

**The Trade Competition Commission Notice on  
Criteria for being an Undertaking with Dominant Position  
B.E. 2561 (2018)**

---

Under the provisions of Section 5 and Section 17 (2) of the Trade Competition Act B.E. 2560 (2017), the Trade Competition Commission announces the Notice as follows:

1. This Notice is called “The Trade Competition Notice on Criteria for being an Undertaking with Dominant Position B.E. 2561.”

2. This Notice shall be effective on the following day after the day that this Notice being published in the Government Gazette onwards.

3. Any undertaking with market share and sales revenue as follow shall be deemed as an undertaking with dominant position:

(1) An undertaking in a market of a particular product or service that has market share in the preceding year of 50 percent or more and has sales revenue of one billion (1,000,000,000) baht or more, or

(2) First largest three (3) undertakings in a market of a particular product or service that have combined market shares of 75 percent or more and each and every undertaking has sales revenue of one billion (1,000,000,000) baht or more;

The provision in paragraph 1 (2) above shall not be applied to any undertaking with market share in the preceding year lower than 10 percent.

4. The assessment of market share and sales revenue of an undertaking with dominant position shall include market shares and sales revenue in a market of a particular product or service of all undertakings that are under common policy relations or common controlling interests corresponding with the relevant Commission’s notice and all those undertakings are presumed to be undertakings with dominant position.

This Notice is announced on 4 October B.E. 2561 (2018)

Sondhirat Sondhijirawong

Minister of Commerce acting as the Chairperson of

The Trade Competition Commission