



Emergency Decree on Digital Asset Businesses (No. 2) B.E. 2568

The Emergency Decree on Digital Asset Businesses (No. 2) B.E. 2568 was enacted in response to the surge of **financial crimes involving digital assets**, where offenders convert illicit funds into cryptocurrencies and transfer them through anonymous wallets, obstructing legal tracing and recovery efforts.

The Decree aims to **regulate foreign digital asset platforms** that provide services to Thai users and to close regulatory gaps that previously allowed criminals to exploit cross-border digital platforms.

Key Provisions

1. Extraterritorial Application

- Extends Thai jurisdiction to **foreign digital asset business operators** providing services to persons in Thailand.
- Such operators must **obtain a license from the Ministry of Finance** upon the recommendation of the Office of Securities and Exchange Commission (SEC).

2. Scope of Thai Connection

Foreign platforms are deemed to serve persons in Thailand if they:

- Use the **Thai language** in their platform or communications;
- Operate under a **“.th” or “.ไทย” domain** or other Thailand-related name;
- Accept payment in **Thai Baht** or via Thai financial accounts;
- Specify **Thai law or Thai court jurisdiction** in contracts; or
- Maintain **local offices, personnel, or representatives** in Thailand.

3. Regulatory Enforcement

- The **Ministry of Digital Economy and Society (MDES)** may block access to unlicensed platforms that violate the Decree.

4. Legal Basis

- Enacted as an urgent measure under **Section 172 of the Constitution** to preserve **national economic security** and combat **money laundering and technological crimes**.