

**T**hailand

**D**irect

**I**nvestment in

**CLMV** countries

# Overview and Origin

Start to outbound in late 1980s

- Bangkok Bank, Charoenpokphand , S&P, Saha Union, Siam Cement, Conglomerate Group, Thai Union Food

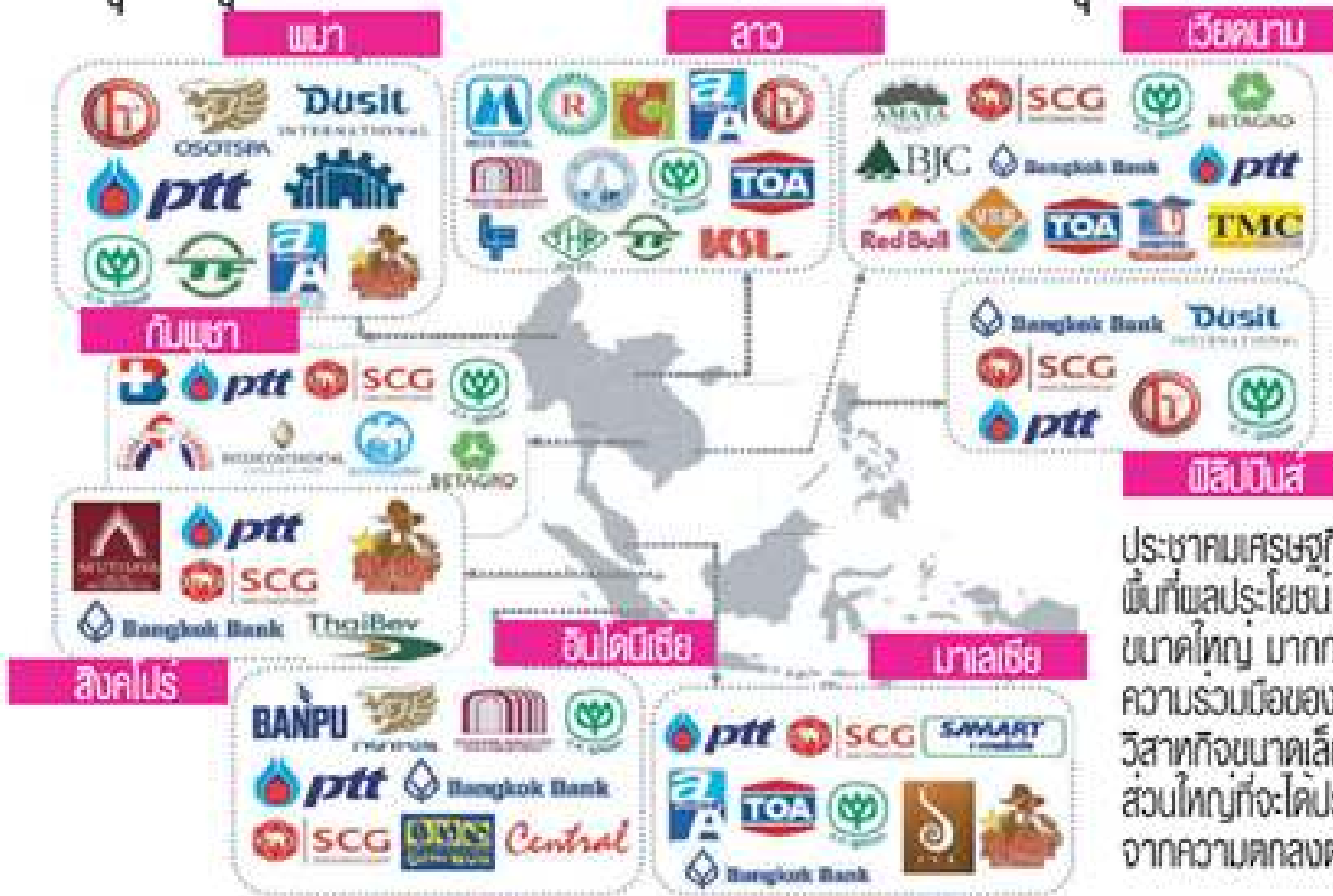
- More expansion of TDI by the policy:

**“Transformation from battlefield into market place”**

And

**Rise of Neo-liberalism in CLMV**

# กลุ่มทุนในประเทศไทยที่ไปลงทุนในอาเซียน



ประชาคมเศรษฐกิจอาเซียน ซึ่งเป็นพื้นที่ผลประโยชน์ของกลุ่มบริษัทขนาดใหญ่ มากกว่าจะเป็นพื้นที่ความร่วมมือของเกษตรกรรายย่อย วิศวกรขนาดเล็ก และประชาชนส่วนใหญ่ที่จะได้ประโยชน์โดยตรงจากความตกลงต่างๆ

# Why do Thai investors want to invest in neighboring countries?

**1. Thai law on protection of human rights, community and environment.**

**2. Access to justice system**

**3. Long term and continuous monitoring by Thai civil society**

**4. Labor costs**

**5. Deteriorating natural resources in Thailand**

**6. Local perception of Thai products**

**7. Double taxation agreement (DTA)**

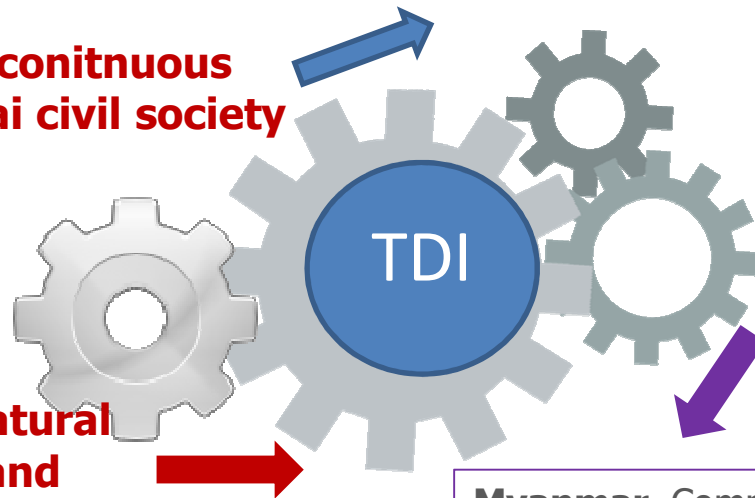
**8. Thai policies and state agency:** NEDA, Bank of Thailand, EXIM Bank, Ministry of Foreign Affairs, Customs, MOU for electricity, ACMECS

**Cambodia** Socio-Economic Development Plan, National Poverty Reduction Strategy National Strategy Development Plan  
"Everything But Arms – EBA"

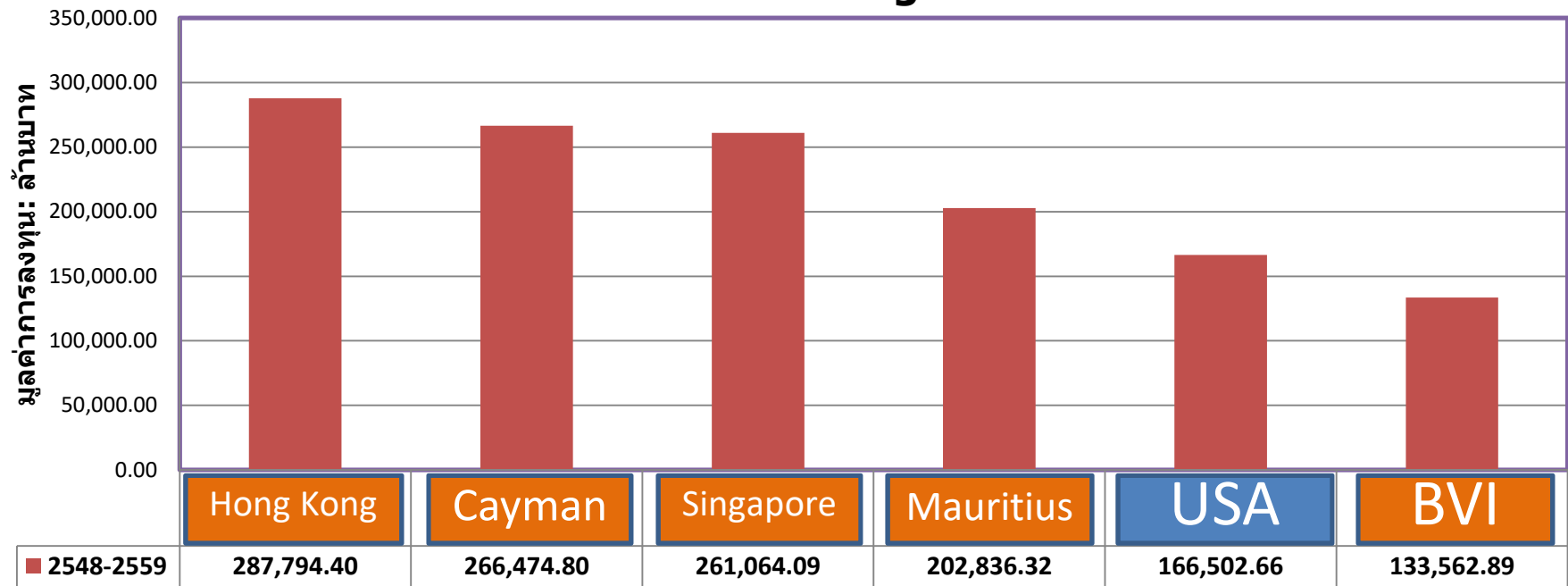
**Lao PDR** National Growth and Poverty Eradication Strategy, Battery of Asia, Law on the Promotion of Foreign Investment 22 October 2006, Environmental Protection Law: EPL 1999

**Myanmar,** Comprehensive National Economic and Social Development Plan for 20 years (2011 - 2031), Foreign Investment Law 2012, Dawei Special Economic Zone Law 2011, Foreign Investment Law 2013, Directorate of Investment and Company Administration (DICA), National Electricity Plan / Electricity Master Plan, Environmental Conservation Law 2012

**Powerful nations and international institutions** - EU, USA, Japan, China, ADB, WB, MRC



## TDI in the world during 2005-2016



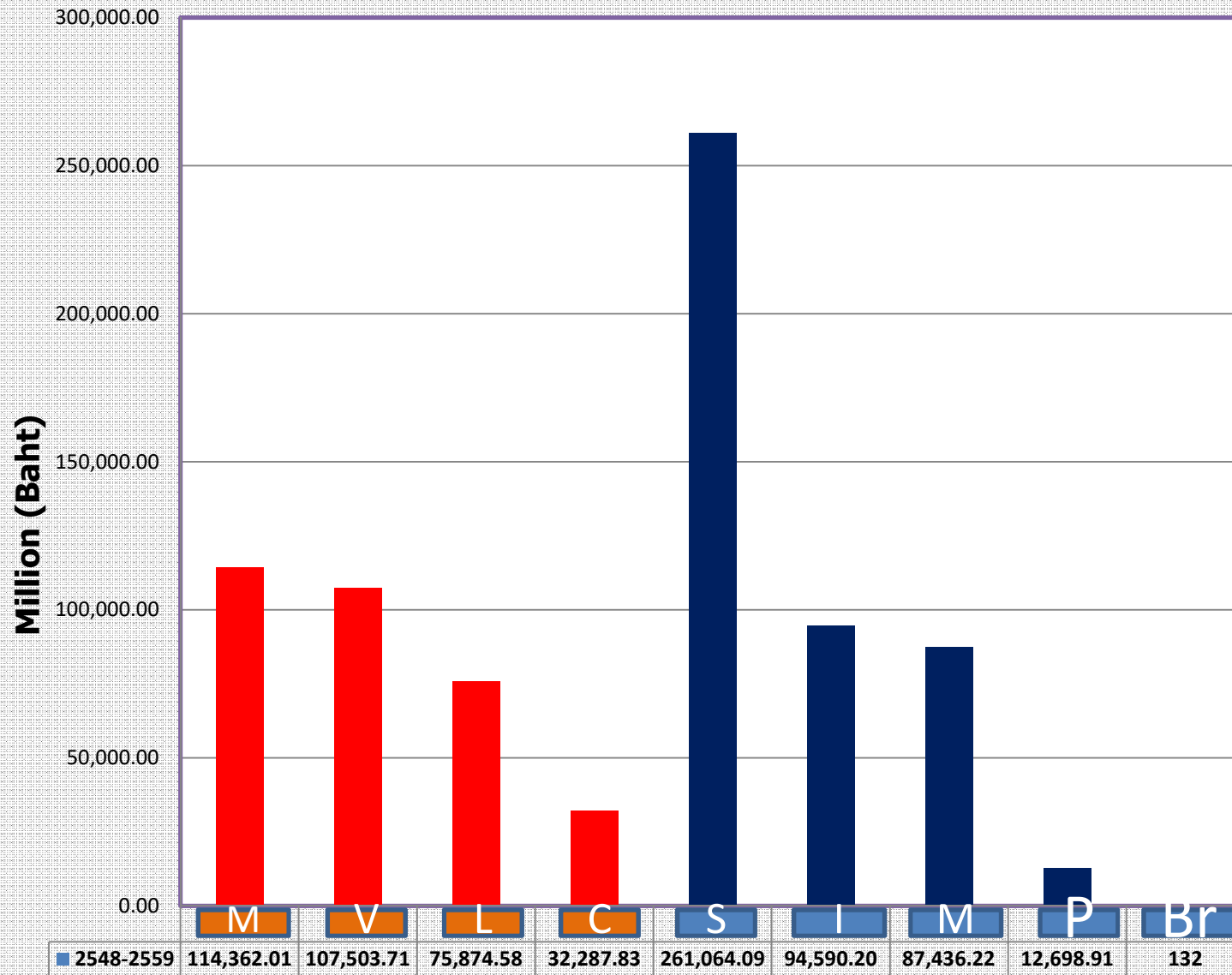
ที่มา ธนาคารแห่งประเทศไทย [http://www2.bot.or.th/statistics/Download/EC\\_XT\\_052\\_TH\\_ALL.XLS](http://www2.bot.or.th/statistics/Download/EC_XT_052_TH_ALL.XLS) (ข้อมูลปรับปรุงเมื่อ 31 กรกฎาคม 2560)  
พัฒนาตารางข้อมูลโดย The Mekong Butterfly

### TDI's top 5 (2005 - 2016)

1. Hong Kong
2. Cayman Islands
3. Singapore
4. Mauritius
5. USA
6. British Virgin Islands

There is no production in Number 1,2,3,4,6. There is no production but they are used mainly for financial transaction to a third country due to tax benefits and convenience during transaction

### TDI in ASEAN 2005 - 2016



Source: Bank of Thailand, [http://www2.bot.or.th/statistics/Download/EC\\_XT\\_052\\_TH\\_ALL.XLS](http://www2.bot.or.th/statistics/Download/EC_XT_052_TH_ALL.XLS)

# Type of Thai Investors

- **Thai State Enterprises** especially energy sector
- **Private sector**; Energy, Mine, Land Concession, Infrastructure and Industrial Estate



1360 mw Hutgyi Dam

Mawlamyine Cement and Coal-fired Power plant

1280 Ye Coal-fired Power Plant

Heinda Tin Mine

Ban Chaung Coal Mine

Dawei SEZ

912 mw Pak Beng Dam

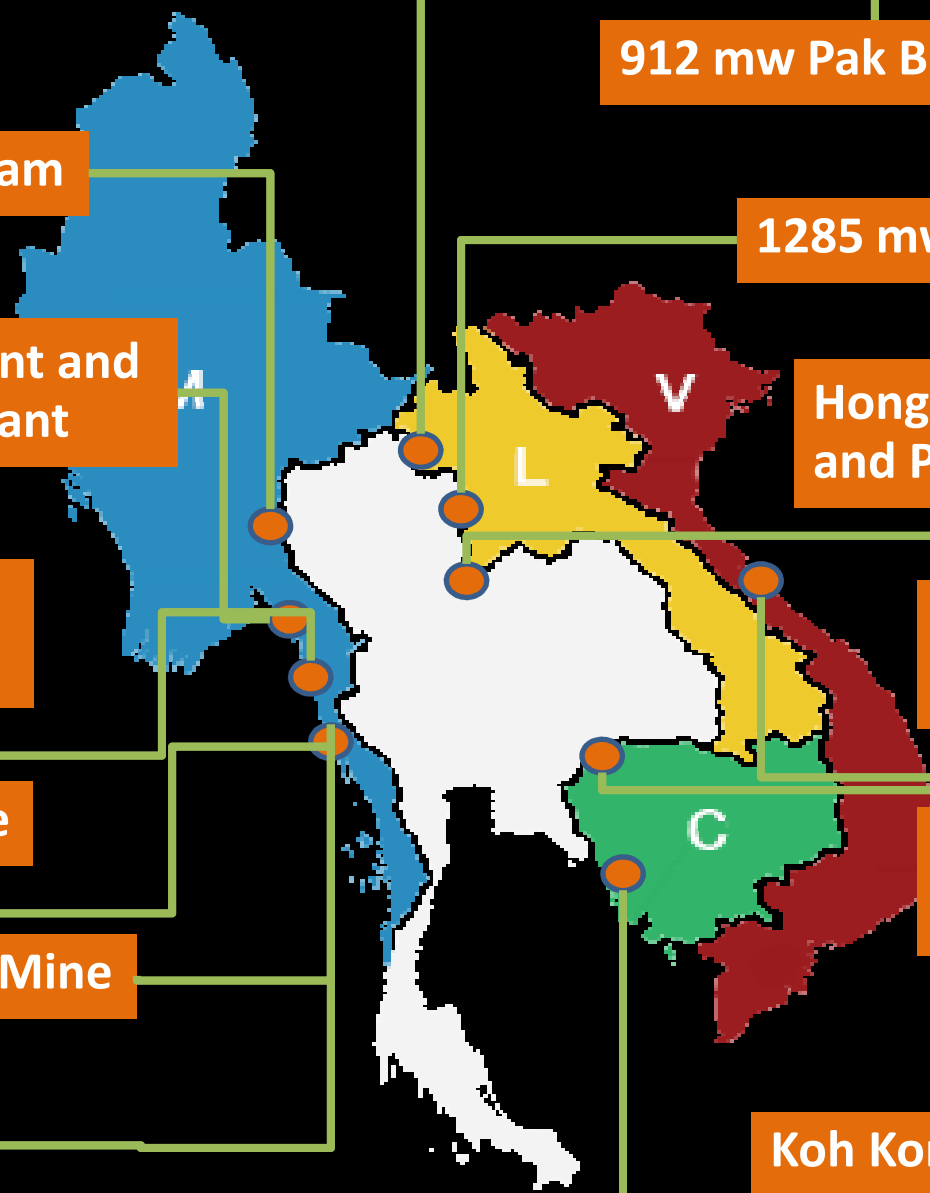
1285 mw Xayaburi Dam

Hongsa Coal Mine and Power Plant

Quang Tri Thermal Power Plant

Oddar Meanchey Sugar Plant

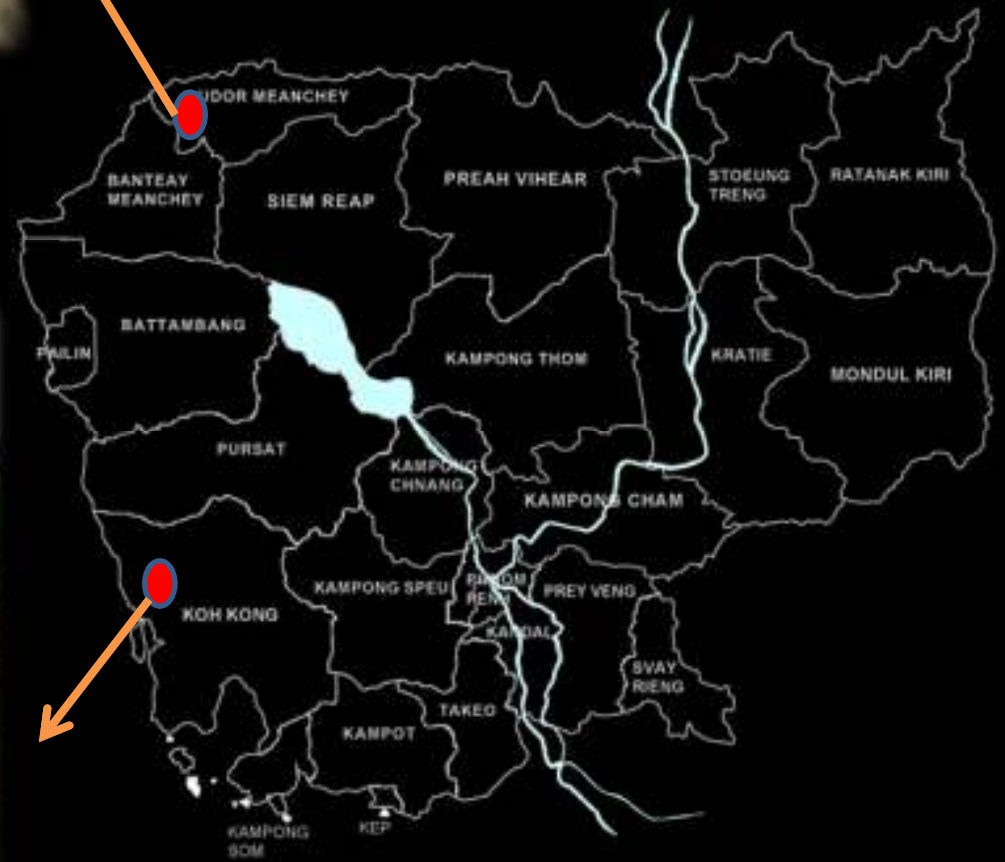
Koh Kong Sugar Plant











# Cross border in the eyes of NHRC

- **Complaint – Investigated – Report – Cabinet Resolution = Hongsa Coal Mine, Oddar Meanchay Sugar Plant, Dawei SEZ**
- **Complaint – Investigated – Report = Xayaburi Dam, Hutgyi Dam, Koh Kong Sugar Plant**
- **Complaint - Investigating – Pak Beng Dam, Heinda Mine, Ban Chaung Mine**

# Progress in Thai Side

- Cabinet Resolution on **Dawei Case** – 16 May 2016
- Cabinet Resolution on **Oddar Meanchey Sugar Plant** – 2 May 2017

**Protect**  
**Respect**  
**Remedies**

**UNGP**

**On Process**

**NAP on B-HR**

**4 Prioritized Issues**

- Labor
- Natural Resources and Community Rights
- HRD
- **TDI**