



กรมบังคับคดี

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**“DRIVING TOWARD DIGITAL
ASSETS ENFORCEMENT
THROUGH LEGAL EXECUTION
DEPARTMENT’S EFFORT”**

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INTRODUCTION

Legal Execution Department's Mission



PROPERTIES LIABLE TO EXECUTION UNDER THAILAND CIVIL PROCEDURE CODE

BEFORE	AFTER
<ol style="list-style-type: none">1. movable property2. immovable property	<ol style="list-style-type: none">1. right to hire a property2. intellectual property3. rights under a license4. mining license5. prospecting license6. concession7. other rights of similar nature or related to such right

The result of the Legal Execution Department's research on the enforcement of digital assets

1 Accessing digital assets

- 1) Uniform Fiduciary Access to Digital Assets Act (UFADAA)
- 2) Computer - Related Crime Act B.E. 2550 (2007) and the 2nd amendment B.E. 2560 (2017)

2 Seizing and attaching digital asset

- 1) Seizing and attaching the judgment debtor's private key
- 2) Keeping the private key in a secured custody

3 Criteria for digital assets valuation before putting it up for auction

4 Auctioning digital assets

- 1) Fresh and perishable goods
- 2) Property which is difficult to sell

Legal Execution Department's attempt to drive Digital Assets Enforcement agenda

1. International Conferences "International Conference on Civil Judgment Enforcement under a Disruptive Technology"
2. UIHJ Permanent Council 2020
3. The 61st to 64th UNCITRAL Working Group V: Insolvency Law
4. The meeting of the Council on General Affairs and Policy of the Hague Conference on Private International Law
5. Bilateral meeting with the National Chamber of Judicial Commissioners of France
6. The 5th and 6th International Association of Restructuring, Insolvency & Bankruptcy Professionals (INSOL International) – Word Bank Conference
7. The Annual General Meeting of International Association of Insolvency Regulators at Belgrade, Republic of Serbia
8. Mandatory training course for newly appointed practitioner-level legal officers



Issues and obstacles

1. Accessing the judgment debtor's digital assets information.


2. Seizing and attaching digital assets.

3. Government-owned electronic wallet

Plans to drive toward an effective digital assets enforcement procedures

1. Legal Execution Department's electronic wallet
2. Cooperation with related entities
3. Guideline on enforcing digital assets
4. Valuation criteria for each type of digital assets
5. Educating officers
6. Additional amendment to Thailand Civil Procedure Code Part 4





The Legal Execution Department is determined to elevate the efficiency of digital assets enforcement to catch up with the advancement of technology and a variety of assets. We are ready to cooperate with related organizations with the aim of effective digital assets enforcement in which will benefit all parties and interested person involved.



THANK YOU

FOR YOUR ATTENTION

