

**MINISTERIAL REGULATION**  
**ON PAYMENT OF MONEY FROM THE FUND TO MEMBERS,**  
**OR PERSONS DESIGNATED BY INTENT OF THE DECEASED MEMBER, OR HEIRS,**  
**B.E. 2558 (2015)**\*

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By virtue of section 4 paragraph one and section 40 of the National Savings Fund Act, B.E. 2554 (2011), the Minister of Finance hereby issues the Ministerial Regulation as follows:

**Clause 1.** With respect to the payment of money to a member whose membership is terminated upon attaining sixty years of age:

(1) Three months prior to the termination of membership, the Fund shall send a written notice to the member by a registered post to notify such member to choose one of the following methods through which he or she will receive the pension or subsistence allowance:

(a) transfer of money to a bank saving account in the name of the person entitled to receive the pension or subsistence allowance;

(b) delivery of a money order or a notice to collect money at a post office.

When the member has chosen a method to receive the pension or subsistence allowance under (1), he or she shall, within thirty days from the date of receipt of such written notice, send a letter to notify the Fund by *avis de réception*, together with a copy of his or her national identification card or other identity card issued by the Government and a copy of the book of a bank saving account that he or she wishes the pension or subsistence allowance be transferred to.

In the case where the member fails to choose a method for the receipt of money within the specified time period, the Fund shall transfer the money and benefit held in the personal account to the pension account of such member as the member attains the age of sixty years; however, the Fund may pay a pension or a subsistence allowance to the member only after the member has already notified his or her intent to choose a method for receipt of money.

(2) Upon termination of membership of a member, the Fund shall send a notice by *avis de réception* to notify such member of the termination of membership, the

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\* Published in the Government Gazette, Vol. 132, Part 69 a, page 22, dated 24<sup>th</sup> July B.E. 2558 (2015).

amount of pension or subsistence allowance which he or she will receive and the method chosen by the member for receipt of pension or subsistence allowance, within fifteen days from the date of termination of membership.

(3) The Fund shall pay a pension to the pensioner on a monthly basis once a month in the amount calculated based on the rules prescribed by the ministerial regulation on rules for calculation of pension and minimum pension amount, within fifteen days from the date of notice of termination of membership. In the succeeding months, the pension shall be paid to the pensioner no later than the 7<sup>th</sup> day of each month.

(4) In the case where the amount of pension which the member will receive is less than the minimum pension prescribed by the ministerial regulation on rules for calculation of pension and minimum pension amount, the payment of pension to such member shall be suspended, and a subsistence allowance shall, within fifteen days from the date of notice of termination of membership, be paid to such member from his or her pension account on a monthly basis once a month in the amount of the minimum pension until the money in the pension account is used up. In the succeeding months, the subsistence allowance shall be paid to such member no later than the 7<sup>th</sup> day of each month.

If the amount of money in the pension account is less than the minimum pension prescribed by the ministerial regulation on rules for calculation of pension and minimum pension amount, the Fund shall pay the full amount of the money to such member in one lump sum.

In the case where the Fund has begun paying a subsistence allowance to a member, if the amount of subsistence allowance to be received by the member in the last month is less than the minimum pension prescribed by the ministerial regulation on rules for calculation of pension and minimum pension amount, the Fund shall pay such money in full amount together with the subsistence allowance to be received by the member in the preceding month.

(5) With respect to the deposit and the benefit derived therefrom that a member under section 39 has remitted to the Fund, the Fund shall pay the full amount of such money to that member in one lump sum together with the pension or subsistence allowance paid in the first month through the method notified by the member.

**Clause 2.** With respect to the payment of money to a member in case of termination of membership of the member upon death or in case of death of the pensioner or recipient of subsistence allowance:

(1) In the case where a member has expressed the intent, a rightful person shall submit an application to claim money from the Fund to a juristic person entrusted by the Fund within thirty days from the date the member, pensioner or recipient of subsistence allowance dies. The method for receipt of the money shall be chosen from those specified

on the application to claim money from the Fund, and the following documents and evidence shall also be submitted:

(a) a copy of the national identification card of the rightful person or other identity card issued by the Government;

(b) a copy of the death certificate;

(c) a copy of the marriage certificate (in a case where the rightful person is a spouse of the member);

(d) a copy of the birth certificate, a copy of the certificate of child legitimation or a copy of the judgment adjudging him or her a legitimate child (in a case where the rightful person is a child of the member);

(e) a copy of the book of a bank saving account that he or she wishes the money be transferred to, in a case where transfer of money to a bank saving account is chosen as a method for receipt of money.

(2) When the Fund has examined the correctness of the application, documents and evidence, the Fund shall pay the money held in the personal account of the deceased member or in the pension account of the deceased pensioner or recipient of subsistence allowance in full amount to such person through the method chosen by the expression of intent within fifteen days from the date the Fund receives the application and all of the documents and evidence under clause 2 (1).

(3) In the case where the member does not express the intent, the heir under section 36 shall submit an application to claim money from the Fund to a juristic person entrusted by the Fund within thirty days from the date the member, pensioner or recipient of subsistence allowance dies, and shall choose a method for receipt of money from those specified on the application to claim money from the Fund as well as submit the following documents and evidence:

(a) a copy of the national identification card of the heir or other identity card issued by the Government;

(b) a copy of the death certificate;

(c) a copy of the marriage certificate (in a case where the rightful person is a spouse of the member);

(d) a copy of the birth certificate, a copy of the certificate of child legitimation or a copy of the judgment adjudging him or her a legitimate child (in a case where the rightful person is a child of the member);

(e) an interrogation memorandum (*P.A. 14*) issued by the Department of Provincial Administration or a *Khet* Office of the Bangkok Metropolitan Administration (if any);

(f) a copy of the book of a bank saving account that he or she wishes the money be transferred to (in a case where transfer of money to a bank saving account is chosen as a method for receipt of money).

In this regard, the Fund shall undertake to ensure that every person whose name appears on the interrogation memorandum (*P.A. 14*) and who is a person having the right to receive money under section 36 has signed the application to claim money from the Fund in a correct and complete manner.

(4) When the Fund has examined the correctness of the application, documents and evidence, the Fund shall pay the money held in the personal account of the deceased member or in the pension account of the deceased pensioner or recipient of subsistence allowance in full amount to the heir in accordance with the rules provided in section 36 and through the method chosen by the expression of intent within fifteen days from the date the Fund receives the application and all of the documents and evidence under clause 2 (3).

**Clause 3.** With respect to the payment of money to a member in case of invalidity of the member before attaining sixty years of age:

(1) In the case where an invalid member wishes to claim the deposit and benefit derived therefrom, the member or the person entrusted in writing by such member shall submit an application to claim money from the Fund to a juristic person entrusted by the Fund within thirty days from the date on which a physician recognized by the Government examines the member and expresses the opinion that he or she is an invalid, and shall choose a method for receipt of money from those specified on the application to claim money from the Fund as well as submit the following documents and evidence:

(a) a copy of the national identification card of the member or other identity card issued by the Government;

(b) a medical certificate recognized by the Government indicating the examination and opinion regarding invalidity to such an extent of inability to work;

(c) a copy of the book of a bank saving account that he or she wishes the money be transferred to (in a case where transfer of money to a bank saving account is chosen as a method for receipt of money).

(2) When the Fund has examined the correctness of the application, documents and evidence, the Fund shall pay the full amount of the deposit and benefit derived therefrom from the personal account to such member in one lump sum through the method notified by the member within fifteen days from the date the Fund receives the application and all of the documents and evidence under clause 3 (1).

**Clause 4.** With respect to the payment of money to a member in case of termination of membership of the member upon resignation:

(1) The member or the person entrusted in writing by such member shall submit an application to claim money from the Fund to a juristic person entrusted by the

Fund within thirty days from the date of resignation from the Fund, and shall choose a method for receipt of money from those specified on the application to claim money from the Fund as well as submit the following documents and evidence:

(a) a copy of the national identification card of the member or other identity card issued by the Government;

(b) a copy of the book of a bank saving account that he or she wishes the money be transferred to (in a case where transfer of money to a bank saving account is chosen as a method for receipt of money).

(2) When the Fund has examined the correctness of the application, documents and evidence, the Fund shall pay the full amount of the deposit and benefit derived therefrom from the personal account to such member in one lump sum through the method notified by the member within fifteen days from the date the Fund receives the application and all of the documents and evidence under clause 4 (1).

**Clause 5.** Upon receiving the application together with the documents and evidence, if the Fund is of the opinion that any application, document or evidence is incorrect or incomplete, it shall send a notice by registered post to notify the applicant to make a rectification or submit additional documents or evidence within thirty days from the date the notice is received. If the applicant fails to submit the document or evidence in a complete manner within such period of time, the member, the person designated by the intent of the deceased member or the heir must resubmit the application to claim money as well as the documents in accordance with the provisions of clause 1, clause 2, clause 3 or clause 4, as the case may be.

**Clause 6.** An application to claim money from the Fund shall be in the form specified by the Secretary-General.

Given on the 26<sup>th</sup> Day of June B.E. 2558

Somma Phasee

Minister of Finance

Note: - The reason for the promulgation of this Ministerial Regulation is as follows. Whereas section 40 of the National Savings Fund Act, B.E. 2554 (2011) provides that the payment of a pension, payment of a subsistence allowance, payment of money upon death of a member, payment of money upon invalidity of a member, payment of money upon member's resignation from the Fund, payment of money upon termination of membership and payment of money upon death of a pensioner or of a recipient of subsistence allowance shall be in accordance with the rules, procedures and conditions prescribed by a Ministerial Regulation, it is therefore necessary to issue this Ministerial Regulation.