

BANKS REQUIRE CUSTOMERS TO STOP AFFIXING COMPANY SEALS ON CHECKS

December 1, 2009

To Our Valued Clients:

The Bank of Thailand (BOT) has recently announced that it will be adopting a new form of technology referred to as Imaged Check Clearing and Archive System (ICAS). This new system will involve clearing images of checks, rather than the original checks as in the old system. Therefore, the BOT has asked all commercial banks to request that all customers cease using company seals, embossed seals, or colored seals together with the signature on checks. This is due to the fact the company seal, embossed seal, or colored seal may interfere with signature verification and other important information from the image of the check. Accordingly, per instruction of the BOT, all commercial banks have issued a notification to all corporate and individual customers asking them to amend the binding authority on checking accounts with company seal, embossed seal, or colored seal. The amendment must indicate that the binding signatory for the account is merely signature alone without company seal, embossed seal, or colored seal.

In order to proceed with this amendment, the following supporting documents are required: a resolution of the Board of Directors authorizing the amendment; a company affidavit issued by the Ministry of Commerce within the previous one month; and a copy of the identification or the passport of the authorized director(s) who sign the application with the bank to proceed with the amendment.

The amendment shall be submitted to the bank before the new ICSA comes into effect in February 2010; otherwise, clearing of any check bearing a company seal, embossed seal, or colored seal could be subject to delay or require a confirmation of payment by the issuer. After the application and completed required documents have been submitted to the bank, it will take 15 working days for the amendment to become effective.

If you require our assistance to handle this amendment, please do not hesitate to contact us. We can prepare necessary minutes of the meeting of the Board of Directors and obtain a certified affidavit from the Ministry of Commerce on your behalf.

Tilleke & Gibbins International Ltd.
Supalai Grand Tower, 26th Floor
1011 Rama 3 Road
Chongnonsi, Yannawa
Bangkok 10120
Thailand

T: +66 2653 5555
F: +66 2653 5678
E: bangkok@tillekeandgibbins.com
W: www.tillekeandgibbins.com

Other Offices: Phuket, Thailand; Hanoi and Ho Chi Minh City, Vietnam