

UDON THANI EXPATS CLUB

IMMIGRATION

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SOME USEFUL LINKS

<http://www.immigration.go.th/>

After opening above site, Click button "enter website" at the bottom of the page to continue.

<http://www.thaivisa....-over-24-hours/>

<http://www.thaivisa....iens-have-stay/>

[Thailand news, forum, visa, immigration : thaivisa.com](#)

And for our Dutch readers we have;

<http://www.thailandblog.nl/dossier/overzicht-thaise-visumsoorten-en-hoofvoorwaarden/>

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August 09, 2014 Thaivisa.com posted the following information;

Thai Immigration issues new police order: 327/2557 Effective August 29, 2014

Thai immigration Bureau posted the changes in notices on their website on July 29th. Thaivisa.com has arranged for a translation of the documents for our members (comments by Thaivisa's Ubon Joe).

"ORDER OF THE IMMIGRATION BUREAU No. 327/2557

Subject: **Criteria and Conditions** for Consideration of an Alien's Application for a Temporary Stay in the Kingdom of Thailand"

Original in Thai text: [Immigration Bureau Order 327-2557 \(2014\) - extension criteria & conditions th.pdf](#)

English translation: [Immigration Bureau order 327-2557 \(2014\) - extension criteria & conditions en.pdf](#)

"ORDER OF THE IMMIGRATION BUREAU No. 138/2557

Subject: **Supporting documents** for Consideration of an Alien's Application for a Temporary Stay in the Kingdom of Thailand"

Original in Thai text: [Immigration Bureau order 138-2557 \(2014\) - extension documents th.pdf](#)

English Translation: [Immigration Bureau order 138-2557 \(2014\) - extension documents en.pdf](#)

Note by UTEC:

It is recommended to take in the two above stated orders, before continuing to the text below.

New orders above, are a revision of the previous orders only, with changes to the following clauses:

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Clause 2.4 In the case of tourism purposes.

Adds visa exempt entries to this clause that was only for tourist visa entries before. A 30 day extension will be allowed.

Clause 2.7 In the case of a teacher, professor, expert or educational personnel in a private educational institution.

Adds the following:

Educational Personnel is: Person performing librarian, guidance, educational technology, registration and evaluation, general administration, supporter of education as specified by the Private Education Commission

Also adds the following under Criteria for Consideration.

(4) In case of educational personnel, the alien must have degree or experience that meet the work requirement and the ratio of alien employees shall not exceed 10 percent of total teachers or instructors in a particular education institution.

[Educational Personnel is: Person performing librarian, guidance, educational technology, registration and evaluation, general administration, supporter of education as specified by the Private Education Commission]

There is a significant change under this clause of 138/2557 verses 305/2551 for supporting documents. This should make it much easier when changing jobs.

3. Copy of work permit or **application form in case of changing institution of teaching during the validity of work permit.**

Clause 2.9 In the case of enrollment in a private educational institution.

This is the most common extension for attending a school. It is possible that language schools may fall under these changes.

Adds

(2) In case of non-formal school, each permission shall be granted for a period certified by the educational institution, for no more than 90 days, total length of stay shall not exceed one year from the date of entering the Kingdom.

Types of non-formal school are such as religion, arts and sports, vocational, tutoring and skill development school as specified by the Private Education Commission ***

Also: *** Announcement from the Private Education Commission,

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Subject: Types and nature of schools, teaching management and curriculum of non-formal school dated on 12 February 2009

- Religious school: a school established by sole purpose of teaching religion
- Art and Sports school: a school established to provide education of music, art and sports
- Vocational school: a school established to provide vocational skills to be applied to further carrier or as an additional skill for learners
- Tutoring school: a school established to provide additional knowledge parallel to the general education curriculum

Skill Development school: established to develop talents, ideas and other skills of learners

Clause 2.18 That is for extension based upon marriage to a Thai or being the parent of a Thai child.

The following has been added to (5) which the criteria for being a parent.

"In case the father or mother requests to be under maintenance of children, the age of father or mother must be 50 years of age or over."

It is not clear what this will mean. It apparently will be done on a case by case basis because it was inserted before this statement in the original order..

"For other necessary cases, the Commissioner or Deputy Commissioner of Immigration Bureau is granted the authority to make decisions regarding approval on a case-by-case basis."

Clause 2.20 For dependent extensions for family members those that have extension under various clauses of the police order.

Adds dependents of those that have non immigrant visas that end with an "A". Such as the non immigrant OA (long stay) visa which is the most common under this category..

This has also been added under the criteria.(5) "and must not be over 20 years of age **except in case of the person hereof is of illness or disability and cannot live without support of father or mother**"

An additional list of supporting documents for this change has been added to 138/2557

Clause 2.25 For medical extensions.

Adds the following. and an additional criteria for them. B. In case of receiving medical treatment for applicant from Bahrain, Kuwait, Oman, Qatar, Saudi Arabia, Arab Emirates and other countries as announced by the Ministry of Interior, the attendant of such applicant is exempted from visa issuance. Supporting documents for this change has been added to 138/2557 also.

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Clause 2.26 In the case of litigation or court proceedings:

Add the following under criteria. "(2) The applicant does not behave in such a way that indicating his intention to stay longer."

I interpret this to mean that the applicant has not been trying to deliberately delay the case to stay longer.

Clause 2.32 In case of a sport visitor or athletic personnel:

I call this new clause the football player clause. It would also be for managers, coaches and etc. It sets a minimum salary of 40,000 baht.

This clause has also been added to 138/2557 for supporting documents.

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August 03, 2014 We too like to recall the

“SEMINAR ON RELATED LEGAL ISSUES FOR EXPATRIATES IN UDON THANI”

Organized by the Consular Affairs Department, MFA Thailand
and the Office of Attorney General

and in particular the Chapter discussing the Udon Thani Immigration, of July 02, 2013.

For the most actual information however, you should visit the website.

<http://www.immigration.go.th/>

After opening the site, Click the button “enter website” at the bottom of the page to continue.

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On [July 02, 2013](#) was discussed:

In general

The task of Immigration, among many others, is to keep control over everybody who arrives at the airport and see to it that all goes by the Law of Thailand. Special attention will be applied to prevent possible illegal entries. In addition, those Expatriates who cause trouble and or break the Law face the possibility of being repatriated and posted on a black-list.

With ASEAN, for now, nothing will change for Expats who like to visit another ASEAN country. Only for Cambodia, it might be possible to cross the border with a valid ACMES single visa.

There is no Thai law that forbids Expats to open a bank account on their own. It should be possible to open a deposit account at any bank. If some bank or branch office refuses, just take your bullion and go to another bank.

It should be well noted that the old Law of 1979, to report to Immigration or the local Police station, within 24 hours after arriving at your place of stay in Thailand, has been revived and will be enforced.

Failure to report shall be fined with 2000 THB.

In case you stay in a hotel or guesthouse and the like, the hotel or landlord is responsible. This also applies when you go to your own house. Your wife or you have to do the report. Do not neglect this just follow the law.

Reporting may (in the near future) be done by using a computer through the website of Immigration.

Renew or go for your 90days report well in advance (max 15 days) have all papers ready. Check the website of Immigration for possible changes in the requirements.

Overstay is charged 500 THB / day up to a maximum of 7 days. After 7 days you will have to face the Police and the Court. The maximum fine for overstay is 20,000 THB.

Be aware that you, if applicable, have your re-entry before you leave the Kingdom. In case you forget it, you may encounter much trouble and may have to apply for a new visa.

Normally, and especially with the start of ASEAN in 2015, some rules may be subject to be changed, deleted or added. It is advised to keep good track of that.

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Follow the publications of Immigration, the media and the Udon Expat Club's website.

Keep in mind that the officer at Immigration reserves the right to ask for additional information.

Compulsory health insurance is strongly recommended but not yet needed to enter the country. However, the car or motorcycle you drive shall be insured.

It is suggested to have the possibility to do everything online and to use a database.

In spite of the fact that the possibility is there, the Thai authorities require to see and talk to the person in question.

At present, malpractices are frequent and the validity of documents shall be scrutinized.

Types of Visa

There are many types of visa, depending the purpose of your visit you may have:

Long stay for: Marriage, retirement, volunteers, family, experts, investment etc.

Short stay for: Tourists, transit, visit friend's, to go to Court, etcetera. This type of visa is valid for 30 or 60 days with a possible extension for 30 days. After that, you have to leave the Kingdom and come back, and as long as you have a normal reason, whenever you like. Even as that is the next day. Only in case you are suspected of criminal intentions and the like a new visa will be refused.

The various types of Visa are:

- Diplomatic Visa
- Official Visa
- Non- Immigrant visa
- Tourist Visa
- Transit Visa
- Immigrant Visa
- Non-Quota Immigrant Visa
- Courtesy Visa
- Visa On Arrival
- Special Entry Visa

Some reasons to apply for a long stay Visa may be:

- Retirement
- To become a monk
- Volunteer or officer at a foundation (Mother Theresa)
- Accompanying Thai spouse or family members

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- Expert (Teacher, adviser)
- Business

The codes for the different Visa are:

- F Official
- B Business
- IM Investment through BOI (Board of Investment)
- ED Education
- M Mass media of communication
- R Religion
- RS Research and Science
- EX Expert
- O Other

For details and requirements for all above given visa please contact Immigration or visit a related website.

We continued with questions for Immigration (Pol. Lieutenant Colonel Jessada and Pol. Captain Teerapong).

Many (some highly individual) questions were raised and answered. We recapitulate some:

- Child with Thai mother, Fallang father and stays abroad. Can the child, on his own, visit Thailand for more than 30 days.
 - Child with birth-certificate may in addition to the foreign passport, get a Thai passport.
 - Child can also apply for a Thai passport only.
- The 13 digit number ID document is mandatory for Thais.
- What do I need to start a business (Restaurant) and work in it as well?
 - Go to the Employment office and apply for a work permit.
 - You will not get a work permit for work that can be done by a Thai individual.
 - You must have the correct visa. If you do not have that, you must leave Thailand and apply for the correct visa.
- What work can I do without a work permit?
 - Strict Voluntary services and without any payment.
- Can I give free English lessons in my house to my wife and her friends?
 - You need a work permit.
 - You have to apply for one and most likely get one.
 - In Pattaya is a Christian Institution that established a Foundation to teach English and German.
 - You may establish a Foundation as well. Sacrifice yourself to the people and pay for everything yourself. It is the responsibility of the Ministry of Interior to judge and decide.
 - Always ask Immigration for advice and permission to work.

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- I am 43 year of age and retired for medical reasons. Can I have a retirement Visa?
 - Register at (for example) Bangkok Hospital Udon; you will be examined, and if your medical situation allows you will receive the proper papers to apply for the visa to stay in Thailand for medical reasons.
- In case of a marriage and my Thai partner dies first. Do I have to change my marriage visa?
 - No, you can wait until your present visa expires and then apply for a new (type of) visa.

Legal statement:

These minutes have been carefully taken and reported. However, we cannot take any responsibility for possible mistakes and or misinterpretations. In case of any discrepancies the original source prevails.

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LENGTH OF OVERSTAY

BANNED FROM ENTERING THAILAND

IF YOU SURRENDER TO AUTHORITIES

More than 90 days	1 year
More than 1 year	3 years
More than 3 years	5 years
More than 5 years	10 years

IF APPREHENDED BY AUTHORITIES

Less than 1 year	5 years
More than 1 year	10 years

VISA RUN RESTRICTIONS

- In-out border runs banned unless valid reason supplied.
- Back-to-back tourist visas denied unless valid reason supplied.