

ELECTRICITY GENERATING AUTHORITY OF THAILAND ACT B.E.2511

Bhumibol Adulyadej, Rex.
Given on the 31st day of October B.E. 2511,
Being the 23rd Year of the Present Reign.

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:
Whereas it is deemed expedient to establish the Electricity Generating
Authority of Thailand,

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

Section 1. This Act is called the "Electricity Generating Authority of Thailand
Act, B.E. 2511"

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

Section 3. The following Acts shall be repealed:

- (1) The Yanhee Electricity Authority Act, B.E. 2500;
- (2) The Yanhee Electricity Authority Act, (No.2), B.E. 2502;
- (3) The Yanhee Electricity Authority Act, (No.3), B.E. 2506;
- (4) The Lignite Authority Act, B.E. 2503;
- (5) The Northeast Electricity Authority Act, B.E. 2505;
- (6) The Northeast Electricity Authority Act, (No.2), B.E. 2507
- (7) The Northeast Electricity Authority Act, (No.3), B.E. 2510.

Section 4. In this Act:

"Electric system" means electrical transmission lines, electrical distribution
lines, sub-stations or other

things which are accessories of electrical transmission or distribution;

**"Electric line laying zone" means the boundary of land on which the
electrical transmission lines shall be

constructed for a distance from the centre of the transmission towers not more
than forty metres on each side;

"Board" means the Board of Directors of the Electricity Generating Authority
of Thailand;

"Governor" means the Governor of the Electricity Generating Authority of
Thailand;

"Officers" means the staff members of the Electricity Generating Authority of
Thailand, including the Governor;

"Employees" means the employees of the Electricity Generating Authority of

Thailand;

"Minister" means the Minister who shall have charge of the execution of this Act.

*****Section 5.** The Prime Minister shall be the Minister in charge of the execution of this Act.

* Government Gazette, Special Issue, Vol. 85, No. 102 dated November 2, 1968

** Amended by Electricity Generating Authority of Thailand Act (No.3) B.E. 2527, dated August 6, 1984

(Government) Gazette, Special Issue, vol. 101, No. 108 dated August 16, 1984)

*** Amended by the Announcement of the National Executive Council, No. 217, dated September 29, 1972

(Government Gazette, Special Issue, Vol. 89 No. 145 dated September 29, 1972)

Chapter 1

Establishment, Capital and Reserve Funds

Section 6. There shall be established an electricity authority, called the "Electricity Generating Authority of Thailand", called in brief "EGAT" and shall be a juristic person with the following objectives:

(1) to generate, acquire, transmit or distribute electric energy to:

(a) the Metropolitan Electricity Authority, the Provincial Electricity Authority or other electricity authority

under the law thereon;

(b) other electric energy consumers as prescribed by a royal decree;

(c) neighbouring countries;

(2) to undertake various activities concerning electric energy, energy sources deriving from natural resources

e.g. water, wind, natural heat, sunlight, mineral or fuel for instance oil, coal, or gas and including nuclear energy for the production of electric energy and other activities which will promote the purposes of EGAT;

*(2 bis) to undertake businesses concerning electric energy and other businesses concerning or continuity

with the activities of EGAT, or collaborate with other persons for the said activities;

(3) to produce and sell lignite, or chemicals derived from lignite or chemicals utilizing lignite, or collaborate

with other persons for the said activities.

Section 7. All properties, debts, rights and liabilities as well as other activities of the Yanhee Electricity Authority, the Lignite Authority and the Northeast Electricity Authority shall be transferred to EGAT. The said properties, when net of debts, shall be the capital of EGAT.

Section 8. EGAT shall establish its head office in Bangkok or nearby provinces and may establish its branches or agencies at any other places.

Section 9. EGAT shall have the power to act within the scope of its objectives under Section 6. Such power shall include the following:

- (1) to construct, purchase, procure, receive transference, dispose of, rent, lease, hire-purchase, borrow, let, and operate the equipment, services and facilities of EGAT;
- (2) to purchase, procure, dispose of, rent, hire-purchase, exchange, own, possess or operate any properties;
- (3) to survey, plan, design, purchase, construct and install those in connection with the activities of EGAT;
- (4) to construct the impounding dam, diversion dam, storage dam, reservoir or other things which are accessories of the dam or reservoir thereof for the production of electric energy, or the development of hydro-electric power, or for the benefit of the operations, to construct the thermal power plant, hydro power plant, nuclear power plant or other power plant and includes also the switchyard and other things which are accessories of the power plants or to construct the electric system;
- (5) to determine type, capacity and standard of power plants, switchyard and other things which are accessories of the power plants under (4), or of lignite chemical plants, electric system, and other accessories as well as fuel to be used in the production of electric energy of EGAT, and to lay down policies, and exercise control over the production, transmission, distribution of electric energy and the production of lignite and chemicals from lignite of EGAT;
- (6) to borrow, or to invest;
- (7) to issue bonds or other documents for the purpose of investment;
- ** (8) to establish a limited company or a public company limited for undertaking businesses concerning electric energy and other businesses concerning or continuity with the activities

of EGAT;

** (9) to collaborate any activities with other entities whether internal or external entities of the private or of state or with international organizations, or to hold shares in any limited company or public company limited for the benefit of the activities under EGAT's objectives;

** (10) to undertake other activities concerning or continuity with the achievement of EGAT's objectives.

Section 10. The capital of EGAT shall consist of:

(1) properties under Section 7;

(1) funds or other properties received from the Government or other persons.

Section 11. The reserve funds of EGAT shall consist of reserve funds for contingency and other reserve

funds as may be deemed appropriate by the Board.

Section 12. Any property of EGAT shall not be subject to enforcement of juridical decision.

* Added by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992

(Government Gazette, Vol. 109, No. 19 dated March 11, 1992)

** Added by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992

Chapter 2

Board of Directors and Governor

Section 13. There shall be established a Board, called the "Board of Directors of the Electricity Generating

Authority of Thailand", consisting of a chairman and not more than ten other members, including the Governor who

shall be an ex-officio member of the Board.

The Council of Ministers shall appoint the Chairman and other Directors who are not ex-officio members.

Section 14. The persons who shall be appointed the Chairman, Directors and Governor shall be of Thai

Nationality and must be sufficiently qualified and experienced in the field of business administration, pure science, engineering, economics, finance, or law.

Section 15. No person in the following categories shall be eligible for Chairmanship or Directorship:

* (1) having any direct or indirect interest in the contract made with EGAT or in the activities acted for EGAT,

except he is merely a shareholder who invests in good faith in a limited company or a public company limited which having such interest, or he is a person who entrusted by the Board to be the chairman or director of a limited company or a public company limited which EGAT is a shareholder;

(2) being a person holding a political post;

(3) being an officer other than the Governor.

Section 16. The Chairman or Directors appointed by the Council of Ministers shall hold office for a period

of four years, but in the initial period one half of the members of the Directors shall be retired by drawing lots after

two years. If the number of Directors is such that it is not possible to divide in to two equal halves, the one with one

member more than the other shall be taken as those remaining in office.

The retiring Chairman or Directors are eligible for reappointment.

Section 17. Apart from the retirement upon the termination of their terms of office under Section 16, the

Chairman or Directors appointed by the Council of Ministers shall vacate their offices upon:

(1) death;

(2) resignation;

(3) being retired by the Council of Ministers;

(4) lacking the qualifications set forth in Section 14, or coming within the categories provided in Section 15.

In case of the Chairman or any Director vacating his office before the expiration of his term of office, other

person may be appointed by the Council of Ministers to fill such a vacancy.

The Chairman or Directors appointed under the second paragraph shall serve only for the unexpired

portion of the vacating Chairman or Directors so replaced.

Section 18. The Board shall have powers and duties to lay down policies and exercise general control over

the operations of EGAT. Such powers and duties shall include:

(1) to issue rules or regulations in accordance with the objectives;

(2) to issue rules of procedure or regulations for the meeting of the Board;

(3) to issue rules or regulations for the functioning of the Board;

(4) to issue rules or regulations on the organization and those governing the conduct of business;

(5) to classify ranks, and to fix salaries schedules of officers and wages of employees;

(6) to issue rules or regulations on recruitment, appointment, raises in salaries

or wages, retirement, disciplines, and disciplinary measures for officers and employees;
(7) to issue rules or regulations on payment of travelling expenses, per diem, rent, overtime and other expenditures;
(8) to issue rules or regulations on uniforms of officers and employees;
(9) to fix rates for sales of electric energy, lignite, chemicals from lignite, appliances and services and to issue rules for such payments;
(10) to issue rules concerning safety in the use of and up keep of properties of EGAT.

Any restriction of juristic acts by the Governor in connection with the rules or regulations specified in (4),

shall be published in the Government Gazette by the Minister.

The charges on the rates as provided in (9), shall be at such reasonable and proper levels as will provide revenue sufficient:

(a) to cover all operating expenses, including interest, depreciation, gratuity, pension, provident funds, and other benefits for the welfare of the working personnel and their families, and bonuses;

(b) to meet expenses regarding repayment of indebtedness to the extent that such repayments exceed provisions for depreciation, and to meet increases in the cost of replacement of assets;

(c) to provide reasonable reserve funds and to finance substantial proportion of the cost of necessary expansion and investment.

Section 19. The Board shall appoint the Governor.

The salary of the Governor shall be determined by the Board. The Governor shall vacate his office upon death, resignation, lacking the qualification or coming within the provisions set forth in Section 14 or coming within the categories provided in Section 20, or being retired by the Board.

A resolution for retiring the Governor must be supported by no less than three quarters of the votes of all members of the Board excluding the Governor.

The appointment, the determination of salary, and the retirement from office under this Section shall be subject to the approval of the Council of Ministers.

Section 20. No person in the following categories shall be eligible for general

managership:

* (1) having any direct or indirect interest in the contract made with EGAT or in the activities acted

for EGAT, except he is merely a shareholder who invests in good faith in a limited company or a public

company limited which having such interest, or he is a person who entrusted by the Board to be the chairman

or director of a limited company or a public company limited which EGAT is a shareholder;

(2) being a permanent government official;

(3) being a person holding a political post;

(4) being unable to devote his full time to the services of EGAT.

Section 21. The Governor shall administer the affairs of EGAT in accordance with the policies, rules and regulations laid down by the Board, and shall be in charge of all officers and employees.

The Governor shall be responsible to the Board for the administration.

Section 22. The Governor shall have powers;

(1) to recruit, appoint, promote, demote, fine, impose disciplinary measures on officers and employees

as well as to retire officers and employees from office in accordance with the rules or regulations laid down

by the Board, In cases where the officer or employee is of the rank of Advisor, Expert, or from the rank of

Head of Department upwards, prior approval of the Board is required;

(2) to determine the conditions of employment of officers and employees and issue rules governing

the operation of EGAT which are not contrary to or inconsistent with those laid down by the Board.

Section 23. In respect of its external relations. the Governor shall act in the name and on behalf of EGAT.

for this purpose, the Governor may delegate power to any agent, or to any person to conduct any specific

business on his behalf subject to the rules or regulations laid down by the Board.

All juristic acts taken by the Governor in contravention to the rules or regulations stated in the

second paragraph of Section 18, shall not be binding on EGAT unless ratified by the Board.

Section 24. Whenever the Governor is unable to perform his duties, or when the post of the

Governor becomes vacant pending the appointment of the Governor, the Board shall appoint an officer to act on his behalf or to serve as Acting Governor, and in this case the provisions in Section 20 shall apply mutatis mutandis.

The person acting on his behalf or the Acting Governor shall have the same powers and duties as the Governor, except those powers and duties of the Governor in the capacity as member of the Board.

Section 25. The Chairman and Directors shall receive remunerations in accordance with the rules laid down by the Council of Ministers.

Section 26. The Chairman, Directors, officers and employees may receive bonuses in accordance with the rules laid down by the Council of Ministers.

Section 27. The Chairman, Directors and officers shall be the "officials" within the meaning of the Penal Code.

* Amended by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992

Chapter 3

Construction and Maintenance

***Section 28.** For the purpose of survey of energy sources under Section 6(2) or places for implement the activities under Section 9 (4) or construction and maintenance of the electric system, the officers or employees shall have the power to make use or take possession of the immovable property in any person's possession so long as it is not a dwelling place, temporarily, subject to the following conditions:

- (1) such use or possession is necessary for the survey of the electric system or for the prevention of danger or damage which may be caused to the electric system, survey of energy sources under Section 6(2) or places for implement the activities under Section 9(4) or maintenance of the electric system;
- (2) notice or announcement has been given to the owner or possessor of the immovable property or another holder of a right in advance as follows:

(a) in the case of surveying of the electric system or preventing of danger or damage which may be caused to the electric system, or maintenance of the electric system, a written notice shall be given to the owner or possessor of the immovable property or another holder of a right in advance, individually, within a reasonable time but not less than three days;

(b) in the case of general survey for the purpose of selecting the appropriate strip or site for installing the electric system or searching for appropriate energy sources under Section 6(2), or for the appropriate places for implement the activities under Section 9(4), the announcement specifying the areas for surveying shall be pinned up at Amphoe Office or King Amphoe Office or District Office and Tambol Office or Sub-District Office where the immovable property is situated, and it shall be published in the Government Gazette not less than thirty days before the date of surveying;

(c) in the case of specific survey which is conducted after the selection of appropriate strip or site for installing the electric system, or an appropriate energy sources under Section 6(2) or appropriate places for implement the activities under Section 9(4) are found, if the owner or possessor of the immovable property or another holder of a right does not reside in the Tambol or Sub-District where the survey is being conducted and it is a case of urgent survey, the announcement specifying the areas for surveying shall be pinned up at Amphoe Office or King Amphoe Office or District Office, Tambol Office or Sub-District Office and Head of Village Office where the immovable property is situated not less than thirty days before the date of surveying.

In the execution under this Section, upon the request of related person, the officers or employees must show their identity cards.

If any act of the officers or employees causes damage to the owner or possessor of the immovable property or another holder of a right, such person shall be entitled to file a claim for compensation from EGAT, and if no settlement could be reached as regards the amount of the

compensation, the provisions of Section 30 and Section 30 bis shall apply mutatis mutandis.

Section 29. In transmission and distribution of electric energy, EGAT shall have powers:-

(1) to construct transmission lines or distribution lines under, above, along or across any land

belonging to any person, to place or set up posts, sub-stations, or other accessories into or over the land

belonging to any person, so long as such land is not the site of a dwelling house;

(2) to declare for the benefit of safety in transmission electric line laying zone by announcement at

the Amphoe's administrative office where the involved land is situated, and to appropriately mark out such

zones;

(3) to demolish dwelling houses or destroy other things constructed or made, or to destroy or cut

trunks, branches or roots of trees or of plants in the electric line laying zone.

Before acting as aforesaid in (1) or (3), EGAT shall inform the owner or possessor of the property

concerned in writing. The owner or possessor of the property may submit a request giving reason for such

inappropriate act to the Board for decision within thirty days from the date of receipt of the request. The

decision of the Board shall be final.

***Section 30.** EGAT shall pay fair compensation to the owner or possessor of the property or another

holder of a right for the following cases:

(1) using of land so as to place or set up posts for transmission or distribution lines;

(2) using of land so as to place or set up sub-stations or other accessories;

(3) using of land which is declared as electric line laying zone;

(4) using of its power under Section 29(3).

In case where no settlement, between the owner or possessor of the property or another holder of a

right and EGAT, could be reached as regards the amount of compensation determined by EGAT, or the owner

or possessor of the property or another holder of a right could not be found, EGAT shall deposit such

compensation to the Court or the Deposit Office, or deposit it to the Government Savings Bank in the name

of the owner or possessor of the property or another holder of a right, individually, and if there is any interest or fruit accrued on such deposit, it shall also be vested to the owner or possessor of the property or another holder of a right.

When EGAT has already deposited such compensation to the Court or the Deposit Office or the Government Savings Bank under paragraph two, EGAT shall notice, in writing, to the owner or possessor of the property or another holder of a right by acknowledge receipt post. In the case where the owner or possessor of the property or another holder of a right could not be found, such notice shall be published in daily newspaper in such locality at least three consecutive days for the acknowledgement of the owner or possessor of the property or another holder of a right.

The principle and procedure of deposition of compensation to the Court or the Deposit Office or the Government Saving Bank and the procedure of receipt thereof, shall be complied with the rules as prescribed by the Board.

****Section 30 bis.** In the case where the owner or possessor of the property or another holder or a right is not pleasure the amount of compensation as determined by EGAT, whether such person received the compensation which deposited by EGAT or not, he shall be entitled to file to the Court within one year as from the date the procedure under Section 30 paragraph three has already been made.

Sueing under paragraph one shall cause to be no interruption of the possessing or using of the immovable property, demolishing a building or destroying other things which are to be constructed or made, or any execution of the officers or employees.

If the decision of the Court increases the amount of compensation, interest on the increasing amount shall be paid to the owner or possessor of the property or another holder of a right at the maximum rate of fixed deposit of the Government Savings Bank from the date of payment or deposit of such compensation.

In case where the owner or possessor of the property or another holder of a

right satisfied and already received the compensation or did not file to the Court for the compensation within the period as prescribed under paragraph one or waived, in writing. his right to receive compensation, no person shall claim for such compensation.

Section 31. Any act which may cause danger to the electric system in the electric line laying zone shall be forbidden.

Section 32. In the electric line laying zone, building of dwelling house or other construction, or growing any trees or plants shall be forbidden, unless permission has been received in writing from EGAT. Such permission shall be in compliance with the conditions prescribed by EGAT. For dwelling houses or other things constructed or made, trees or plants grown, contrary to or without permission from EGAT, EGAT shall have power to demolish, destroy or cut down without paying compensation.

Section 33. For the benefit of safety EGAT shall have the power to destroy or cut trunks, branches or roots of trees in and adjacent to the electric system. In so doing, intimation must be given in writing to the owners or possessors of the trees in advance within a reasonable time.

In case where the trees have been present before the construction of electric system, EGAT shall pay to the owners or possessors of the trees compensation for the resulting damages caused by such acts.

Section 34. In case of necessity, for inspection, repairing or fixing up of electric system, the officers or employees may enter the premises of any person at any time after having notified the owner or possessor thereof, and the second paragraph of Section 28, shall apply mutatis mutandis.

Section 35. In the execution of various acts under the provisions of Section 33 or Section 34, the officers or employees shall try their best to prevent damages which, if occurred, shall be under the responsibility of EGAT.

Section 36. When it is necessary to acquire immovable property for the purpose of the energy source under Section 6(2) or for use under Section 9(4), expropriation of property shall be made under the provisions of the Law on the Expropriation of Immovable Property.

In this regard, a Royal Decree may be promulgated for the land intended to be

expropriated, and the provisions of the Law on the Expropriation of Immovable Property shall apply mutatis mutandis.

*** Section 37.** Any person who constructs a power plant, with a capacity greater than 20 mega-Watt for his own use or with a capacity greater than 6 mega-Watt for sale of electric energy to the public, wishes to connect the electric system with the electric system of EGAT. the Metropolitan Electricity Authority or the Provincial Electricity Authority, shall apply an application to EGAT and shall have to receive an approval therefrom before.

In granting approval under paragraph one, EGAT may prescribe conditions concerning electricity quality, engineering technique and safety of the electric system for the connection of the electric system.

EGAT shall consider an application under paragraph one without delay. The constructor of power plant, who is disapproved or approved with unacceptable condition, shall be entitled to appeal to the Board within thirty days from the date of such disapproval or approval with unacceptable condition.

The Board shall decide the appeal within forty five days from the date of its receiving thereof. If a person who appeals disagrees with the decision, the case shall be filed to the Court within forty five days from the date of his receiving of such decision.

Section 38. EGAT shall take responsibility for the operation and maintenance of the impounding dam, diversion dam, storage dam, reservoir and other things which are accessories of the dam or reservoir thereof within the scope of its objectives under Section 6 including the regulation of the volume of water to be retained in the reservoir or released from the reservoir with the realization to the utmost extent the various benefits arising from the unified control of the watershed of the river, across which the dam has been constructed, and tributaries, streams, water-ways, canals or irrigation canals thereof.

EGAT and the Royal Irrigation Department shall jointly issue regulations concerning the fixation of the

volume of water to be retained in or to be released from the reservoir.

If an agreement cannot be reached in regard to the issuance of or compliance

with the regulation, a report shall be given to the Minister for consideration. The Minister's decision shall be final.

N.B: Section 13 of the Electricity Generating Authority of Thailand (No.5) B.E. 2535 dated March 1, 1992

provided concerning the former appointment of the arbitrator under Section 28 or 30 as follows:

"Section 13. In the case where the arbitrator has been appointed under Section 28 or Section 30

before the effective date of this Act and the arbitration award has not been made, such arbitrator shall be

concluded and the provisions of Section 30 and Section 30 bis of the Electricity Generating Authority of Thailand

Act, B.E. 2511 as amended by this Act shall be applied. In this case, EGAT shall notify the cancellation under this Section to the related person."

* Amended by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992.

** Added by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992

Chapter 4

Supervision and Control

Section 39. The Minister shall be charged with the general supervision of the activities of EGAT, and for

this purpose may instruct EGAT to give factual statement, comment, submit reports, or stop any action which is not

in accordance with the government policies or Council of Ministers' resolutions, as well as to instruct EGAT to act

in conformity with such policies or resolutions, and to have power to order factual investigation concerning management.

Section 40. In case EGAT has to submit any matter to the Council of Ministers, the matter shall be submitted

by the Board to the Minister for presentation to the Council of Ministers.

Section 41. In the conduct of its business EGAT shall give due regard to the interest of the State and the public.

Section 42. EGAT shall establish bank accounts in accordance with the rules laid down by the Board with

the approval of the Council of Ministers.

*** Section 43.** EGAT shall obtain approval of the Council of Ministers before undertaking the following:

- (1) investing for expansion of existing projects or for initiation of new projects;
- (2) increasing of capital by revaluation;
- (3) decreasing of capital;
- (4) borrowing funds exceeding forty million Baht;
- (5) issuing bonds or other notes for the purpose of investment;
- (6) disposing immovable property with a value over ten million Baht.

Section 44. EGAT shall prepare an annual budget classified into capital account and operating account.

The capital account shall be presented to the Council of Ministers for consideration and approval, while the operating account shall be presented to the Council of Ministers for information.

Section 45. The revenue derived from its operation shall accrue to EGAT to cover expenses under Section 18.

The annual revenue remaining after having deducted the expenses shall be turned over to the State as its revenue.

Should the revenue be insufficient to cover the expenses exclusive of the reserve funds under Section 18, and EGAT is unable to obtain funds from other sources, the deficiency shall be covered by the State's appropriation.

Section 46. EGAT shall prepare an annual report for submission to the Minister. Such report shall include the result of operation of EGAT in the previous year together with a statement on its policy of the Board, projects as well as work plans to be implemented in future.

Section 47. EGAT shall set up and maintain accounting system proper to the business of a public utility with classification of major works, and shall keep books of account of receipts and payments, assets and liabilities, which represents actual transactions and in accordance with the appropriate categories of work together with the supporting information, to be subjected to an internal audit at regular intervals.

Section 48. EGAT shall undertake to prepare its balance sheet, operating account, and profit and loss account within ninety days from the date of the end of the accounting year.

Section 49. Every year the Board shall appoint one or more auditors to audit and certify the accounts of each year of EGAT.

The appointment of the Chairman, Directors, officers, employees or other persons representing EGAT or person having any direct or indirect interest in the business of EGAT as auditors shall be forbidden.

Section 50. The auditor shall have power to examine all books of account and documents of EGAT, and for this purpose shall also have power to question the Chairman, Directors, officers, employees and other persons who are representatives of EGAT.

Section 51. The auditor shall submit a report on the result of auditing to the Board within one hundred and fifty days from the date of the end of each accounting year who shall then submit it to the Council of Ministers and EGAT shall publish its annual report of the ended year showing its balance sheet, operating account, and profit and loss account which have been certified to be correct by the auditor within one hundred and eighty days from the date of the end of each accounting year.

* Amended by Electricity Generating Authority of Thailand Act. (No.5) B.E. 2535, dated March 1, 1992.

Chapter 5

Petition and Aids

Section 52. Officers shall have the right to petition on the disciplinary measures imposed on them under the regulations laid down by the Board.

Section 53. EGAT shall make available for the welfare of the working personnel of EGAT and their families, gratuity pension, provident fund or other welfare benefits to be utilized upon their retirement, accident, sickness or other causes deserving of aid therefrom.

The provisions of the gratuity, pension or provident fund under the first paragraph, the principle governing the management of gratuity and pension, the contribution to the provident fund, the determination of categories of person deserving aid from the provident fund, and principle for aid as well as the management of the fund shall be in accordance with the regulations laid down by the Board.

The regulations under the second paragraph shall become effective upon the approval of the Council of

Ministers.

Chapter 6

Penalty

Section 54. Whoever obstructs any action of EGAT or of officers, under Section 28, Section 29, the second paragraph of Section 32, Section 33 or Section 34, shall be punished with imprisonment not exceeding six months, or a fine not exceeding one thousand Baht, or both.

Section 55. Whoever violates Section 31 shall be fined not exceeding one thousand Baht.

Section 56. Whoever violates the first paragraph of Section 32, shall be fined not exceeding five hundred Baht.

* **Section 57.** (This Section has been repealed by Electricity Generating Authority of Thailand Act (No.5) B.E. 2535, dated March 1, 1992)

Section 58. Whoever damages, destroys, causes depreciation in value or renders useless any impounding dam, diversion dam, storage dam, reservoir or other things being accessories of such dam or reservoir, thermal power plant, hydro power plant, nuclear power plant or other power plant and switchyard of such power plant or of electric system constructed by EGAT shall be punished with imprisonment not exceeding ten years, or a fine not exceeding twenty thousand Baht, or both.

Transitory Provisions

Section 59. Members of the staff and employees of the Yanhee Electricity Authority, the Lignite Authority and the Northeast Electricity Authority shall become officers and employees of EGAT and shall receive for the time being the same salaries or wages as those previously due to them. Within one hundred and twenty days from the date of enforcement of this Act, EGAT shall set up new scales of salaries or wages for the said persons, and shall ensure that no person receives salary or wage less than that previously due to him.

Countersigned by:
Field Marshal Thanom Kittikachorn
Prime Minister