Thailand BOI Flood Relief Measures

for Investment-Promoted Companies

Relief for replacement machinery, damaged machinery and raw materials, with detailed implementation procedures

Thailand's Board of Investment (BOI) has established Relief Measures for Investment-Promoted Persons Affected by Flooding ("**Relief Measures**") from 2024 onwards. The measures principally allow eligible promoted companies to obtain import duty exemption for qualifying replacement machinery, write off flood-damaged machinery without tax or duty liability in specified cases, and write off raw materials and essential materials damaged or lost due to flooding. The BOI Office subsequently issued detailed procedures governing eligibility, application deadlines, replacement machinery, project amendments, commencement of operations, and the treatment of damaged machinery and raw materials.



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1. Background

On 1 November 2024, the BOI issued Announcement No. 15/2567 (2024) on Relief Measures for Investment-Promoted Persons Affected by Flooding. The measure was introduced to alleviate the impact of flooding on promoted businesses and facilitate a prompt return to normal operations.

The Office of the Board of Investment later issued Announcement No. Por. 7/2568 (2025), dated 28 February 2025, providing detailed implementation guidelines for the Relief Measures. The Office Announcement clarifies the eligibility requirements, filing periods, available rights and benefits, and the procedures for machinery and raw materials.

2. Who Is Eligible?

The measures apply to investment-promoted persons affected by flooding from 2024 onwards. The place of business must be located in an area officially declared as a disaster-affected area or an emergency disaster assistance area due to flooding.



3. Key Rights and Benefits

3.1 Import duty exemption for replacement machinery

Eligible promoted companies may receive an exemption from import duty on machinery imported to replace machinery damaged by flooding. The relief covers new machinery and used machinery imported from abroad, provided that the used machinery is not more than 10 years old, calculated from the year of manufacture to the year of importation.

For used machinery imported from abroad, a certificate from a reliable institution concerning machinery efficiency, environmental impact and energy consumption must be obtained within two years from the approval date.

Machinery purchased domestically as replacement machinery must be new machinery.



3.2 Corporate income tax treatment of replacement machinery

Where the promoted project's corporate income tax exemption remains available, the investment in machinery imported or acquired to replace flood-damaged machinery may be counted as investment for corporate income tax exemption purposes. Under the detailed implementation guidelines, an additional corporate income tax exemption amount may be granted in an amount not exceeding 100% of the qualifying investment in replacement machinery, subject to the applicable BOI criteria.

3.3 Write-off of flood-damaged machinery

Flood-damaged machinery may be written off from the machinery account without tax or duty liability where the applicable conditions and procedures are satisfied. Evidence of the damage must be provided, such as an insurance company's damage assessment, photographs, or other evidence acceptable to the BOI Office.

3.4 Write-off of damaged or lost raw materials

Raw materials and essential materials under Section 36(1) that are damaged or lost due to flooding may also be written off without tax or duty liability, subject to the prescribed supporting documents and procedures.

3.5 Production capacity

The BOI may approve an increase in production capacity based on the actual capacity of machinery purchased domestically and/or imported to replace the original flood-damaged machinery.

4. Application Deadlines

Flood Impact	Application Deadline
Affected before 1 November 2024	Application and evidence of flood damage were required to be filed by 30 April 2025.
Affected on or after 1 November 2024	Within 6 months from the date the flood situation ends, as stated in the relevant official disaster-area announcement.

5. Replacement Machinery: Importation Period and Commencement of Operations

Where the existing promoted project is still within its machinery importation period, replacement machinery must generally be imported within that existing period. The BOI Office may consider an extension as appropriate. If an extension has already been granted under the relevant BOI rules on machinery importation and commencement of operations, replacement machinery may be imported within the extended period.

Where the existing project's machinery importation period has already expired, replacement machinery may be imported from the date of filing the application, with the replacement machinery importation period ending within two years from the date of approval.

The commencement-of-operations deadline is generally within six months from the expiry of the replacement machinery importation period. An Application for Commencement of Operations (F PM OP 01) must be filed with the prescribed supporting documents.

6. Project Amendment and Application Procedure

A promoted company seeking to invest in replacement machinery or obtain import duty exemption for replacement machinery under the flood relief measure must file the relevant project amendment / rights and benefits application within the applicable deadline.

7. Treatment of Flood-Damaged Machinery

The detailed procedures differ depending on the age and intended treatment of the machinery:

Machinery imported for more than 5 years:

The promoted company may apply to write off the machinery using Form F IN CM 01, or apply for permission to sell/transfer/donate the machinery using Form F IN MC 04, without import duty liability.

Machinery imported for not more than 5 years - export:

If the damaged machinery is to be exported overseas, permission must be sought using Form F IN MC 06. After export, the export declaration is submitted with Form F IN CM 01 for machinery write-off, without import duty liability.

Machinery imported for not more than 5 years - destruction:

If the machinery is to be destroyed, the promoted company must obtain approval for the destruction method. The BOI approves a suitable method, such as crushing, cutting or dismantling. After destruction, the promoted company must subsequently submit evidence of destruction or a certificate from the destroyer with Form F IN CM 01.

Insurer removes machinery without destruction:

This is treated as a dispose of machinery. The promoted company must apply using Form F IN MC 04. Import duty may become payable based on the machinery's condition as of the application date, followed by machinery write-off application using Form F IN CM 01 after payment.

Total loss certified by insurer:

If an insurance company certifies the flood damage using Form F IN CM 02 and confirms that the machinery is a total loss, the machinery is deemed destroyed without a separate destruction approval. The certificate may be used to support the machinery write-off without import duty liability.

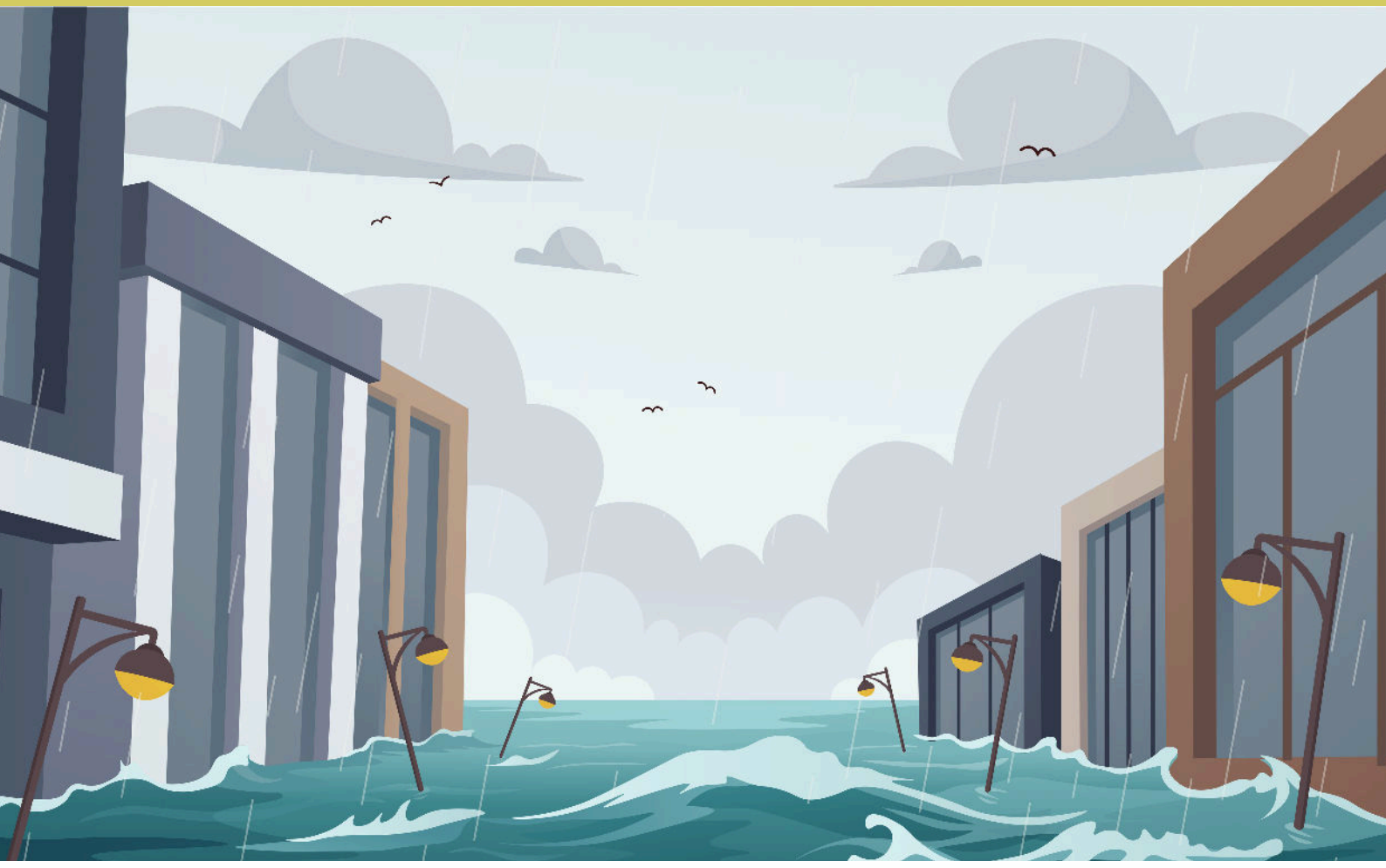
8. Replacement Machinery and Raw Materials Procedures

Applications for release of replacement machinery with import duty exemption, guarantees and withdrawal of import duty guarantees may be submitted through the BOI's electronic machine tracking system (EMT), or by submitting the prescribed documents to the BOI Office, within the applicable filing period.

For raw materials and essential materials damaged or lost due to flooding, the supporting evidence includes the relevant write-off application (F IN RM 53), financial statements for the year of the flood reflecting the damaged assets as required, evidence confirming the damage from the insurer or an authorized private inspection entity, and the relevant Provincial Governor's disaster-area announcement.

9. Emergency Movement of Machinery and Raw Materials

A promoted company located in an officially declared flood disaster area and affected by flooding may immediately move machinery and raw materials outside its place of business and notify the BOI Office afterwards.



10. Practical Takeaways for BOI-Promoted Companies

- Confirm that the promoted place of business is covered by the relevant official disaster-area declaration.
- Identify the date on which the flood situation officially ended, as this date may determine the six-month filing deadline.
- Preserve evidence of damage, including insurer assessments, photographs and other supporting records.
- Review the project's existing machinery importation period and corporate income tax exemption status before determining the relief to be requested.
- Determine the intended treatment of damaged machinery - continued retention, export, destruction, dispose of flood-damaged machinery to an insurer, or write-off - because different BOI procedures and forms apply.
- For replacement machinery, confirm whether the machinery will be imported or purchased domestically and whether any used imported machinery meets the age and certification requirements
- Coordinate the project amendment, machinery, raw-material and commencement-of-operations filings to ensure that all applicable deadlines are met.

For further guidance on BOI promotion and flood relief, please contact:

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