



Announcement of the Bangkok Metropolitan Administration (BMA)

Subject: Order of Temporary Closure of Premises (No. 45)

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. 36) dated 21st October 2021. The situation of the spread of Coronavirus Disease 2019 (COVID-19) in Thailand tends to subside and become better. The number of new infected cases has been continuously stable for a period of time, while the number of persons who were treated and recovered have a tendency to increase. The Government has been procuring vaccine and driving the vaccination service program to prevent the disease for the public of different sectors. At present, the ratio of citizens having been vaccinated has continuously been increasing and covering the country's all regions. Therefore, the Government has considered that country's recovery is necessary for the benefit on public livelihood and economy. Initially, the tourism sandbox should be started as a supporting factor so that more tourists from abroad can visit Thailand. This factor will benefit the country's overall economic system and employment, especially those relating to tourism sectors and business service sectors. In this connection, the Government has been in preparedness by coordinating with origin countries and integrating the operations of competent officials and officers from all sectors in imposing supporting measures to have the continuous and systematic compliance with measures under the Declaration of an Emergency Situation together with setting up public health measures. The said actions are aimed at preventing the spread, bringing about public safety, and building up confidence to foreign tourists and citizens. These will enable the driving of economy and society to be effectively implemented in line with public health measures which have been started to practice in countries with similar situations. The tourism sandbox was designated for the driving of the country's economy together with imposing integrated area disease prevention and control measures with consideration of appropriateness, preparedness, and context of each area. Enforcement for such implementation shall be appropriate and separate from the provincial area under the situational area. Designating any areas as the said tourism sandbox or improvement of tourism sandbox shall comply with the order made by the Center for COVID-19 Situation Administration (CCSA) which can be adjusted to the situation. In addition, the Center for COVID-19 Situation Administration (CCSA) issued the Order No. 18/2564 dated 21st October 2021 with the subject of tourism sandbox under the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005), designating Bangkok as a tourism sandbox under the said Regulation. Later, the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 37) dated 30th October 2021 was promulgated. The Government, with the proposal of public health sectors, considered and agreed to have provincial areas improved according to classification of situational area level and adjusted the considering criteria to conform to the arising spread situation and support Thailand's reopening plan to welcome tourists. Prevention and control measures for inhibiting the spread of disease shall be relaxed, and integrated control measures which have already announced in the previous Regulations shall be collected and classified into descending different situational areas according to the severity of disease spread. However, the Government has still emphasized on its intention for relaxing the intensity of designated measures with gradual action. Such action is aimed at maintaining the operation of businesses and activities of persons and venues under the practical criteria of disease prevention and control measures, keeping balance on public health security, stimulating the country's economy, and recovering the public livelihood to reach the normal conditions.

Therefore ...

Therefore, in order to comply with the said Regulation, by the virtue of Section 34 and 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. 30) dated 1st August 2021, (No. 36) dated 21st October 2021 and (No. 37) dated 30th October 2021, Governor of Bangkok, with the approval of the BMA Communicable Diseases Committee as stated in the Meeting Resolution No. 31/2564 dated 29th October 2021, shall have the order as follows:

1. Premises shall be temporarily closed as follows:

1.1 Entertainment venues, any establishments providing similar services to those of entertainment venues, amusement places, pubs, bars, karaoke shops or other similar venues;

1.2 Massage parlors;

1.3 Gaming centers and internet cafes, or game machine arcades;

1.4 Cockfighting rings and cockfighting training rings;

1.5 Bullrings, fish fighting rings or other similar sport arenas; and

1.6 Horse racing courses;

2. The following premises can be opened for operations or organization of activities, and shall strictly comply with disease prevention and control measures for inhibiting the spread of disease, disease prevention measures prescribed by the Government such as DMHTTA measure, measures under laws on communicable diseases specially enacted by responsible persons, and shall consider applying universal prevention measures, and COVID Free Setting measures according to preparedness of such venues;

2.1 Schools or all types of educational institutes shall be allowed to use the buildings or places for learning, teaching, examination, training, or organizing any activities with large number of attendees. Such operations shall be notified to the BMA Health Department for advice, supervision and follow-up under criteria and disease prevention measures prescribed by the Government;

2.2 Nurseries, early childhood development centers, child development venues, special needs child centers, other venues providing care, or care centers providing welfare to children can be opened for operations. The BMA Health Department shall consider permitting the use of such venues according to its appropriateness by strictly complying with disease prevention measures prescribed by the Ministry of Public Health;

2.3 Elderly care centers can be opened for operations in case of day-care services. Service users, personnel and staffs shall have been fully vaccinated under the criteria prescribed by the Government, and entrepreneurs shall make a weekly random check for personnel and staff using COVID-19 Antigen Test Kits (ATK) and solution 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;

2.4 Shops selling food or beverage can be opened for operation, and consuming food and beverage is allowed by their regular time. Consumption of liquor and alcoholic drinks is allowed until 09.00 p.m. only for the venues that have passed the test and assessment according to the Amazing Thailand Safety & Health Administration at the SHA level of the Ministry of Tourism and Sports prescribed by the Tourism Authority of Thailand (TAT);

Shops selling food or beverage may arrange musical performances or other shows, and performers shall not exceed 5 persons. Social distancing must be kept, and contact and touch with service users must be refrained. Musicians shall always wear sanitary or fabric face masks. Only singers, performers, or musicians playing the instrument of blowing types are allowed to take off sanitary or fabric face masks during performances;

2.5 Convenience stores, fresh markets, or flea markets can be opened for operations by their regular time;

2.6 All ...

2.6 All types of libraries and museums, book houses, galleries, historical sites, ancient monuments, learning centers, science centers for education, science parks, science and cultural centers or other similar venues can be opened for operations. Service users shall refrain from consuming food or beverage while visiting or having services at the said venues and shall refrain from doing activities which possibly cause overcrowding. Disease prevention measures prescribed by the Ministry of Public Health shall be strictly observed;

2.7 Cinemas can be opened for operations with limit of the number of service users to 75% for the number of seating capacity. Service users shall always wear sanitary or fabric face masks except during consumption of food or beverage;

2.8 Medical clinics for beauty service, beauty salons and barber shops, manicure and pedicure shops, and premises for tattooing or piercing of skin or any parts of the body can be opened for operations and provide services by making an appointment;

Premises for tattooing or piercing of skin or any parts of the body which can be opened for operations shall be subject to the condition that only service users who present evidence that they have been fully vaccinated under the criteria prescribed by the Government, or have the test result as certification for not being infected with COVID-19 during the period of 72 hours before using services by the RT-PCR method, or 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);

2.9 Health related establishments, spas, or establishments for Thai traditional massage can be opened for operations by making an appointment. Disease prevention measures prescribed by the Ministry of Public Health shall be strictly observed.

Services relating to the use of water for health in spa business shall be subject to the special condition that service users must present evidence that they have been fully vaccinated under the criteria prescribed by the Government, or have the test result as certification for not being infected with COVID-19 during the period of 72 hours before using services by the RT-PCR method, or by the use of COVID-19 Antigen Test Kits (ATK);

2.10 Public parks, sport fields, sport venues, swimming pools for sports or marine activity for recreation, public swimming pools, outdoor venues for exercises or those located in the open, and indoor sport venues or venues for exercises can be opened for operations;

Venues for exercises, gyms or fitness centers that are air-conditioned can be opened for operations, and shall strictly observe disease prevention measures mutually prescribed by the Ministry of Tourism and Sports and the Ministry of Public Health. In terms of having services for body steam and steam bath, service users must present evidence that they have been fully vaccinated under the criteria prescribed by the Government, or have the test result as certification for not being infected with COVID-19 during the period of 72 hours before using services by the RT-PCR method, or by the use of COVID-19 Antigen Test Kits (ATK);

2.11 The use of premises or sport venues for organizing sport competition shall comply with the criteria mutually prescribed by the Ministry of Tourism and Sports and the Ministry of Public Health, and shall strictly implement in accordance with disease prevention measures prescribed by the Government. Spectators shall present evidence that they have been fully vaccinated under the criteria prescribed by the Government, or have the test result as certification for not being infected with COVID-19 during the period of 72 hours before using services by the RT-PCR method, or by the use of COVID-19 Antigen Test Kits (ATK);

2.12 Hotels, trade fair centers, convention centers, exhibitions halls or other similar venues can be opened for operations. In case of providing services for organizing meetings, seminars or events, consumption of liquor or alcoholic drinks at the said venues is prohibited, and 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). The number of attendees for the said venues shall be considered for its appropriateness under guidelines specified under Clause 6;

2.13 Shopping malls, shopping centers, community malls or similar establishments can be opened for operations by their regular time, and shall refrain from doing activities which possibly cause overcrowding. In case of providing services for organizing meetings, seminars or events, the said venues shall comply with cases under Clause 2.12;

2.14 Theaters and playhouses can be opened for operations. Such operations shall be notified to the BMA Health Department for advice, supervision and follow-up under criteria and disease prevention measures prescribed by the Government. Performers and staff shall always wear sanitary or fabric face masks. Performers are allowed to take off sanitary or fabric face masks while performing on the stage. Touch and contact between performers and spectators shall be refrained and strictly comply with disease prevention measures mutually prescribed by the Ministry of Culture and the Ministry of Public Health;

2.15 Boxing training gyms, martial arts schools (gyms), social/ballroom dance schools or academies are allowed to use buildings and places for learning and teaching or organizing any activities as prescribed in Clause 2.1;

2.16 Weight-loss centers;

2.17 Amulet and Buddha statue trading markets and centers;

2.18 Zoos or animal display venues;

2.19 Venues providing services for meeting rooms, banquet rooms, banquet places as well as other similar venues shall be opened for operations and comply with cases under Clause 2.12;

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

3. The following premises, businesses or organization of activities shall be opened for operations with strict observation under conditions, time clause, systematic arrangement and regulations and disease prevention measures prescribed by the Government like DMHTTA measures, universal prevention measures, COVID Free Setting measures, and measures under laws on communicable diseases specially enacted by responsible persons;

3.1 Establishments for bath services, establishments for steam bath and herbal steam can be opened for operations and provide services by making an appointment;

Services relating to the use of water for health in spa business shall be subject to the special condition that service users must present evidence that they have been fully vaccinated under the criteria prescribed by the Government, or have the test result as certification for not being infected with COVID-19 during the period of 72 hours before using services by the RT-PCR method, or by the use of COVID-19 Antigen Test Kits (ATK);

3.2 Water parks, amusement parks.

4. Areas or venues for construction, modification or demolition of buildings, temporary residential venues for construction workers, and travel and movement of workers, which were able to control disease spread under the public health standard, or have improved the sanitation of premises, can be opened or operated under criteria, measures and guidelines in supervision, follow-up and evaluation prescribed by the Ministry of Public Health or the Government. This includes implementation of "Bubble and Seal", the disease prevention and control measure in the specific areas, to prevent the spread among construction workers. In the case where the spread occurs in the areas, intensity of measures shall be adjusted. At any rate, the business operations can still be allowed under measures of travel and movement between residential venues and working areas with the sealed route control and supervision. Separation of

infected persons, persons with close contact, persons who are not infected, and vulnerable groups shall be managed and medical and public health services shall be provided. Daily sustenance and other assistance prescribed by the Ministry of Public Health shall be strictly arranged. The district office in charge of the area shall notify the owners whose business is allowed for operations.

5. Production of films, television programs or similar media can be operated with the strict observation of measures and guidelines as previously announced under the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) and those prescribed by relating agencies.

6. Organizing activities with public gathering of more than 1,000 attendees is prohibited, except cases having permission from the BMA Health Department, or being in accordance with exceptions under the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) (No. 37) dated 30th October 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 1st November 2021 and 30th November 2021 or until further notice.

Announced on 30th October 2021.

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