



# **Computer Related Crime ACT B.E. 2550**

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# Computer Related Crime ACT B.E 2550

## Objective

- To set out the offences against the computer related crime ,the authority of competent officials and to impose duty to retain traffic data on service provider.

## Present Status

- Effective on 18 July 2007



# Computer Related Crime ACT B.E.2550

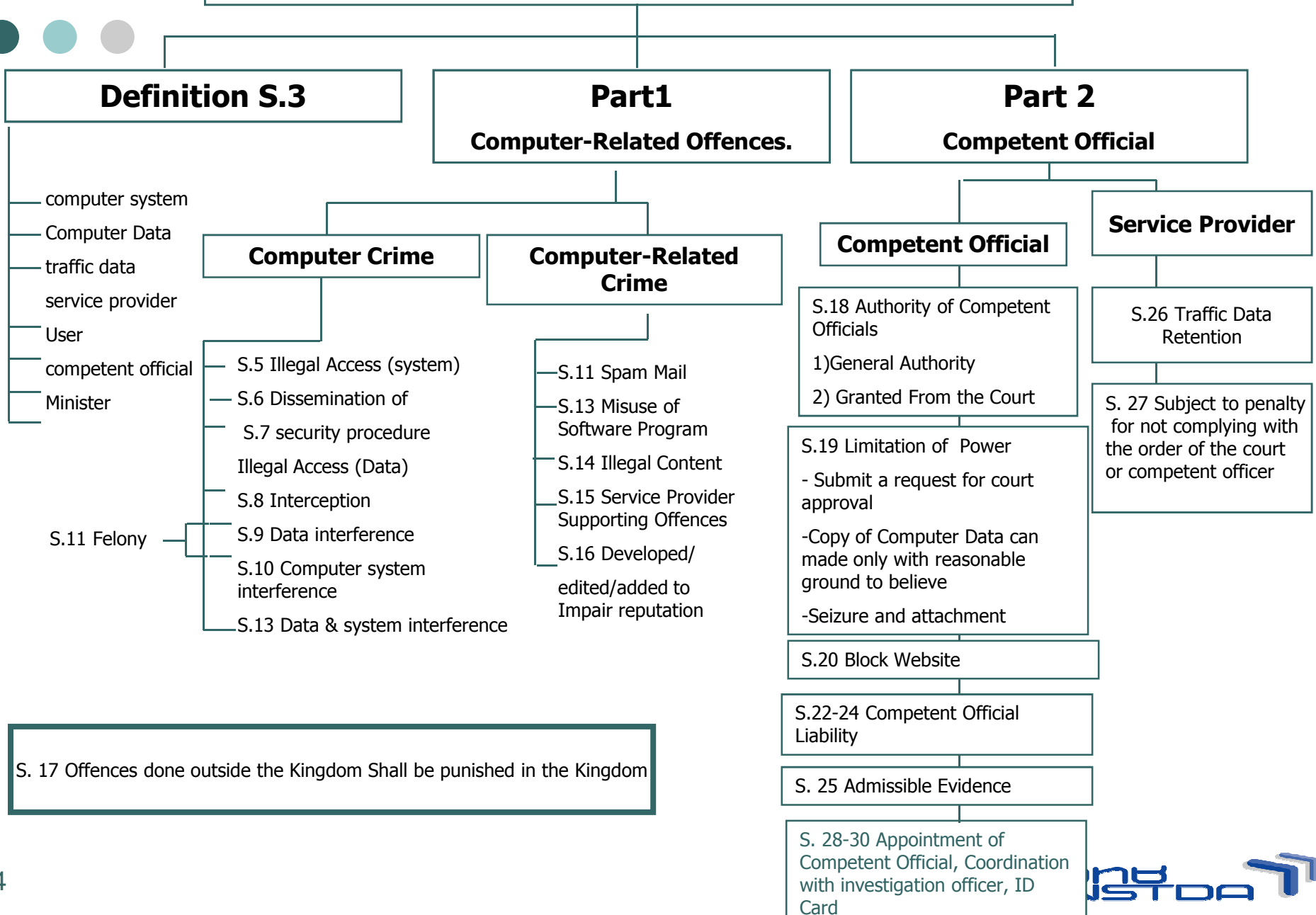
## **Overview :**

This law criminalizes illegal access (hacking), interception, interference of computer system and computer data. It also specifies the authority of competent officials and criminal procedures.

## **This Act is unique to the Thai context.**

It has taken on particular concerns of Thai society including lese majesty, national security, causing public panic, contempt or humiliation, moral or cultural degradation. Other common concerns also figure in the law e.g. pornography and terrorism.

# Computer Related Crime Act B.E. 2550



**Compose Mail**

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- [Starred](#)
- [Chats](#)
- [Sent Mail](#)
- [Drafts](#)
- [All Mail](#)
- [Spam \(413\)](#)

**Spam Primavera** - Toss with linguini, serve immediately

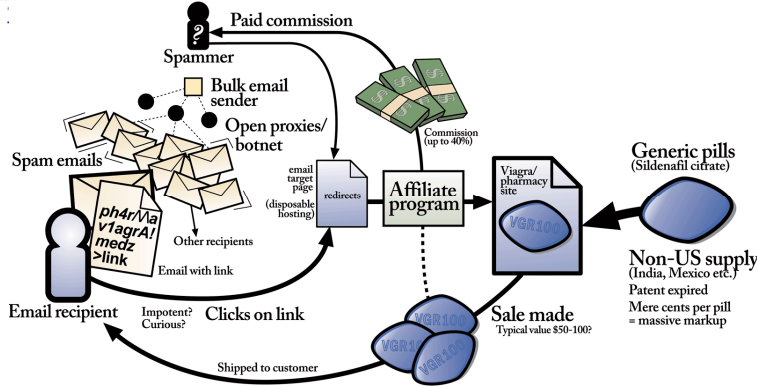
Delete Forever Not Spam More actions... Refresh

Select: All, None, Read, Unread, Starred, Unstarred

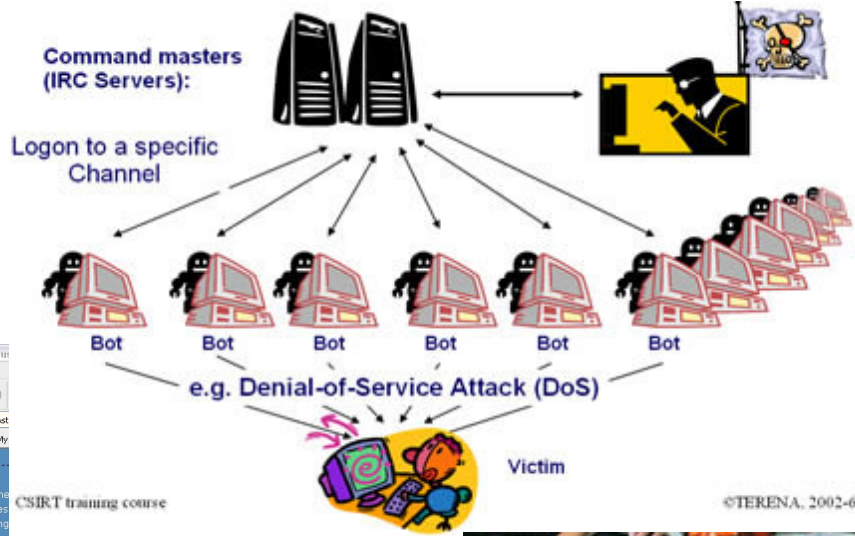
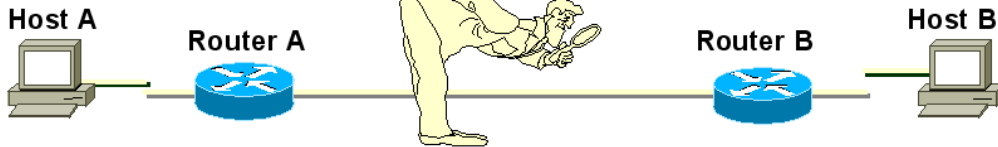
[Delete all spam messages now](#) (messages that have been

<input type="checkbox"/>	★ Jim H. Woods	You will be able to penetrate
<input type="checkbox"/>	★ Cialis	VIAGRA - VIAGRA CIALIS
<input type="checkbox"/>	★ Katrina T. Dempsey	partner faking her orgasm?

ibags - EXQUIS



**How Viagra spam works**  
(modern life is rubbish) <http://www.modernlifeisrubbish.co.uk>



topause Forums and Menopau

Search Favorites

forums/index.php?showtopic=9903&st

Maryo?

There was never a virus in the to a computer tech forum/mes sign-in to post here, but using it, the link was fixed, and then remove it

**Norton AntiVirus**

**Virus Alert**

Norton AntiVirus has detected and removed a virus from your computer.

Object Name: C:\My Download Files\scual.exe

Virus Name: [InfoStealer.Barcast](#)

Action Taken: The file was automatically deleted.

OK



Spyware Sniffer				Malicious Code Viruses, Worms, Trojan Horses		Spamming	BOT BOTNET	Hacking Tools	Malicious Code Denial of Service	Tel Co ISP Others	Similarity to defamation
Section 5	Section 6	Section 7	Section 8	Section 9	Section 10	Section 11	Section 12	Section 13	Section 14	Section 15	Section 16
Illegal access to computer system	Dissemination of security procedure	Illegal access to computer data	Illegal interception	Data interference	Computer system interference	Spam by hiding or faking source	Data & system interference causing damage to the public or critical infrastructure (felony)	Offences relating to misuse of software programs	Illegal contents -lese majesty -cause panic of the public -obscenity	Supporting the offences under Section 14	Developed, edited, added or altered photographs to impair reputation - hatred, contempt or humiliation

# Penalty

Offences	Imprisonment	Fine/Baht
Section 5 Illegal Access to computer system	<=6 months	<=10,000
Section 6 Disclosure of security procedure	<=1 year	<=20,000
Section 7 Illegal Access to computer data	<=2 years	<=40,000
Section 8 Interception	<=3 years	<=60,000
Section 9 System Interference	<=5 years	<=100,000
Section 10 Data Interference	<=5 years	<=100,000
Section 11 Anti-Spamming	-	<=100,000
Section 12 National Security	<=10 years 3-5 years 10-20 years	<=200,000 60,000-300,000
Section 13 Dissemination of software	<=1 year	<=20,000
Section 14 Improper contents/ lese majesty	<=5 years	<=100,000
Section 15 Supporting offender	<=5 years	<=100,000
Section 16 Defamation	<=3 years	<=60,000



## **Part 2: Competent Officials**

To lay down the procedural provisions to establish authority and procedures for criminal investigations and proceedings

# Section 18

## Authority of competent official

### General Authority

- (1) to notify or summon any person to give statement or other evidence
- (2) to require traffic data from service provider
- (3) to order service provider to submit user's information that is required to be kept under Section 26

### Granted from the Court

- (4) to copy computer data from computer system
- (5) to require the computer data or equipment storing the computer data from the possessor or controller
- (6) to access the computer system, traffic data, or computer data
- (7) to decrypt computer data
- (8) to seize or to attach the computer system as necessary in order to identify details of the offence or the offender.



# Ministerial Regulations issued under Computer Related Crime Act

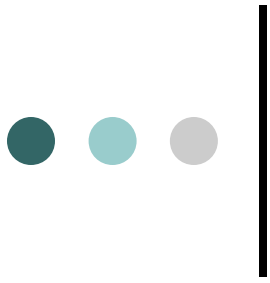
Summons of seizure or attachment (Section 19)

A list of undesirable programs (Section 21)

A duty of service providers to retain traffic data (Section 26)

Qualifications of competent officials (Section 28)

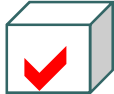

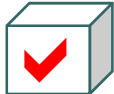
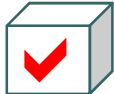
the form of the identity card of competent officials (section 30)



Thank You.



# Regulatory Compliance for service provider

-  Traffic data retention  $\geq$  90 Days
-  Time Synchronization
-  Record
-  Backup/Archive

# Competent Official Qualifications

