



Announcement of the Bangkok Metropolitan Administration (BMA)

Subject: Order of Temporary Closure of Premises (No. 44)

Reference is made to the promulgation of the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 35) dated 15th October 2021. The said promulgation is aimed at improving and relaxing intensity of disease control measures prescribed in compliance with the overall situation of the spread of Coronavirus Disease 2019 in Thailand which tends to be continuously better compared to those in other parts of the world. The previous operations of competent officials could control and limit the scope of disease spread areas. For example, in various provinces, infected cases have been found only in some areas, and the number of patients with severe symptoms has been decreasing, while the number of persons who were treated and recovered have been increasing. In terms of operation under the vaccination program, officers from all sectors have played an important role in coordinating, procuring, and importing vaccine of various types so that public health sector can accelerate vaccine allocation and vaccination to cover all target groups. During the past period, vaccination services have been providing to groups of youth, school students, and university students so that learning and teaching conditions can safely return to normal. In addition, the Government has planned to procure efficient antiviral drugs which are expected to be used for the disease treatment in the near future. However, the follow-up and supervision of competent officials are still crucial and essential in order to control business operations and activities of persons and premises under conditions of practices in compliance with the previously announced disease control and prevention measures like universal prevention measures for COVID-19, safety measures for organizations, or new COVID-19 control measures for safe economic recovery. The said disease control and prevention measures are aimed at driving the country's economic sectors, creating an atmosphere, understanding the situations, and knowing how to live with the disease for the recovery of livelihood to reach the normal conditions, and to stimulate economy. Such actions are taken together with implementation of public health measures for targeting at balanced and sustainable disease prevention and control to the public, in compliance with Thailand's reopening plan to welcome tourists as intentions and guidelines announced by the Prime Minister on 11th October 2021. Under the said reopening plan, premises, businesses, or activities in the situational areas designated as the maximum and strict control areas and permitted to be opened for operations under previously announced Regulation can be further opened for operations. The BMA Communicable Diseases Committee or the Provincial Communicable Diseases Committee, as the case may be, shall supervise and follow up the operations of premises, and business owners or responsible persons shall practice in compliance with conditions, time clause, systematic arrangement and regulations and disease prevention measures prescribed by the Government as well as measures specially enacted by responsible persons.

Therefore, in order to comply with the said Regulation, 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. 28) dated 17th July 2021, (No. 30) dated 1st August 2021, (No. 32) dated 28th August 2021, (No. 34) dated 28th September 2021, and (No. 35) dated 15th October 2021, Governor of Bangkok, with the approval of the BMA Communicable Diseases Committee as stated in the Meeting Resolution No. 30/2564 dated 15th October 2021, shall have the order as follows:

1. Premises ...

1. Premises under Clause 1 of the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 43) dated 29th September 2021 shall be temporarily closed, and shall comply with Clause 2 of the said Announcement so long as it is not contrary to or inconsistent with this Announcement. In addition, the following premises can be opened for operations or organization of some activities and shall strictly comply with disease prevention and control measures for inhibiting the spread of disease, disease prevention measures prescribed by the Government as well as measures under laws on communicable diseases specially enacted by responsible persons:

1.1 Premises, businesses or activities which were permitted to be opened for operations with conditions on operating time under the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 43) dated 29th September 2021 such as shops selling food or beverage, cinemas, theaters, shopping malls, sport venues, public parks can be opened for operations by their regular time until 10.00 p.m. to comply with the adjustment for curfew hours;

1.2 Convenience stores, fresh markets, or flea markets can be opened for selling all types of goods by their regular time until 10.00 p.m., while the provision of playground equipment services in such premises shall be assessed and considered for permission as appropriate by the district office in charge of the area;

Convenience stores which are provided services during night time shall be closed for services between 10.00 p.m. and 03.00 a.m. of the next days;

1.3 Elderly care centers can be opened for day-care services, and the BMA Health Department shall consider permitting as appropriate. Service users, personnel and staffs shall be subject to the condition that they must have been fully vaccinated under the criteria prescribed by the Government, and entrepreneurs shall make a random check for personnel and staff using COVID-19 Antigen Test Kits (ATK) relating to the analysis of SARS-CoV-2 infection (COVID-19 infectious agent) as certification for not being infected with COVID-19, or by other methods prescribed by the Government;

1.4 Hotels, trade fair centers, convention centers, exhibitions halls or other similar venues can be opened for services on organizing meetings, seminars or traditional ceremonies until 10.00 p.m. Consumption of liquor or alcoholic drinks at the said venues is prohibited, and operations shall comply with designated safety measures for organizations, for example, limiting the number of attendees, having attendees always wear sanitary or fabric face masks, arranging break time for ventilation of meeting rooms, preparing separate set of food, and having social distancing to avoid overcrowding. This shall also strictly comply with guidelines mutually prescribed by the Ministry of Public Health and Thailand Convention and Exhibition Bureau (Public Organization);

1.5 Shopping malls, shopping centers, community malls or similar establishments can be opened for services on organizing meetings, seminars or traditional ceremonies until 10.00 p.m. Consumption of liquor or alcoholic drinks at the said venues is prohibited and operations shall comply with designated safety measures for organizations as of cases under Clause 1.4. Promotional campaigns shall still be refrained, and services relating to gaming centers and internet cafes, game machine arcades, amusement equipment, amusement parks and water parks shall be temporarily closed;

1.6 Playgrounds, playground equipment for children shall be assessed and considered for permission as appropriate by the district office in charge of the area.

2. Organizing activities with public gathering of more than 50 attendees is prohibited, and shall be in accordance with prohibitions and exceptions under the Announcement of the Bangkok Metropolitan Administration (BMA) on Order of Temporary Closure of Premises (No. 33) dated 20th June 2021, (No. 34) dated 27th June 2021, and the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 30) dated 1st August 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 effect between 16th October 2021 and 31st October 2021 or until further notice.

Announced on 15th October 2021.

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