



Announcement of the Bangkok Metropolitan Administration (BMA)

Subject: Order of Temporary Closure of Premises (No. 35)

(Relaxation of Order Prohibiting Construction for Some Types of Construction Projects and Movement of Construction Workers)

Reference is made to the announcement of promulgation of the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 25) dated 26th June 2021, and the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 34) dated 27th June 2021 to have construction sites for different types of large buildings and temporary accommodation for construction workers temporarily closed, and travel and movement of construction workers temporarily prohibited until 27th July 2021 to comply with the said Regulation. The Center for COVID-19 Situation Administration (CCSA) later sent the urgent letter No. Nor Ror 0801.01/8022 dated 3rd July 2021 to the Bangkok Metropolitan Administration, informing that the Prime Minister, with the suggestion of CCSA, agreed in principles to relax the order prohibiting construction for some types of construction projects in which the temporary suspension of construction possibly affects and causes engineering and structural damages , or some types of construction projects with necessity deemed appropriate for exemption, and movement of construction workers as related to prevention measures for the spread of COVID-19 and public health benefit.

Therefore, in order to comply with the said principles, by the virtue of Section 35 (1) 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. 25) dated 26th June 2021, Governor of Bangkok, with the approval of the BMA Communicable Diseases Committee as stated in the Meeting Resolution No. 20/2564 dated 5th July 2021, shall have the order to relax the prohibition of construction for some types of construction projects and movement of construction workers as related to control measures for the spread of COVID-19 and public health benefit as follows:

1. Construction for some types of construction projects:

(1) Construction Projects in which the immediate stop or delay can possibly lead to engineering structural damages that it is difficult to solve, or cause harm to passersby or communities located around the said construction projects such as deep underground construction projects, underground construction without enclosed concrete wall, or other constructions;

(2) Construction of temporary structures in which the immediate stop or delay can possibly lead to damages and cause harm to passersby or communities located around the said construction projects such as scaffolding or slab formworks;

(3) Construction relating to the traffic safety such as traffic light, traffic barriers, or steel road plates;

(4) Construction ...

(4) Construction at the construction sites related to control measures for the spread of COVID-19, and for the purpose of public health such as field hospitals, hospitals, healthcare facilities or other construction sites used for the benefit of disease control.

2. Permission for movement of construction workers is granted only for the case of moving construction workers from temporary accommodation, both movements between provinces and within the area of Bangkok Metropolis, for the benefit of controlling COVID-19 such as medical care, disease prevention and control, health checkup, diagnosis, or vaccination. In case of movement of construction workers between provinces, permission shall also have permission granted by destination provinces;

3. Business owners, responsible persons, or persons who wish to implement construction or move workers for the case under Clause 1 shall submit the request for permission to the BMA Public Works Department, and for movement of workers for the case under Clause 2 shall submit the request for permission to the district office in charge of the area where temporary accommodation is located. Documents or evidences which are beneficial to consideration and approval shall be submitted, and the above-mentioned persons shall strictly comply with disease prevention measures prescribed by the Government;

4. Construction for some types of construction projects, or movement of construction workers or other relating activities previously granted permission by Governor of Bangkok or communicable disease control officers based on communicable disease laws for temporary operation to ease the burden of citizens or prevent damages to the public before the date of enforcement of this Announcement shall be considered having permission under this Announcement.

Any other cases to which this Announcement has not been applied to shall comply with the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 34) dated 27th June 2021.

Any persons who violate or fail to comply with this Order shall be guilty of an offense under Section 52 of the Communicable Diseases Act B.E. 2558 (2015) which shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding one hundred thousand Baht or to both 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).

This Order shall take from 5th July 2021 onwards.

Announced on 5th July 2021.

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