Ministerial Regulation

Prescribing Form of Document Showing Confiscation or Seizure of Computer System

B.E. 2551 (2008)[1]

By virtue of Section 4 and Section 19, Paragraph six of the Computer-Related Crime Act B.E. 2550 (2007), which is the law containing certain provisions in relation to the restriction of rights and liberties of persons, in respect of which Section 29 in conjunction with Section 36 and Section 41 of the Constitution of the Kingdom of Thailand so permits by virtue of provisions of law; the Minister of Information and Communication Technology issues this Ministerial Regulation, as follows:

The document showing confiscation or seizure of a computer system shall be in accordance with the TorGor.YorKor. form as attached to this Ministerial Regulation.

Given on the 27th day of June B.E. 2551 (2008)

Man Pattanothai

Minister of Information and Communication Technology

Document Showing Confiscation or Seizure of Computer System

Written at ………………………………..

Date …………………………………………………………..

I, …………………………………………………….. position ……………………………………………………

Identification Card Number ……………………………………….,the competent official appointed by the Minister of Information and Communication Technology under the Computer-Related Crime Act B.E.2550 (2007) together with the following administrative official or police official:

(1) ………………………………………………………………….. Position ……………………………………………………..

(2) …………………………………………………………………. Position ……………………………………………………..

have confiscated or seized the computer system under the order permitting the confiscation or seizure of the …………………………………………. Court, No. ………………………………….. dated………………………, for the purpose of finding out the details of the commission of an offence and the offender under the Computer-Related Crime Act B.E.2550 (2007). The place where the computer system was confiscated or seized is located at No ………………, Village No. (Moo) …………, Alleyway (Soi) …………………………….., ……………………. Road, ……………..……… Sub-District, ………….…..…….. District, ……….…..…..……… Province.

The confiscation or seizure is due to the fact that there is a computer system, of which the competent official believes that …………………………………………………………………………………… …………………………………………………………………………………………..……………………………………………… ……………………………………… Therefore, such computer system, in accordance with the attached list of names and amount of confiscated or seized property, totalling …………… item(s), is confiscated or seized for examination.

In case that you desire to examine, for the purpose of your business operation, any of these confiscated or seized computer systems or evidencing data, please contact …………………………… ……………………………………………………………………………………………..………………………………………………

The competent official inquired the owner or the possessor of the computer system politely without any intimidation and did not cause any damage to any property of the relevant persons in whatever manner. In evidence hereof, the owner or possessor of the computer system has read and thoroughly understood the content of this document, and has consequently given his/her signature in the presence of the competent official and witnesses who attended the confiscation and seizure. The competent official has already provided a copy of this Document Showing the Confiscation or Seizure of Computer System to the owner or the possessor of the computer system.

Signed   ……………………………………… Competent official who confiscated or seize

(……………………………………)

Signed   ……………………………………… Owner/ Possessor

(……………………………………)

Signed   ……………………………………… Person who gave the order to confiscate or seize

(……………………………………)

Signed   ……………………………………… Witness

(……………………………………)

Signed   ……………………………………… Witness

(……………………………………)

Signed   ……………………………………… Competent official who took the record

(……………………………………)

Detailed List of Confiscation or Seizure of Computer System

Number ……………, confiscated or seized on the day of ……….………….…, from ….…….… to….……… (time), at No. ……….………, Village No. (Moo) …….……., Alleyway (Soi) …………….……….., …………….……….… Road, ………….……..………… Sub-District, …………….…………. District, …………….……..……… Province.

Competent official who confiscated or seized the computer system is …………….…………………………………, Identification Number ………………….………………..., whereby …………………………….……………………………………… is the person who gave the order to confiscate or seize.

Item no.	Particulars	Quantity	Owner/Possessor	Remarks

Including the detailed list of computer system being confiscated or seized, annexed to this list, totalling ……………… items.

Detailed List of Computer System being Confiscated or Seized
(annex to the detailed list of the confiscation or seizure of computer system)

1.   The computer devices being confiscated or seized are_____ set(s) in total, as follows:

    1.1   Type_____ Brand_____
           Model_____ Serial Number(S/N)_____
           Case Type: ☐ Mini Tower ☐ Mid Tower ☐ Full Tower ☐ Other _____
           or Specification Type ☐ PC Stand-alone ☐ Server_____ ☐ Client
           ☐ Workstation ☐ Mainframe ☐ Other_____;

being installed at _____,
       consisting of the following drives:

Floppy drive(s), size 5 ½ inches_____ Floppy drive(s), size 3 ½ inches_____ Zip drive(s)_____

Jazz drives(s) _____ Tape drive(s)_____ Speakers_____

CD-ROM drive(s)_____ CD-ROM type_____ Parallel port(s)_____

Serial port(s)_____ USB port(s)_____ Sound card/port_____

Modern card/port_____ Video card/port_____ External SCSI card/port_____

NIC card/port_____

Monitor_____

Printer_____

Other additional devices_____

    1.2   Type_____ Brand_____
           Model_____ Serial Number(S/N)_____
           Case Type: ☐ Mini Tower ☐ Mid Tower ☐ Full Tower ☐ Other _____
           or Specification Type ☐ PC Stand-alone ☐ Server_____ ☐ Client
           ☐ Workstation ☐ Mainframe ☐ Other_____;

being installed at _____,
       consisting of the following drives:

Floppy drive(s), size 5 ½ inches_____ Floppy drive(s), size 3 ½ inches_____ Zip drive(s)_____

Jazz drives(s) _____ Tape drive(s)_____ Speakers_____

CD-ROM drive(s)_____ CD-ROM type_____ Parallel port(s)_____

Serial port(s)_____ USB port(s)_____ Sound card/port_____

Modern card/port_____ Video card/port_____ External SCSI card/port_____

NIC card/port_____

Monitor_____

Printer_____

Other additional devices_____

1.3   Type _____ Brand _____

                    Model _____ Serial Number(S/N) _____

                    Case Type: ☐ Mini Tower ☐ Mid Tower ☐ Full Tower ☐ Other _____

                    or Specification Type ☐ PC Stand-alone ☐ Server _____ ☐ Client

                    ☐ Workstation ☐ Mainframe ☐ Other _____ ;

being installed at _____ ,

           consisting of the following drives:

Floppy drive(s), size 5 ½ inches _____ Floppy drive(s), size 3 ½ inches _____ Zip drive(s) _____

Jazz drives(s) _____ Tape drive(s) _____ Speakers _____

CD-ROM drive(s) _____ CD-ROM types _____ Parallel port(s) _____

Serial port(s) _____ USB port(s) _____ Sound card/port _____

Modern card/port _____ Video card/port _____ External SCSI card/port _____

NIC card/port _____

Monitor _____

Printer _____

Other additional devices _____

1.4   Type _____ Brand _____

                    Model _____ Serial Number(S/N) _____

                    Case Type: ☐ Mini Tower ☐ Mid Tower ☐ Full Tower ☐ Other _____

                    or Specification Type ☐ PC Stand-alone ☐ Server _____ ☐ Client

                    ☐ Workstation ☐ Mainframe ☐ Other _____ ;

being installed at _____

           consisting of the following drives:

Floppy drive(s), size 5 ½ inches _____ Floppy drive(s), size 3 ½ inches _____ Zip drive(s) _____

Jazz drives(s) _____ Tape drive(s) _____ Speakers _____

CD-ROM drive(s) _____ CD-ROM types _____ Parallel port(s) _____

Serial port(s) _____ USB port(s) _____ Sound card/port _____

Modern card/port _____ Video card/port _____ External SCSI card/port _____

NIC card/port _____

Monitor _____

Printer _____

Other additional devices _____

2.

Rationale: The reason for promulgating this Ministerial Regulation is due to Section 19, paragraph six of the Computer-Related Crime Act B.E. 2550 (2007), which prescribes that the document showing the confiscation or seizure of a computer system shall be in accordance with the relevant Ministerial Regulation. Therefore it is necessary to issue this Ministerial Regulation.