Enclosure 9

The Notification of the National Broadcasting and Telecommunications Commission Re: “The prohibition of acts that appear to be dominated by Foreigners” B.E. 2555 and Copy of the Notification of Thaicom Public Company Limited Re: “The prohibition of acts that appear to be dominated by Foreigners” B.E. 2556

Enclosure 9 part 1

[Some Quote]

The Notification of the National Broadcasting

and Telecommunications Commission

Re: "The prohibition of acts that appear to be dominated by Foreigner"

B.E. 2555

Published in the Government Gazette on 23 July 2012 Book 129 Special Section 117 D

"Prohibition" means prohibition of acts that appear to be dominates by foreigner according to guideline in attachment to the notification.

"Domination" means control or influence, whether direct or indirect, by Foreigner to regulate the policy, the management, operation, appointment of Directors or top executive on consequence of telecommunication business operation of Licensee by holding shares half or more than half of all voting right or controlling majority votes in Shareholder Meeting or being able to appoint and remove more than half of the Board of Directors.

No.7 Within 30 days after Annual Shareholder Meeting day, licensee shall determine and review the prohibition and submit to the NBTC with certification signed by authorized person that the Company will not violate the prohibition in the Notification.

The prohibition according to paragraph 1 shall be approved by the Shareholder Meeting of licensee.

[Attachment to the notification]

List of the Prohibitions of Business Domination by Foreigner

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(1) Dominated by Foreigner or agent by holding shares, whether direct or indirect for avoidable to this Notification; or

(2) Dominated by holding shares by own Foreigner or agent provided that the said shares have the privilege more than actual shares held in voting in Shareholders Meeting or shares held by Thai Shareholders; or

(3) Dominated by Foreigner who has authority, control or influence, whether direct or indirect to regulate the policy, the management, operation, and appointment of Directors or top executive

Top executive means Chairman of the Board of Directors, Managing Director, Director, Chief Finance Officer, Head of purchasing function or any other person who has authority of influence on the management or operation of telecommunication of Thaicom Public Limited Company; or

(4) Dominated by legal binding with source of fund or loan from Foreigner or affiliate such as loan guarantee, offering interest rate that lower that market rat, business risk insurance or granting credit in discriminatory manner; or

(5) Dominated by the Intellectual Property Contract or the Franchise Contract or the exclusive rights contract made with Foreigner or affiliate on consequence of transfer of expense and benefit to Foreigner; or

(6) Dominated by purchasing contract or employment contract in management made with Foreigner or affiliate or employee or staff of Foreigner or affiliate on consequence of transfer of expense and benefit to Foreigner; or

(7) Dominated by Joint Venture with Foreigner or affiliate by sharing the operating costs on consequence of transfer of expense and benefit to Foreigner; or

(8) Dominated by transaction of pricing transfer or pricing collusion with Foreigner or affiliate.

Enclosure 9 part 3

- Translation -

Notification

Thaicom Public company Limited

Subject "The prohibition of acts that appear to be dominated by Foreigner"

B.E. 2556

The National Broadcasting and Telecommunications Commission (NBTC) established the Notification Subject: The prohibition of acts that appear to be dominated by Foreigner B.E. 2555 (the Notification) applies for Telecom licensee who operates a telecommunications network with its own and for Telecom licensee that shall be prohibited by the rules, criteria and procedures set forth in this notification with the approval of Shareholders Meeting.

With the approval of the 2013 Annual General Meeting of Shareholders on 28 March 2013, Thaicom Public company Limited defined "The prohibition of acts that appear to be dominated by Foreigner" to ensure that no business takeover by foreigners which listed the prohibitions as below:

1. Do not dominate by Foreigner or agent by holding shares, whether direct or indirect for avoidable to this Notification; or
2. Do not dominate by holding shares by own Foreigner or agent provided that the said shares have the privilege more than actual shares held in voting in Shareholders meeting or shares held by Thai Shareholders; or
3. Do not dominate by Foreigner who has authority, control or influence, whether direct or indirect to regulate the policy, the management, operation, and appointment of Directors or top executive Top executive means Chairman of the Board of Directors, Managing Director, Director, Chief Finance Officer, Head of purchasing function or any other person who has authority of influence on the management or operation of telecommunication of THAICOM Public Limited Company; or
4. Do not dominate by legal binding with source of fund or loan from Foreigner or affiliate such as loan guarantee, offering interest rate that lower that market rat, business risk insurance or granting credit in discriminatory manner; or
5. Do not dominate by the Intellectual Property Contract or the Franchise Contract or the exclusive rights contract made with Foreigner or affiliate on consequence of transfer of expense and benefit to Foreigner; or

6. Do not dominate by purchasing contract or employment contract in management made with Foreigner or affiliate or employee or staff of Foreigner or affiliate on consequence of transfer of expense and benefit to Foreigner; or
7. Do not dominate by Joint Venture with Foreigner or affiliate by sharing the operating costs on consequence of transfer of expense and benefit to Foreigner; or

8. Do not dominate by transaction of pricing transfer or pricing collusion with Foreigner or affiliate.

This Notification is effective from 28 March 2013

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