause great harm to any individual or affect the public interest, litigants shall not be given the right to object under section 30 paragraph two (1) of the Administrative Procedure Act, B.E. 2539 (1996).

Announced on 17th December 2021.

Pol.Gen. (Signature)
 (Aswin Kwanmuang)
 Governor of Bangkok