

(Unofficial Translation)

Announcement of the Office of the Board of Investment

No. Por 3/2565

Process of Certification of Qualification for Long-Term Resident Visa

Under Measure to Stimulate Economy and Investment

by Attracting High-Potential Alien Persons to Thailand

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Subsequent to the Announcement of the Office of the Board of Investment No. Por 2/2565 dated June 30, 2022, on Qualifications, Criteria, and Conditions for Long-Term Resident Visa (LTR Visa) under Measure to Stimulate Economy and Investment by Attracting High-Potential Alien Persons to Thailand;

By virtue of the provisions in Section 13 of the Investment Promotion Act, B.E 2520 (1977) and the Cabinet resolution dated September 14, 2021, and May 10, 2022, the Office of the Board of Investment (The Office) hereby issues the following announcement:

1. Application Submission

Alien persons seeking certification of qualification shall submit the application via the electronic or other channels specified by the Office of the Board of Investment.

2. Certification of qualification

2.1 Upon receipt of the application for certification of qualification together with the complete evidence, the One Stop Service Center for Visa and Work Permit (the Center) shall forward the application to the following related agencies for processing:

- 2.1.1 The Ministry of Foreign Affairs: to examine the applicant's record and any suspicions of harmful behavior to the country, only in the case that the applicant is among the nationals on the watch list or in any suspicious cases.
- 2.1.2 The Immigration Bureau: to examine and ensure that the applicant is not prohibited from entering the Kingdom by the laws on immigration.

- 2.1.3 The Department of Employment: to examine and ensure that the employment is not prohibited by law, in the case that the position or duty of the applicant does not explicitly suggest whether it is a foreigner-prohibited occupation.
- 2.1.4 The Digital Economy Promotion Agency, the National Science and Technology Development Agency, or other related agencies: to examine and verify that the applicant is a genuine highly skilled professional, only in the case of the applicant as a highly skilled professional submitting evidence of education or work experience that does not indicate the explicit area of expertise.
- 2.1.5 The Office of the Board of Investment: to certify that the applicant's work is in the targeted industry, only in the case that the applicant is categorized as a highly skilled professional.
- 2.2 The agencies specified in Items 2.1.1 -2.1.5 must notify the One Stop Service Center for Visa and Work Permit of the result of the consideration.
- 2.3 The One Stop Service Center will consider and screen the applicant under the Announcement of the Office of the Board of Investment regarding Qualifications, Criteria, and Conditions for Long-Term Resident Visa (LTR Visa) under Measure to Stimulate Economy and Investment by Attracting High-Potential Alien Persons to Thailand, and shall notify of the consideration result as follows:
- 2.3.1 In the case that the applicant does not meet the qualification criteria:
- The Center shall notify the applicant and/or relevant agencies of the consideration result, whatever the case may be.
- 2.3.2 In the case that the applicant meets the qualification criteria:
- (1) The Center shall notify the applicant of the consideration result so that the applicant shall proceed with the application for the Long-Term Resident Visa at the One Stop Service Center for Work Permit or Royal Thai Embassy or Thai Consulate in foreign countries within 60 days from the date of the qualification certificate issuance.

- (2) The Center shall notify the Ministry of Foreign Affairs, the Immigration Bureau, or other agencies designated by the Immigration Bureau, of the results of the consideration to carry out the relevant processes.
3. Dependents who are the spouse or legitimate children may apply for the certification of qualification at the same time as the alien person under Item 1, or later. The One Stop Service Center for Visa and Work Permit shall review and forward the application for the procedure outlined in Items 2.1.1-2.1.3, as applicable.
4. The alien persons and their dependents who have obtained LTR Visas and wish to continue a temporary stay after the expiry of the first permission to reside in the Kingdom for no more than five years must apply for certification of qualification from the Office of the Board of Investment at least 20 working days before the previous permission validity expires, in order to proceed with the application submission to the Immigration Bureau for extending the permission to reside in the Kingdom before the previous permission validity expires.
5. The alien persons and their dependents who wish to extend a temporary stay in the Kingdom after the expiry of the permission to reside in the Kingdom for 10 years , the alien persons shall submit the application for certification of qualification to the Office of the Board of Investment at least 20 working days before the previous permission validity expires, so that they shall proceed with the application submission to the Immigration Bureau for extending the permission to reside in the Kingdom. In this regard, the alien persons must possess the qualifications and comply with the criteria and conditions specified by the Office of the Board of Investment for Long-Term Resident Visa under the Measure to Stimulate Economy and Investment by Attracting High-Potential Alien Persons to Thailand.
6. The Office of the Board of Investment will consider and notify the applicant of the result of the certification of qualification within 20 working days from the recorded date of receipt of the application.
7. In the case that the alien persons and their dependents wish to abolish the rights to reside in the Kingdom under the Long-term Resident Visa (LTR Visa), they shall serve notice through the channels specified by the Office. The One Stop Service Center for Visa and Work Permit shall notify the related agencies to proceed with relevant actions, whatever the case may be.

This announcement will be effective from now and onward.

Announced on August 11, 2022.

(Ms. Duangjai Aswachintachit)

Secretary General of the Board of Investment