

**SOCIAL SECURITY ACT (NO. 4),**

**B.E. 2558 (2015)**

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BHUMIBOL ADULYADEJ, REX.

Given on the 22nd Day of June B.E. 2558;

Being the 70th Year of the Present Reign.

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:

Whereas it is expedient to amend the law on social security;

Be it, therefore, enacted by the King by and with the advice and consent of the National Legislative Assembly, as follows:

**Section 1.** This Act is called the “Social Security Act (No. 4), B.E. 2558 (2015)”.

**Section 2.** This Act shall come into force after the expiration of one hundred and twenty days from the date of its publication in the Government Gazette.

**Section 3.** The provision of section 4 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 4. This Act shall not apply to:

- (1) government officials and permanent employees of central official agencies, regional official agencies and local official agencies;
- (2) students, nursing students and undergraduates who are employees of schools, medical establishments, colleges or universities;
- (3) employees of foreign governments or international organisations;

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\* Translated by Ms. Arriya Phasee under contract for the Office of the Council of State of Thailand's Law for ASEAN project. – Tentative Version – subject to final authorisation by the Office of the Council of State.

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(4) other entities or employees as prescribed in Royal Decrees.”

**Section 4.** The definition of “employee” in section 5 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

““employee” means a person who works for the employer in return for wages;”

**Section 5.** The definition of “disability” in section 5 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

““disability” means loss of an organ, loss of the capacity of an organ or body or loss of normal mental condition to the extent that the ability to work is reduced to a stage of being unable to work as normal in accordance with the criteria prescribed in the Notification by the Secretary-General by and with the advice of the Medical Committee;”

**Section 6.** The definition of “disaster” shall be added between the definitions of “unemployment” and “Fund” in section 5 of the Social Security Act, B.E. 2533 (1990):

““disaster” means fire, storm, flood or geohazard including other dangers, whether caused by nature or human action, which are detrimental to life or body of the public or property of the public or State;”

**Section 7.** The provision of section 8 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 8. There shall be a committee called the “Social Security Committee”, consisting of the Permanent Secretary of Ministry of Labour as Chairperson; a representative of the Ministry of Finance, a representative of the Ministry of Social Development and Human Security, a representative of the Ministry of Interior, a representative of the Ministry of Public Health and a representative of the Bureau of the Budget as members, together with seven representatives of employers and seven representatives of insured persons appointed by the Minister as members.

The Secretary-General shall be a member and secretary.

The representatives of employers and the representatives of insured persons under paragraph one shall be selected from an election, taking into account actual participation by the employers and insured persons, male and female proportions and

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effective participation by disabled and disadvantaged persons. The election criteria and procedures shall be in accordance with the rules prescribed by the Minister.

The Committee may appoint a government official in the Office as an assistant secretary.”

**Section 8.** The following provisions shall be added as section 8/1, section 8/2 and section 8/3 of the Social Security Act, B.E. 2533 (1990):

“Section 8/1. The Committee shall have the power to appoint not more than seven qualified persons as advisors to the Committee, which shall be selected from persons with the knowledge, ability and experience of not less than ten years in monetary and financial matters, social security system, investment administration, administration and management, medicine, law and economics.

Criteria and procedures for selecting the qualified persons under paragraph one shall be in accordance with the rules prescribed by the Minister by and with the advice of the Committee.

Section 8/2. A member appointed by the Minister under section 8 or an advisor appointed by the Committee under section 8/1 shall have qualifications and possess no prohibited characteristics as follows:

- (1) being of Thai nationality;
- (2) not being of unsound mind or of mental infirmity;
- (3) not being incompetent or quasi-incompetent;
- (4) not being bankrupt or not having been bankrupt due to dishonesty;
- (5) not having been subject to an imprisonment penalty by a final judgement to imprisonment, except for an offence committed through negligence or a petty offence;
- (6) not having been ordered by a judgment or an order of the court that his or her assets shall vest in the State on the grounds of unusual wealth or an unusual increase of assets;
- (7) not having been expelled, dismissed or discharged from a State agency or private business premises on the grounds of dishonest performance of duties;
- (8) not being a contractual party or not having an interest in business in which he or she is a contractual party or not having any business dealing with the Office, directly or indirectly;

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(9) not being or not having been a political official, a person holding political position, a member of local assembly, a local administrator, a director or advisor of a political party or an official of a political party, except where he or she vacates such office for not less than three years.

Section 8/3. A member appointed by the Minister shall be regarded as a person holding a high-ranking position under the Organic Act on Counter Corruption who shall present the account showing assets and liabilities to the National Anti-Corruption Commission. Such account shall be disclosed to the public no later than thirty days from the date of the expiration of the time limit prescribed for the submission of such account.”

**Section 9.** The provision of section 10, paragraph one of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 10. A member appointed by the Minister under section 8 or an advisor appointed by the Committee under section 8/1 shall hold office for a term of two years.”

**Section 10.** The provision of section 11 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 11. In addition to vacating office on the expiration of term, a member appointed by the Minister under section 8 or an advisor appointed by the Committee under section 8/1 vacates office upon:

- (1) death;
- (2) resignation;
- (3) being dismissed by the Committee’s resolution with the vote of more than one-half of the total number of the members in accordance with the rules prescribed by the Committee due to negligence in the performance of duty, disgraceful behavior or incapability;
- (4) being disqualified or possessing any prohibited characteristics under section 8/2.

If a member appointed by the Minister or an advisor vacates his or her office prior to the expiration of the term, the Minister or the Committee shall appoint a person of the same description of qualification under section 8 or section 8/1 as a replacement director or advisor, as the case may be, and the person appointed to replace the vacated

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position shall be in office for the remaining term of office of the member or advisor already appointed.

If the Committee has appointed an additional advisor while the appointed advisors are still in office, the person appointed as an additional advisor shall be in office for the remaining term of office of the advisors already appointed.”

**Section 11.** The provision of section 14 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 14. There shall be a committee called the “Medical Committee”, consisting of a chairperson and other members, totaling not more than sixteen persons appointed by the Minister.

A representative of the Office shall be a member and secretary.

The chairperson and other members under paragraph one shall be selected from qualified persons in various fields of the medical profession or in health economics or healthcare quality development and shall include one representative each from the employers and insured persons. The chairperson and other members shall hold office for a term of two years.

The provisions of section 8/1, paragraph two, section 8/2, section 10, paragraph two, section 11, section 12 and section 13 shall apply, *mutatis mutandis*.”

**Section 12.** The provision of section 15 (2) of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“(2) to prescribe criteria, rates and periods of time for the entitlement of the benefits under section 59, section 63, section 66, section 68, section 70, section 71 and section 72.”

**Section 13.** The following provision shall be added as section 24/1 of the Social Security Act, B.E. 2533 (1990):

“Section 24/1. The Fund shall set up and maintain an accounting system proper to the Fund in accordance with the accounting standards, and there shall be entered the particulars of receipts and expenditures, the assets and the liabilities which shall represent actual and fair financial conditions together with the statements which are the sources of such entries. There shall be an audit committee appointed by the Minister to

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supervise the transparency and compliance with the standards. An internal audit of accounts shall be conducted regularly.

Criteria, selection procedures, compositions and power and duties of the audit committee shall be in accordance with the rules prescribed by the Minister by and with the advice of the Committee, and the provisions of section 10, section 11, section 12 and section 18 shall apply, *mutatis mutandis*.”

**Section 14.** The following provision shall be added as section 26, paragraph two of the Social Security Act, B.E. 2533 (1990):

“All immovable properties obtained from the Fund’s acquiring of benefits under paragraph one shall not be regarded as State properties and the Office shall hold ownership of such properties for the benefit of the Fund.”

**Section 15.** The provision of section 27 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 27. The Committee shall present the financial statements of the Fund in the preceding year to the Office of the Auditor-General of Thailand within six months from the end of a calendar year for review and certification before proposing to the Minister.

The Minister shall present the financial statements of the Fund under paragraph one to the Council of Ministers for further proposing to the House of Representatives and the Senate for acknowledgement and publication in the Government Gazette.”

**Section 16.** The following provision shall be added as section 27/1 in Chapter III *Social Security Fund*, Title I *General Provisions* of the Social Security Act, B.E. 2533 (1990):

“Section 27/1. The Office shall prepare and propose a condition assessment report of the Fund, showing the receipts and expenditures and future operational capacity to the Committee annually, and the Office shall disclose the same to the public.”

**Section 17.** The provision of section 34 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

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“Section 34. An employer employing employees who are insured persons under section 33 shall file an employer registration form and insured registration form to the Office within thirty days from the date on which the employees have become insured persons, in accordance with the forms and procedures prescribed in the Notification by the Secretary-General.”

**Section 18.** The provision of section 39, paragraph two of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“The amount of money used as the basis for the calculation of the contributions required to be remitted by the insured person under paragraph one to the Fund according to section 46, paragraph three shall be in accordance with the rates prescribed in the Ministerial Regulations, taking into account also suitability with the current economic situation.”

**Section 19.** The provision of section 40 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 40. Any other person who is not an employee under section 33 or not subject to this Act may apply to be an insured person under this Act by expressing his or her intention to the Office. Qualifications of such person shall be as prescribed in the Royal Decrees.

Criteria and rates of the contributions remitted by insured persons, types of benefits entitled to under section 54 and criteria and conditions of benefit entitlement shall be prescribed in the Royal Decrees.

The Government shall make contributions to the Fund at the rate prescribed in the Ministerial Regulations, but shall not exceed one-half of the amount of contributions received from the insured person under paragraph one.”

**Section 20.** The provision of section 44, paragraph one of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 44. In the case where the fact relating to particulars in the form filed with the Office has changed, the employer shall notify the change or amendment of the particulars within the fifteenth day of the month following the month in which the

change has taken place in accordance with the form and procedures prescribed in the Notification by the Secretary-General.”

**Section 21.** The following provision shall be added as section 46/1 of the Social Security Act, B.E. 2533 (1990):

“Section 46/1. In the event of a serious disaster in any locality which has affected the economic circumstances, the Minister with approval of the Council of Ministers may issue a Notification to determine criteria, procedures and conditions for reduction of employers’ and insured persons’ contributions.

In the issuance of a Notification under paragraph one, impacts on the economic circumstances and stability of the Fund shall be taken into account, and the reduction may not be granted for a period of more than six months each time.”

**Section 22.** The provision of section 47, paragraph one and paragraph two of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 47. The employer shall deduct from the wages of an insured person for each time wages are paid the amount required to be remitted as contributions on the part of the insured person under section 46, and it shall be deemed that the insured person has paid his or her contributions from the due date of payment of wages.

The employer shall remit the contributions on the part of the insured person deducted under paragraph one and on the part of the employer to the Office within the fifteenth day of the month following the month in which the deduction has been made and shall submit the form showing contribution remittances in accordance with the form and procedures prescribed in the Notification by the Secretary-General.”

**Section 23.** The provision of section 49, paragraph one of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 49. An employer who fails to remit the contributions on his or her part or on the part of the insured persons or fails to remit the full amount of the contributions within the period of time prescribed in section 47, shall pay a surcharge at the rate of two percent per month of the unremitted contributions or of the shortcoming amount from the day following the date on which the contributions must have been remitted, provided that the calculated surcharge shall not exceed the amount of contributions required to be remitted by the employer.”

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**Section 24.** The provision of section 54 of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 54. An insured person or a qualified person under this Act shall be entitled to receive the benefits from the Fund, as follows

(1) injury or sickness benefits, including health promotion and disease prevention;

(2) maternity benefits;

(3) disability benefits;

(4) death benefits;

(5) child benefits;

(6) old-age benefits;

(7) unemployment benefits, except for an insured person under Section 39.

The right to receive the benefits under paragraph one may not be transferred and is not liable to the executions.”

**Section 25.** The following provision shall be added as section 54/1 of the Social Security Act, B.E. 2533 (1990):

“Section 54/1. Any claim or acquisition of rights or benefits under this Act shall not extinguish the rights or benefits to which an insured person or a qualified person under this Act is entitled under other laws.”

**Section 26.** The provision of section 56 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 56. An insured person or any other person who is of an opinion that he or she is entitled to any benefit under section 54 and wishes to receive such benefit shall file the application with the Office in accordance with the rules prescribed by the Secretary-General within two years from the date of such entitlement, and the Secretary-General or a person entrusted by the Secretary-General shall consider and take action promptly.

In the case where an application for the benefit is filed after the period of time specified in paragraph one, the applicant shall provide the reasons and necessity for failure in the filing of the application within such specified period of time to the Secretary-General. If the Secretary-General views that such reasons and necessity are valid, the Secretary-General shall accept such application for consideration.

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Where the benefit under paragraph one is to be granted in monetary form and the insured person or the qualified person has been informed accordingly, the insured person or the qualified person shall collect such sum of money at prompt. If he or she fails to collect the same within two years from the date of receiving the notice from the Office, such sum of money shall vest in the Fund.”

**Section 27.** The provision of section 56, paragraph one of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 57. In the calculation of daily wages for compensation for loss of earnings to an insured person under section 33, the highest wages used as the basis for contribution calculation in any three months within a period of fifteen months prior to the month of such entitlement shall be the basis for the calculation which shall be divided by ninety. In the case where an insured person has received wages for less than three months, the calculation shall be based on the average daily wages.”

**Section 28.** The provision of section 61 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed.

**Section 29.** The provision of section 61 *bis* of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 61/1. In the case where an insured person is entitled to loss of earnings benefits under section 64 and section 71 simultaneously, such person shall be entitled to request to receive only one category of loss of earnings benefit, by stating his or her intention in accordance with the form prescribed by the Secretary-General.”

**Section 30.** The provision of section 63, paragraph one of the Social Security Act, B.E. 2533 (1990) shall be repealed and replaced by the following:

“Section 63. Benefits for non-occupational injury or sickness shall consist of:

- (1) medical examination and diagnosis expenses;
- (2) health promotion and disease prevention expenses;
- (3) medical treatment expenses and rehabilitation expenses;
- (4) expenses for admission to and treatment in medical establishments;
- (5) medicine and medical supplies expenses;

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(6) cost of ambulance services or transportation for patient;

(7) expenses paid as preliminary aids to an insured person in the case where the insured person has been damaged from medical services. When the Office has made such payment to the insured person, the Office will have the right to recourse against the wrongdoer;

(8) other necessary expenses.”

**Section 31.** The provision of section 65 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 65. An insured person shall be entitled to maternity benefits for oneself or for one’s wife if the insured person has paid the contributions for not less than five months during the period of fifteen months before the date of receiving medical services.

In the case where the insured person has no wife, if the insured person has cohabited publicly with a woman as husband and wife in accordance with the rules prescribed by the Secretary-General, the insured person shall be entitled to maternity benefits for such woman.”

**Section 32.** The provision of section 71 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 71. In the case where an insured person has become disabled through a non-work related cause, he or she shall be entitled to receive loss of earnings benefits at the rate and for the period of time prescribed by the Medical Committee with approval of the Committee, provided that the loss of earnings benefits shall not exceed fifty percent of the wages under section 57.

In the case where an insured person has become disabled through a non-work related cause and such disability is at a severe level according to the criteria prescribed by the Medical Committee with approval of the Committee, he or she shall be entitled to receive loss of earnings benefits at the rate of fifty percent of the wages under section 57 for life.”

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**Section 33.** The provision of section 73 (2) of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“(2) death allowances for a deceased insured person shall be paid to the person whom the insured person specified in writing to be entitled to receive such allowances. If the insured person did not set it down in writing, such allowances shall be equally shared among husband or wife, parents or children of such insured person as follows:

(a) If before his or her death, the insured person had remitted contributions for thirty six months or more but less than one hundred and twenty months, the allowance shall be paid in an amount equal to fifty percent of the monthly wages calculated in accordance with section 57 multiplied by four;

(b) If before his or her death, the insured person had remitted contributions for one hundred and twenty months or more, the allowance shall be paid in an amount equal to fifty percent of the monthly wages calculated in accordance with section 57 multiplied by twelve.”

**Section 34.** The provision of section 73 *bis* of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 73/1. In the case where an insured person who received loss of earnings benefits due to sickness from chronic disease under section 64 or disability under section 71 is deceased, funeral expenses and allowances shall be paid according to section 73, and the loss of earnings benefits received by the insured person for the last month before the death shall be used as the basis for calculation.

If there is a person entitled to receive the funeral expenses and death allowances for the deceased insured person under section 73, such person shall be entitled to the funeral expenses and allowances under section 73 only.”

**Section 35.** The provision of section 75 *ter*, paragraph one of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 3), B.E. 2542 (1999) shall be repealed and replaced by the following:

“Section 75 *ter*. An insured person shall be entitled to child benefits for his or her children of the age as prescribed in the Ministerial Regulations but not older than

fifteen years and not exceeding three children at a time. Such children shall not include an adopted child or own child adopted by another person.”

**Section 36.** The following provision shall be added as section 77 *bis*, paragraph three of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 3), B.E. 2542 (1999):

“When the insured person who does not have Thai nationality has ceased to be an insured person, whether or not he or she has paid the contributions reaching a period of one hundred and eighty months, and wishes not to reside in Thailand, he or she shall be entitled to receive superannuation gratuity in accordance with the criteria, procedures and conditions prescribed in the Ministerial Regulations.”

**Section 37.** The provision of section 77 *quarter* of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 3), B.E. 2542 (1999) shall be repealed and replaced by the following:

“Section 77 *quarter*. In the case where an insured person who is entitled to old-age benefits under section 77 *bis* is deceased before receiving such benefits or where a person who is receiving superannuation pension is dead within sixty months as from the month of his or her entitlement to such superannuation pension, the heirs of such person, who are alive on the date on which the insured person or the person receiving superannuation pension is dead shall be entitled to the superannuation gratuity.

The heirs mentioned in paragraph one shall be as follows:

(1) a child, except for an adopted child or own child adopted by another person, who shall be entitled to two portions. If the deceased insured person has three or more children, they shall be entitled to three portions;

(2) a husband or wife, who shall be entitled to one portion;

(3) parents or father or mother who is alive, who shall be entitled to one portion;

(4) a person whom the insured person specified in writing to be entitled to receive superannuation gratuity, who shall be entitled to one portion.

If there are no heirs in any of the sub-sections above or they were earlier deceased, the amount of money under section 77 (2) shall be divided among the eligible heirs of the sub-sections in which eligible heirs exist.

If there are no heirs entitled to receive superannuation gratuity under paragraph two, the following heirs of the insured person or the person receiving

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superannuation pension, as the case may be, shall be entitled to receive superannuation gratuity in respective order. If there is more than one person in any of the sub-sections, the persons in such sub-section shall receive the benefits equally:

- (1) brothers and sisters of full blood;
- (2) brothers and sisters of half blood;
- (3) grandfathers and grandmothers;
- (4) uncles and aunts.”

**Section 38.** The following provision shall be added as section 79/1 in Chapter VIII *Unemployment Benefits*, Title III *Benefits* of the Social Security Act, B.E. 2533 (1990):

“Section 79/1. In the case where an insured person does not work because of a force majeure event or because the employer does not allow work due to a force majeure event causing inability to operate the business as normal, if the insured person has paid contributions for not less than six months within a period of fifteen months before he or she has not carried out his or her work, he or she shall be entitled to unemployment benefits in accordance with the criteria, conditions and rates prescribed in the Ministerial Regulations.”

**Section 39.** The provision of section 84 *bis* of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

“Section 84/1. If the person whose duty is to comply with the provisions of this Act within the prescribed period of time under section 39, section 45, section 47 and section 47 *bis* has inevitable necessity, and such person has submitted an application for extension of time or postponement with such necessity stated therein, if deemed appropriate, the Secretary-General may extend or postpone such prescribed period of time, provided that the application must be submitted within fifteen days from the date on which such necessity has ceased to exist.

The extension of the period of time as prescribed in section 39 or section 47 shall not result in any reduction or cancellation of surcharge.”

**Section 40.** The provision of section 97 of the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) shall be repealed and replaced by the following:

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“Section 97. Any employer who files the form under section 34 containing a false statement or notifies changes in or amendments to the particulars under section 44 with a false statement or fails to file the form showing contribution remittances within the prescribed period of time under section 47 shall be liable to imprisonment for a term of not exceeding six months or to a fine not exceeding twenty thousand baht or to both.”

**Section 41.** Any person who used to receive disability benefits from the Social Security Fund under the Social Security Act, B.E. 2533 (1990) and whose entitlement to such benefits has terminated prior to the effective date of this Act shall be entitled to receive the disability benefits under section 71, paragraph two of the Social Security Act, B.E. 2533 (1990) as amended by this Act as from the effective date of this Act.

Any person who has been entitled to receive disability benefits from the Social Security Fund under the Social Security Act, B.E. 2533 (1990) as amended by the Social Security Act (No. 2), B.E. 2537 (1994) prior to the effective date of this Act shall be entitled to receive the benefits under section 71, paragraph two of the Social Security Act, B.E. 2533 (1990) as amended by this Act.

**Section 42.** The Social Security Committee and the Medical Committee holding office prior to the effective date of this Act shall continue to perform their duties until the Social Security Committee under section 8 or the Medical Committee under section 14 of the Social Security Act, B.E. 2533 (1990) as amended by this Act, as the case may be, has been appointed which shall not exceed one hundred and eighty days from the effective date of this Act.

**Section 43.** The provision of section 49 of the Social Security Act, B.E. 2533 (1990) as amended by this Act shall apply to the employers who had not remitted contributions or surcharges or failed to remit the full amount of contributions or surcharges prior to the effective date of this Act.

**Section 44.** The Royal Decree issued under section 4 (6) of the Social Security Act, B.E. 2533 (1990) in effect prior to the effective date of this Act shall continue in force until the existence of the Royal Decree issued under section 4 (4) of the Social Security Act, B.E. 2533 (1990) as amended by this Act.

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**Section 45.** The Minister of Labour shall have charge and control over the execution of this Act.

Countersigned by:

General Prayut Chan-o-cha  
Prime Minister

Office of the Council of State

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