



**Office of the National Economic and Social Development Council**  
**Announcement on**  
**Gift Policy and Guidelines to Prevent Bribery and Conflicts of Interest**

The Organic Act on Anti-Corruption B.E. 2561, section 128 stated that a state official shall not receive any properties or other benefits from any person other than the legitimate properties or benefits permitted by law, rules or regulations issued by virtue of law, with the exception of the acceptance of properties or benefits in accordance with the Notification of the National Anti-Corruption Commission on the acceptance of properties or benefits on ethical basis.

The cabinet resolution on the 8<sup>th</sup> August 2017 has acknowledged performances of the Office of the National Counter Corruption Commission (NACC) to prohibit state officials briberies, and encouraged every public agency to implement guideline on appropriate internal controlling measures for juristic persons to combat with bribery of state officials, international officers and oversea staff members. Additionally, the annoument of related information and strictly compliance should be supported to raise awareness and understanding among related agencies for appropriate implementations, with access to every targeted group and with practical results.

Office of the National Economic and Social Development Council (NESDC) has introduced the gift policy on ethical basis, and guidelines for receiving and offering gifts, hospitality, and other benefits Under NESDC's anti-corruption policy to encourage worthiness, create right attitude and prevent conflict of interests. Principally, head of public agencies and supervisors at all levels must be a role model and maintain NESDC reputation through following ways;

**Gift Policy on the Ethical Basis**

1. NESDC officials, staffs and their family members should carefully consider receiving and offering gifts, hospitalities, properties, or any other benefits if motivated by or related to a business relationship which will undermine the good corporate governance, business ethics and transparency of the NESDC operations. The study of announcement of the National Anti-Corruption Commission on receiving and offering gifts or other benefits and related regulations are highly recommended for all government officials and staffs. Basically, the regulation stated that receiving any gifts or other benefits of officials and staffs from family members is allowed, but must be reasonably and transparently. While receiving any gifts or other benefits from others is also acceptable but must not contravene relevant laws and regulations. Regarding the announcement of the National Anti-Corruption Commission, for example, a gift or other benefits with a monetary value not exceeding 3,000 Bath per person per occasion is acceptable.

2. The offering of gifts or other benefits by traditional norm must be carefully considered in accordance with the rules and regulations. Offering gifts or other benefits that may influence decision-making are prohibited. A gift or other benefits with a monetary value not exceeding 3,000 Bath per person per occasion is acceptable.

3. Holding entertainments , for instance, internal corporate gathering or New Year 's Celebrating Party for the purpose of strengthening relationships is acceptable, but must be held in a simplistic manner.

4. Head of public agencies and supervisors at all levels must be a role model and notify government officials and staffs to fully committed to these rules and regulations.

5. Solicitation of any forms among NESDC officials and staff members for offering gifts or any benefits to the high level officials, supervisors, or their family members during the New Year festive season or any other occasions are strictly prohibited. The Notification of the State Lottery Control Board on Rules and Procedures for Application Filing for Approval of a State Entity regarding solicitation, the Announcement of the National Anti-Corruption Commission on receiving and offering gifts or other benefits and related regulations are highly recommended to consider and follow strictly.

6. Greeting cards, sign well-wishing books and or sending wishes via social media are recommended for promoting positive attitudes, frugality and simplicity values amongst the staffs.

7. Supervisors at all levels are tasked to monitor and ensure their government officials and staffs strictly comply with all these policy and regulations.

### **Frameworks of Guidelines to Prevention of Bribery and Conflict of Interests in NESDC**

1. Every NESDC official and staff members are required to study and follow **Guidelines for prevent violation of section 126 , 127 and 128 of The Organic Act on Anti- Corruption**

Public officials are prohibited from accepting assets or any other benefits which may be calculated in monetary value from any person except for the assets or benefit which may be entitled to such persons under the laws, regulations or rules permitted by virtue of law, unless the acceptance of assets or other benefits is on ethical basis under the criteria and amount as prescribed by the NACC. The provisions in the above paragraph shall not apply to the acceptance of assets or other benefits from ancestors, heirs or relatives in accordance with custom or on ethical basis within the appropriate capacity.

#### **2. Gift and benefit receiving**

2.1 Study concepts and guidelines for action regarding gift offering and receiving as described by laws, rules, regulations and NESDC guideline to raise awareness of these policy and prevent conflict of interests.



2.2 Study and comply the Notification of the National Anti-Corruption Commission, which stated that state officials and staff members may not receive any gifts or benefits unless it is based on ethical basis. Basically, the regulation stated that receiving any gifts or other benefits of officials and staffs from family members is allowed, but must be reasonably and transparently. While receiving any gifts or other benefits from others is also acceptable but must not contravene relevant laws and regulations. Regarding the announcement of the National Anti-Corruption Commission, for example, a gift or other benefits with a monetary value not exceeding 3,000 Bath per person per occasion is acceptable.

2.3 If gifts with a monetary value not exceeding 3,000 Bath, state officials do not have to report and may keep gifts or benefit by their own. However, if receiving gifts that exceed more than 3,000 baht, the officials are required to report and register those gifts or benefits with the office.

2.4 If gifts with a monetary value between 3,000 - 15,000 baht to decline a gift or other benefits as the result of a circumstance that offering and accepting a gift or other benefits are in accordance with traditions, it is allowed that these gifts and other benefits can be accepted by Secretary- General permission.

2.5 If gifts with a monetary value more than 15,000 baht, those gifts or benefits shall be handed over to the Office to register and utilize as appropriate. Secretary- General may give a permission to the staffs to keep those gifts or benefits.

2.6 In a fiscal year, if the total value of gifts and/or benefits received from the same givers or groups of givers, or related party exceed 3,000 baht, state officials must report all those information.

2.7 In a fiscal year, if the total value of gifts or benefits received from stakeholders as a compliment, exceed 3,000 baht, state officials must report all those information.

2.8 Any gifts and/or benefits which received regularly or oftenly as a compliment for the service recipient that may influence decision-making are prohibited. State officials and staff members shall refuse from receiving gifts or benefits from those seeking services.

2.9 All NESDC officials and staff members shall study NESDC Anti-corruption policy and related guidelines as stated in NESDC Handbook on Prevention of Conflict of Interests and comply those instructions .

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Mr. Danucha Pichayanan  
Secretary-General

Office of the National Economic and Social Development Council