



Asking for Permission to Utilize Public Land under Section 9 of the Land Code (Excavate lateritic soil) (In the case of Governor is competent official)

Procedures, Process



Verifying Document

Detail of Service Delivery Procedures

Responsible Section

- Lodging application to chief of provincial land office or chief of branch land office by follow TD. 64 form together with drafting map showing whether within the area of 500 meters has permanent structure or building or plant or precious resource one or the other or not.
- Investigating matter of fact, purpose, and reason of asking for permission under TD. 66 form.
- Applicant pays the expenses.

 **1 day**

Provincial land office or its branches or sub branches, where land is located.



Consideration

Detail of Service Delivery Procedures

Responsible Section

- Official who received application or assigned official goes to such land for verifying and investigating under TD. 67 form, collect example of soil from 4 different areas within the land requested for permission and send to Department of Mineral Resources for analyzing, surveyor conducts land survey, applicant pays expenses and accompanies surveyor while surveying his or her land.
- Applicant or attorney by written letter from applicant is the person who lead relevant government officials to verify his or her land.

 **15 days**

Agency that receives application

2

Detail of Service Delivery Procedures

Responsible Section

Official prepares and post notification in disclosure and at provincial land office or branch land office, district office or sub-district office, village headman office, local government organization office and the land area that asking for permission 1 copy for 1 place. (Notification under the law: 30 days including duration of making notification: 10 days).

 **40 days**

Agency that receives application

3

Detail of Service Delivery Procedures

Responsible Section

Land office that received application sends the case to provincial land office.

 **7 days**

Agency that receives application

4

Detail of Service Delivery Procedures

Responsible Section

In the case official of provincial land office has already checked and considered that provincial land office or branch land office has already proceeded correctly, then official of provincial prepares official letter for cooperation with relevant government agencies for recommendation such as office of conservation area management, office of forest resource management, land development office, army unit in such area, archaeology office and national museum, local government organization, regional environment office, locality district office or locality sub-district office or other relevant government agencies.

 **7 days**

Provincial land office

5

Detail of Service Delivery Procedures

Responsible Section

Other agencies: relevant government agencies inform consideration result to provincial land office (when reach the due date of 180 days, any agency that does not give an answer, shall be considered that such agency has agreed).

 **180 days**

Provincial land office

6

Detail of Service Delivery Procedures

Responsible Section

Making appointment with provincial committee for consideration.

 **15 days**

Provincial land office



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**Signing/Committee
has Resolution**

Detail of Service Delivery Procedures

Present to governor for signing in license and inform agency that received application/applicant.

14 days

Responsible Section

Provincial land office

Total of implementation duration 279 days



Document as Evidence for Lodging Application

1. Document confirming authentic issued by government agency

1.1 Natural person (Department of provincial administration is the government agency who issued such document).

- Identification card
- Household registration with copy that signed to certify correctness.

Original 1 copy

1.2 Juristic person

- Minutes of the meeting of juristic person with copy that signed to certify correctness.

Original 1 copy

If the owner is not going to conduct by him/herself, applicant shall bring power of attorney, copy of identification card of proxy that certified correctness, identification card and household registration of attorney.

2. Other document for additional lodging

2.1 Objective detail and necessary implementation method for consideration.

Original 1 copy

2.2 Drafting map showing that whether within the area of 500 meters has permanent structure or building or plant or precious resource one or the other or not.

Original 1 copy

2.3 Permission document for utilizing in forest area from competent official (in the case of the land that asking for permission is located in national forest area or permanent forest area under Cabinet resolution).

Original 1 copy
Duplicate 1 copy

2.4 Permission letter for reclaiming forest from competent official under Section 54 of Forest Act B.E. 2484 (under the approval of the Juridical Council, case closed no. 921/2558).

Original 1 copy
Duplicate 1 copy



Fee

1. Application fee: 5 Baht/parcel
2. Notification fee: 10 Baht
3. Survey expense
(deposit survey expense shall be collected with the necessary and actual amount).
Fee 0 Baht
4. Person who received permission under Section 9, shall pay yearly remuneration to local government organization where the land is located under method and rating prescribed in local registration but shall not exceed the rate attached at the back of the Land Code (1,000 Baht/year).
Fee 0 Baht



Service Delivery Channels

Service Delivery Venue: Contact by yourself at Provincial land office or its Branches where land is located.

Office Hours: Open Monday – Friday (except public holiday)
From 08.30 – 16.30 hrs.
(take a lunch break)



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Contact/Complaint Channels

1. Chief of Provincial/Branch/Sub Branch Land Office of the area that rendering such service.
2. Complaint box of Provincial/Branch/Land Office.
3. Department of Lands' Damrongdhama Center, Telephone Number: 0 2141 5678 – 9
4. Complaint Section, Office of the Secretary of DOL, Telephone Number: 0 2141 5500 - 4, The Government Complex, 6th Floor, Commemorating His Majesty, Ratthaprasasanabhakti Building, Chaeng Wattana Road, Laksi District, Bangkok 10210
5. Service Center of Office of the Permanent Secretary, Prime Minister Office P.O. box 1111, No. 1 Pissanulok Road, Dusit, Bangkok 10300/Hotline: 1111/www.1111.go.th
6. Complaint Center of Corruption in Public Sector (Office of Public Sector Anti – Corruption Commission: PACC)
 - No. 99 , Moo 4, Software Park Building, 2th Floor, Chaeng Wattana Road, Klong Klua Sub District, Pak Kret District, Nonthaburi 11120
 - Hotline 1206/Telephone Number: 0 2502 6670 – 80 ext. 1900, 1904 – 7 Facsimile: 0 2502 6132
 - www.pacc.go.th/www.facebook.com/PACC.GO.THComplaint Center of International Investor (The Anti-Corruption Operation Center) Tel: +66 92 688 0777/line: Fad.pacc/
Facebook: The Anti-Corruption Operation Center Email:Fad.pacc@gmail.com).



Law that Give Authority to Permit or Relevant Law

1. The Land Code
2. Ministry of Interior Rule on Rule and Procedure related to Giving Permission under Section 9 of the Land Code B.E. 2543
3. Ministry of Interior Order No. 109/2538
4. Ministry of Interior Announcement on Specifying Prohibited Area under Section 9 (2) of the Land Code

Remark

Order from governor is administrative order which can be appealed to governor within 15 days since the date of informing such order according to Administrative Procedure Act B.E. 2539.