PPP Policy Committee Notification: Private-Sector Consultation (Market Sounding) Rules, B.E. 2563 (2020)

English machine translation (DeepL, Aug 2026) prepared for the PIM policy repository from the Thai text. Not an official translation — the Thai original is authoritative.

Announcement of the Public-Private Partnership Policy Committee Regarding Guidelines and Procedures for Soliciting Input from the Private Sector B.E. 2563

To provide project-owning agencies with guidelines and procedures for soliciting input from the private sector regarding public-private partnership projects, to be used in preparing feasibility studies and project analyses, draft invitations to bid, draft documents for private sector selection, and draft public-private partnership agreements Pursuant to the authority granted under Section 20(8), Section 22, second paragraph, and Section 35, second paragraph of the Public-Private Partnership Act B.E. 2562, the Public-Private Partnership Policy Committee hereby issues the following notice: Section 1 This notice shall be known as the "Notice of the Public-Private Partnership Policy Committee Regarding the Criteria and Procedures for Soliciting Input from the Private Sector, B.E. 2563" Section 2 This Notice shall take effect on the day following its publication in the Royal Gazette Section 3 The project-owning agency shall organize a consultation with the private sector, which must, at a minimum include soliciting opinions to assist in the consideration during the stages of preparing the study and analysis report of the project and during the preparation of the draft invitation to bid, the draft documents for the selection of private sector participants, and the draft public-private partnership agreement Section 4. Prior to each public consultation with the private sector, the project owner agency shall specify clear details of the consultation, which must at least include (1) Purpose (2) Target group (3) Information to be gathered during the consultation to inform consideration at each stage as specified in Section 3 as follows (a) The stage of preparing the project study and analysis report must include at least 1) The project's key elements 2) Readiness for project preparation and implementation 3) Project feasibility 4) Project risks 5) Options and models for public-private partnerships 6) Readiness of relevant government agencies to prepare and implement the project (b) The stage of preparing the draft invitation to bid, draft documents for private-sector selection, and draft joint investment agreement must include at least Volume 18 Page 137 Special Section 138 G Royal Gazette No. 12 June 2563

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1) Key points of the draft invitation to bid 2) Key points of the draft document for private sector selection 3)

Key points of the draft joint venture agreement (4) Procedures for soliciting comments from the private sector (5) Time and Location (6) Expected Outcomes When conducting each round of public consultation with the private sector, the project-owning agency shall announce the aforementioned information to the target audience in advance of the consultation, within a timeframe deemed appropriate by the project-owning agency, but no less than 15 days prior to the start date of the consultation Section 5: The project-owning agency shall conduct each public consultation using one or more of the following methods: (1) Announcing the opportunity to submit comments via mail, email, telephone, fax, or other information networks, as deemed appropriate by the project-owning agency (2) Organizing public seminars (3) Organizing meetings with relevant groups or stakeholders (4) Other methods deemed appropriate by the project-owning agency In cases where the views of foreign private sector entities are to be solicited, the project-owning agency shall notify the relevant embassy in Thailand or use other means, while specifying a timeframe for soliciting comments, so that foreign private sector entities receive accurate and complete information and are able to express their views within a sufficient and appropriate timeframe Section 6. After soliciting comments from the private sector, the project-owning agency shall proceed as follows: (1) Compile and prepare a summary of the comments received from the private sector, which must at least include a list of private sector entities that participated in the consultation and a list of all private sector entities that provided comments the method used to solicit comments from the private sector, the topics covered in the consultation process, objections or comments raised by the private sector on each topic, and the clarifications provided by the project-owning agency for each topic Page 19 Volume 137 Special Issue 138 G Royal Gazette No. 12 June 2563

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(2) Incorporate the results of the public consultation with the private sector into the review and revision of the project study and analysis report, the draft invitation to bid, the draft documents for private sector selection, and the draft joint investment agreement—as appropriate—to align with the feedback received, as deemed appropriate by the project-owning agency, with the success of the project as the primary consideration

Announcement dated May 28, B.E. 2563 Somkid Jatusripitak Deputy Prime Minister Chairman of the Public-Private Partnership Policy Committee Page 20 Vol. 137, Special Issue 138, Royal Gazette No. 12, June 2563

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