



PRESS RELEASE

ข่าวออกสื่อมวลชน

ศาลแพ่ง

The Civil Court

ศาลแพ่ง ☎ ๐๒ ๕๑๒ ๘๔๗๘ ๐๒ ๕๔๑ ๒๔๓๑ ✉ civilc@coj.go.th

BANGKOK, 27 September 2021. As became known to the public that, today (27 September 2021), The Never Ending Summer Company Limited, the restaurant owner and representative of restaurant business owner group comprising of 39 persons, has filed the class action lawsuit against Prime Minister Prayut Chan-o-cha, Ministry of Finance, Ministry of Public Health, Ministry of Interior and Bangkok Metropolitan Administrator before the Civil Court in Civil Action No.๗4412/2564 seeking the compensations arising out of the government's management in the Coronavirus disease 2019 pandemic. According to the petition, it is asserted that Prime Minister Prayut Chan-o-cha had declared the nationwide emergency situation under the COVID-19 pandemic and had acted, willfully or negligently, with the result of several disease clusters. Also, it is claimed that Prime Minister and the officials acting under Ministry of Public Health, Ministry of Interior and Bangkok Metropolitan Administrator, had, willfully or negligently, undertaken the management of vaccination, Antigen Test Kit and drugs so as to alleviate the disease in an inefficient manner, ensuing the enactment of the Regulation Issued under Section 9 of the Emergency Decree on Public Administration in Emergency Situations B.E. 2548 (2005), conferring the authority upon the Governor of Bangkok and the provincial governors to announce the order for temporary closure of restaurants, resulting in the absolute and partial impossibility of the plaintiff's and group's business operation. Such measures were also incompatible with the principle of proportionality and the remedy measures have not been considered effective. The petition seeks the compensatory damages of 50,000,000 THB for the plaintiff together with the 5 percent interests calculated from the day after the petition until the payment is completed. It also seeks the future damages of 333,467.82 THB for the plaintiff and of the amounts injured to each person in the class action group calculated from the day after petition until the asserted measures are lifted, together with the 5 percent interests calculated from the day after the petition until the payment is completed. It, moreover, seeks the damages arising out of the loss of income of 7,000 THB per month for each person in the class action group together with the 5 percent interests calculated from 17 March 2020 until the day of petition.

NOW, the Civil Court in Civil Action No.๗4412/2564 has examined the petition and the request, and has fixed the day for the class certification hearing via Zoom on 9 November 2021 at 9 am. The plaintiff shall thereby conduct a hearing from its office.