

**Order of the Head of the National Council for Peace and Order**

**No. 5/2560**

**Subject: Measures to Vest the Power to Declare Restricted Area  
for Increased Efficiency in Law Enforcement**

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Whereas, it appears that certain individuals or groups of individuals commit criminal offences affecting the peace and order of the society and the nation, which leads to a warrant issued under the Criminal Procedure Code, but fail to comply with the warrant issued by an inquiry official or senior administrative or police official or the court, as the case may be. It is compounded by obstruction, cover-up, concealment as well as blockage to prevent officials from performing their duties. Such attempts have been expansive in area or with people gathering or assembling in large number, to the extent that causes concern over the possibility of unfortunate incidents, thereby rendering law enforcement ineffective and harming public peace and order. It is therefore necessary to impose measures to vest the power to exert control over the area on a temporary and as-needed basis in order to ensure efficient law enforcement on the part of the criminal justice system, to maintain public peace and order, and to safeguard public life and property.

By virtue of Section 44 of the Constitution of the Kingdom of Thailand (Interim) B.E. 2557 (2014), the Head of the National Council for Peace and Order, with the approval of the National Council for Peace and Order, hereby orders as follows:

1. In this Order:

“restricted area” means a restricted area declared by the Head of the National Council for Peace and Order, with the approval of the National Council for Peace and Order, which covers a specified area of land only as much as necessary to maintain peace and order and to efficiently enforce the law on the part of the criminal justice system.

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“ competent official” means a government official or employee of the Department of Special Investigation, a police official, a military official, or an administrative official assigned to perform duties under this Order, as well as a state official requested by the Department of Special Investigation to join forces or provide support for the execution of this Order.

2. When it appears that a situation or incident warrants the control of certain districts or areas on a temporary basis in order to ensure efficient law enforcement on the part of the criminal justice system, and for the benefits of securing peace and order and safeguarding public life and property, the Head of the National Council for Peace and Order, with the approval of the National Council for Peace and Order, shall have the power to declare restricted area in order that the competent official has the power to execute this Order, as warranted by such situation or incident.

Upon termination of the circumstances and necessity, the Head of the National Council for Peace and Order, with the approval of the National Council for Peace and Order, shall revoke the restricted area.

The declaration of restricted area under paragraph one and the revocation of restricted area under paragraph two shall come into force upon its publication in the Government Gazette.

3. For the purpose of executing this Order, the competent official shall have the following powers:

(1) to control entry to and exit from the area;

(2) to order any person to leave the area within a specified time period, or to order any person to enter any area for the purpose of ensuring control or security or to refrain from any act which interferes with or obstruct the execution of duties by the competent official;

(3) to summon any person to report or give statements to the competent official, as well as to submit documents or evidence in connection with an offence;

(4) to arrest any person for an offence committed in *flagrante delicto*, and to transfer such person into the custody of an inquiry official for further criminal proceedings;

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(5) to take actions to control infrastructures, communications and unmanned aerial vehicles, as well as to impose measures or take other actions for the purpose of ensuring control or security;

(6) to enter any dwelling place or premises to search, as well as to conduct a body search of any person and to search any conveyance;

(7) to demolish, destroy or remove a structure or blockage;

(8) to take other actions as necessary and appropriate to the circumstances.

4. The Director-General of the Department of Special Investigation shall have charge and control over the execution of this Order, and shall have the power to request any state agency or person to assist or support the execution of this Order, and in case of necessity may request *Sanghadhikara* ecclesiastical officials, ruling monks, and other monks involved to render assistance in order that the competent official performs duties in compliance with the laws and the *Vinaya* monastic code of discipline.

Upon receiving the request referred to in paragraph one, the requested agency or person shall execute the request without delay or within a specified time period.

5. In performing the duties under this Order, the competent official shall be a competent official under the Penal Code, and shall be an administrative or police official under the Criminal Procedure Code.

6. Any person who obstructs, violates or fails to comply with the order of the competent official under this Order shall be liable to imprisonment for a term of not exceeding one year, or to a fine not exceeding twenty thousand baht, or to both.

7. An act under this Order shall not be subject to the law on administrative procedures and the law on the establishment of Administrative Court and Administrative Court Procedure.

8. Section 17 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005) shall apply to the competent official under this Order.

9. For the purpose of ensuring effective law enforcement against the offences for which the warrant has been issued under the Criminal Procedure Code, Wat Phra

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Dhammakaya as well as the vicinity of Wat Phra Dhammakaya in Khlong Luang District of Pathum Thani Province, including Moo 7, Moo 8, Moo 9, Moo 10, Moo 11, Moo 12 and Moo 13 in Khlong Song Sub-district and Moo 7, Moo 8, Moo 9, Moo 10 and Moo 11 in Khlong Sam Sub-district in Khlong Luang District of Pathum Thani Province, shall upon this Order coming into force be the restricted area under this Order.

10. Upon termination of the circumstances and necessity, or upon change of the circumstances, the Prime Minister may propose to the National Council for Peace and Order the revocation or amendment of this Order.

11. This Order shall come into force upon its publication in the Government Gazette.

Announced on 15 February B.E. 2560 (2017)

General Prayut Chan-o-cha

Head of the National Council for Peace and Order

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