

# Luther.

## Luther in Thailand



# Overview



Whether you are looking for a place to base your economic activities or to expand into South East Asia, the Kingdom of Thailand offers a variety of attractive opportunities. In addition, proximity to key markets including Cambodia, Laos, Malaysia and Myanmar, as well as plentiful resources and modern infrastructure, free trade zones and tax and non-tax incentives give favourable conditions for foreign investment. Thailand's most important and successful economic sectors include car manufacturing, electronics and electrical engineering, renewable energies, food processing, chemicals and plastics, mechanical engineering and construction, the building and construction industry, information and communication technology, environmental and also medical technology.

# Luther

Established in Bangkok in 2018, our team comprises of international professionals and Thai lawyers, corporate secretaries, accountants and tax advisors. Due to our international network, we believe ourselves to be well prepared for the various challenges of our clients' activities in Thailand.

We have a strong focus on compliance and provide high quality, reliable and quick services. With our "one-stop" concept, we devise and help our clients to implement legal, tax and corporate compliance structures that work and let them focus on their business.

## **Our practice**

Our local and international consultants have the necessary expertise and extensive knowledge of the Thai legal system, which is based on the civil law legal system, but strongly influenced by common law principles.

As a result, we are able to assist and provide comprehensive advice on all legal, regulatory, compliance and tax aspects, whether it be to companies, investors, non-governmental organisations or the public sector.

## **Our specialists**

Knowledge of the Thai market is a prerequisite for providing successful advice.

We are convinced that efficient and competent advice in complex projects can only be rendered by an experienced team composed of members of different legal disciplines and committed to providing you with the best advice possible.

## **Our excellent work at competitive prices**

We are committed to a strong leverage of our teams. Experienced consultants will be responsible for the whole process. Our hourly rates are competitive and we are open to fee structures that will be tailor-made to your expectations.

## **Our client relations**

For project, we generally provide our clients with two consultants as direct contact persons, who will be assisted by further specialists, depending on the required experience and expertise.

# Our services

Luther provides the full range of legal, tax and business process outsourcing (BPO) services and has the competency and expertise necessary to comprehensively assist and advise clients in all stages of the business lifecycle, namely, from the establishment of a business vehicle, through ongoing legal and tax advice, bookkeeping, accounting, payroll and payment administration up to the dissolution of a business.

## Legal and tax advisory services

### Corporate/M&A

- Market entry and choice of legal form
- Establishing corporations, branches, representative offices and regional offices
- Forming joint ventures
- Domestic and cross-border mergers and acquisitions
- Legal due diligences
- Integration following the merger of companies (post-merger integration)
- Corporate restructurings
- Implementing corporate and tax structures
- Drafting partnership agreements, articles of association and other documents of incorporation
- Shareholder disputes
- Arbitration within the company

### Contract, commercial and distribution law

- General terms and conditions
- Supply and purchase agreements
- Product liability claims
- Distribution agreements
- Agency agreements

### Tax law

- International taxes (inbound and outbound)
- Direct and indirect taxes, sales and service taxes
- Transfer pricing

### Real estate law

- Purchase and transfer of real estate
- Representation with authorities
- Negotiating and drafting purchase agreements and commercial leases

## Employment law

- Employment contracts for employees and managing directors
- Human Resources (HR) Manuals
- Mediation and court proceedings
- Organisational restructuring, reconciliation of interests and social compensation schemes
- Secondment agreements
- Social security

## Visas and work permits

- Visa applications
- Applications for work permits
- Residence permits for relatives (Dependant Pass)
- Permanent Residency - PR

## Litigation and arbitration

- Cross-border and national litigation
- Alternative dispute resolution: cross-border and national arbitration and mediation
- Resolving investment disputes

## Insolvency law

- Liquidation
- Insolvency proceedings

## Banking and Finance

- Bilateral and syndicated loans
- Corporate finance
- Real estate finance
- Acquisition financing
- Asset finance
- Project finance
- Mezzanine capital
- Security documents
- Legal opinions
- Financial restructuring

## **Business process outsourcing services**

### **Company secretarial services**

- Company Secretary
- Nominee Director
- Nominee Manager
- Registered Accountant

### **General advisory services to ensure legal compliance**

- Implementing corporate governance procedures
- Preparing and keeping statutory books/register
- Drafting and submitting all the required forms and necessary documents to the commercial register
- Filing of financial statements
- Drafting notices, minutes and other documents in connection with board meetings and shareholder meetings
- Advising on and assisting with corporate changes (e.g. corporate documents, capital structure and shareholders)

### **Financial accounting and financial reporting**

#### **Bookkeeping**

- Recording all incoming payments and monies
- Compiling monthly reconciliation of accounts
- Recording all trade receivables/payables
- Recording prepaid expenses
- Recording all purchased assets and related depreciation
- Recording all sales and service taxes on taxable purchases/supplies
- Drafting regular financial reports

#### **Management reports**

- Compiling profit and loss accounts and balance sheets
- Compiling a financial analysis of receivables and liabilities taking into account their age
- Economic advisory services, such as annual reports and drafting business plans
- Preparing budgets and comparison and analysis of financial performance figures

#### **Statutory financial accounting**

- Preparing financial statements
- Preparing consolidated financial statements including consolidated cash flow statements, consolidated statement of changes in equity and notes to the financial statements in accordance with the Financial Reporting Standards (FRS)
- Revaluation of accounts into functional currency

- Audit and calculation of provisions for taxes and provisions for deferred taxes for consideration in the financial statements
- Completing consolidation and main administrative reporting packages

#### **Tax returns**

- Registering the accountant with the Ministry of Commerce
- Registering the company to enable the electronic filing of tax returns and annual financial statements
- Preparing and submitting the annual financial statements to the Ministry of Commerce
- Preparing and submitting the monthly VAT declarations (form P.P.30)
- Preparing and submitting the monthly withholding tax returns (form PND.3 and PND.53)
- Preparing and submitting the withholding tax returns (form PND.54) and VAT declarations (form P.P.36) for payments abroad
- Preparing and submitting the semi-annual income tax returns (form PND.51)
- Preparing and submitting the annual income tax returns (form PND.51)

### **Managing cash and liquid assets and payment processing**

- Managing liquid assets deposited with us or held in the clients own bank accounts
- Liquidity forecasts and the processing of receivables
- Providing signatory services in order to settle payment obligations for the company, for example, with suppliers or in connection with the payroll or expense accounts of employees
- Opening of bank accounts and assisting with changes
- Issuing payment vouchers and preparing cheques
- Sending signed cheques to payees or transferring funds by telegraphic transfer

### **Human resources and payroll accounting**

- Auditing employee expense reports including payment
- Calculating net salaries
- Supplying payroll reports
- Paying net salaries to employees' bank accounts, filing and paying income tax on behalf of employees to the relevant tax office and paying social security contributions via our client escrow account, as well as preparing confidential pay slips
- Ensuring compliance with all reporting obligations by the financial and social security authorities

# Luther in Asia

## Expertise

Our office works closely together with the other Luther offices in Asia and Europe. We take a holistic approach, dealing with Asia-wide compliance issues, assisting with the creation of international holding structures and ensuring tax-efficient repatriation of profits.

We provide the complete range of legal and tax advice to clients doing business in and from Asia. To offer a seamless service, we have teams in Europe as well as in Asia, led by partners with many years of experience on both continents. That way, we can immediately answer questions concerning investment decisions and provide our clients with an accurate assessment of the particularities of their projects, no matter where they are located.

Our lawyers unite substantial practical knowledge in important legal areas and cover the entire spectrum of law in Asia and beyond. We support foreign investors in the assessment of location and investment criteria, the structuring of investment projects, acquisitions and joint ventures. Finding and implementing solutions for sensitive areas like technology transfer and know-how protection also form part of our work. Alongside our clients we negotiate with future partners and local authorities and ensure the enforcement of their rights, in and out of court as well as in arbitration proceedings.

The services of our lawyers are complemented by our accountants, HR professionals and tax consultants offering all the services one would necessarily associate with a “one-stop shop” concept, from outsourced administration to accounting, payroll and tax compliance. Additionally, we provide corporate secretarial services, especially in Asian “common law” countries.

Collectively, our lawyers, tax consultants and professionals combine the competence and experience necessary to comprehensively assist comprehensively on all business matters in Asia. Our tax experts advise on individual and corporate tax compliance as well as on withholding tax issues, on Double Taxation Agreements and on complex international tax structures. Our accountants and professionals carry out the time-consuming administrative tasks of accounting and payroll functions a business must undertake, allowing our clients to concentrate on growing their business.

## Singapore

Singapore is a leading international trade and financial hub. As such, it serves as Asian headquarters for many international companies operating within the Asia-Pacific region.

With a staff strength of more than 90, Luther is by far the largest continental European law firm in Singapore. More than 26 lawyers from Singapore, Germany, France and other jurisdictions cover the full range of corporate and commercial legal work as well as the structuring of investments within South and South East Asia.

Our team is supported by excellent local Singaporean lawyers, notary publics, tax advisors, accountants, corporate secretaries and other professionals.

## Shanghai

Shanghai is the main hub for doing business in China, and with a team of more than 20 international lawyers, Luther is the largest German-speaking law firm in the city. Our China team consists of German and Chinese legal experts most of whom have over a decade of experience in developing and entering the Chinese market.

Luther Shanghai is fully authorised to offer legal services including litigation and provides advice on all questions of Chinese law. Our legal team is supported by Chinese tax advisors, accountants, corporate secretaries and other professionals.

## Region

Our two principal Asian offices in Singapore and Shanghai are complemented by offices and teams in Yangon (Myanmar), Bangkok (Thailand), Delhi-Gurugram (India), Ho Chi Minh City (Vietnam), Kuala Lumpur (Malaysia) and Jakarta (Indonesia).

This network of Luther offices is further strengthened by the long-established business relationships that we have successfully developed both locally and with our regional partners in Australia, Hong Kong, Japan, New Zealand, the Philippines and South Korea.

# Hits the mark. Luther.

Luther Rechtsanwaltsgesellschaft mbH is one of the leading corporate law firms in Germany. With some 420 lawyers and tax advisors, we can advise you in all fields of German and international corporate law. In addition to having offices in every economic centre throughout Germany, we are also present in 11 locations abroad: in Brussels, London and Luxembourg in Europe, and in Bangkok, Delhi-Gurugram, Ho Chi Minh City, Jakarta, Kuala Lumpur, Shanghai, Singapore and Yangon in Asia.

Our advisory services are tailored to our clients' corporate goals. We take a creative, dedicated approach to achieving the best possible economic outcome for each of our clients. The name "Luther" stands for expertise and commitment. With a passion for our profession, we dedicate all our efforts to solving your issues, always providing the best possible solution for our clients. Not too much and not too little – we always hit the mark.

We know how crucial it is to use resources efficiently and to plan ahead. We always have an eye on the economic impact of our advice. This is true in the case of strategic consulting as well as in legal disputes. We have complex projects on our agenda every day. At Luther, experienced and highly specialised advisors cooperate closely in order to offer our clients the best possible service. Thanks to our fast and efficient communication, permanent availability and flexibility, we are there for you whenever you need us.

Luther has been named "Law Firm of the Year: Germany 2021" and also "European Law Firm of the Year 2021" by The Lawyer, one of the most well-known legal magazines worldwide.



## About unyer

unyer, founded by Luther and Fidal in 2021, is a global organisation of leading international professional services firms. Besides law firms, unyer is also open to other related professional services, especially from the legal tech sector. unyer is based in Zurich as a Swiss Verein. unyer is globally connected but has strong local roots in their respective markets.

unyer has an exclusive approach and only accepts one member firm from each market. unyer members offer its clients full services across all jurisdictions with a compelling industry focus. The organisation has an annual turnover of more than EUR 650 million and includes over 2,550 lawyers and advisors in more than 14 countries in Europe and Asia. In September 2021, Pirola Pennuto Zei & Associati joined the international organisation. In the spring of 2023, the Austrian law firm KWR joined the group. [www.unyer.com](http://www.unyer.com)



# Our practice areas

Antitrust Law

Capital Markets &  
Banking

Commercial &  
Distribution Law,  
Product Liability/  
Product Compliance

Complex Disputes

Compliance &  
Internal Investigations

Corporate/M&A

Data Protection Law

Employment Law

Energy Law

Environment &  
Planning Law  
Regulatory

Financial Services  
Investment Funds &  
Alternative Investments

Insurance Law

International  
Trade Law

IP & Copyright Law

IT Law

Media & Entertainment

Notarial Services

Public Procurement  
Law

Public Subsidies/  
State Aid Law

Real Estate

Restructuring &  
Insolvency

Start-ups & Venture  
Capital

State, Administration,  
Public Undertakings

Tax Law

Telecommunications  
Law

White-Collar Crime &  
Tax Offences



# Our awards



## JUVE

In the 2022/2023 JUVE Guide to Commercial Law Firms, 52 lawyers from Luther were recommended, and 10 of these were also listed as “leading advisors”. The legal publisher JUVE ranked Luther in 31 areas of law. In 2022, Luther was nominated for the JUVE award “Employment Law” as well as “Real Estate” and was named “Law Firm of the Year” by JUVE in 2019. In the past, Luther already won the JUVE award “Law Firm of the Year 2017 for Environmental and Regulatory Law”.



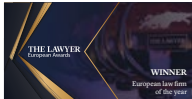
## The Legal 500

The Legal 500 Germany 2023 recommends Luther in 30 areas of law, with “Top Tier” rankings in two of these areas. 72 lawyers are being recommended, 12 of whom have been specially recognised as “Leading Individual” or “Next Generation Partner”. Luther has also been included for Germany in the first edition of **The Legal 500 Green Guide EMEA 2022**. This guide provides an overview of law firms’ engagement with sustainability, including both work for clients as well as firms’ own best practices and initiatives.



## Chambers

In 2023, Luther was recognised by Chambers Europe for 13 practice areas in Germany as well as in two practice areas in Luxembourg. Moreover, 15 partners were included in the Individual Ranking. Additionally, in 2023, Luther was recognised by Chambers Global in three advisory areas in Germany and Myanmar, while five partners were also included in the Individual Ranking.



## The Lawyer European Awards

Luther has been named “Law Firm of the Year: Germany 2021” and also “European Law Firm of the Year 2021” by The Lawyer, one of the most well-known legal magazines worldwide.



## Kanzleimonitor

Kanzleimonitor 2022/2023 recommends Luther in 25 areas of law and has also included 16 Luther lawyers among the recommended lawyers mentioned by name.

## Best Lawyers

### „Best Lawyers in Germany 2024“

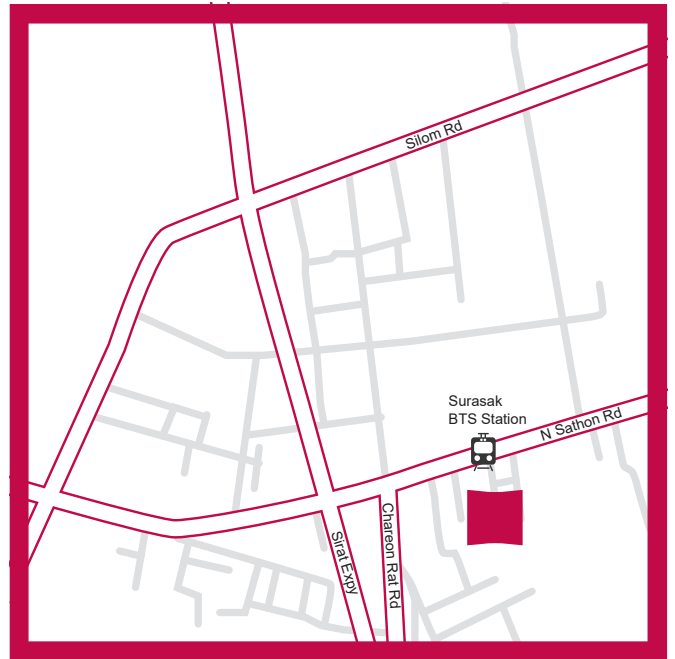
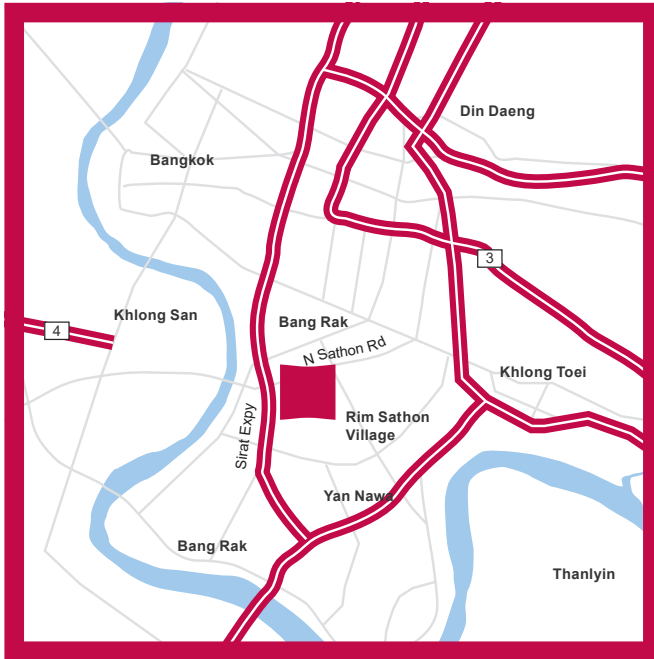
For the year 2024, 99 lawyers have been recommended by Luther as “Best Lawyers in Germany 2024”, an award presented by the US publisher “Best Lawyers” in cooperation with the German Handelsblatt, including one partner as “Lawyer of the Year” for his area of law, and 19 colleagues who have received the recommendation “Best Lawyers - Ones to Watch”.



## WHO'S WHO LEGAL

WHO'S WHO LEGAL listed 21 lawyers in December 2022, four of whom were recognised as Thought Leaders, which is the highest award, and three of whom were named Future Leaders.

# Contact



Description in detail

## Our office in Bangkok

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## Your contact

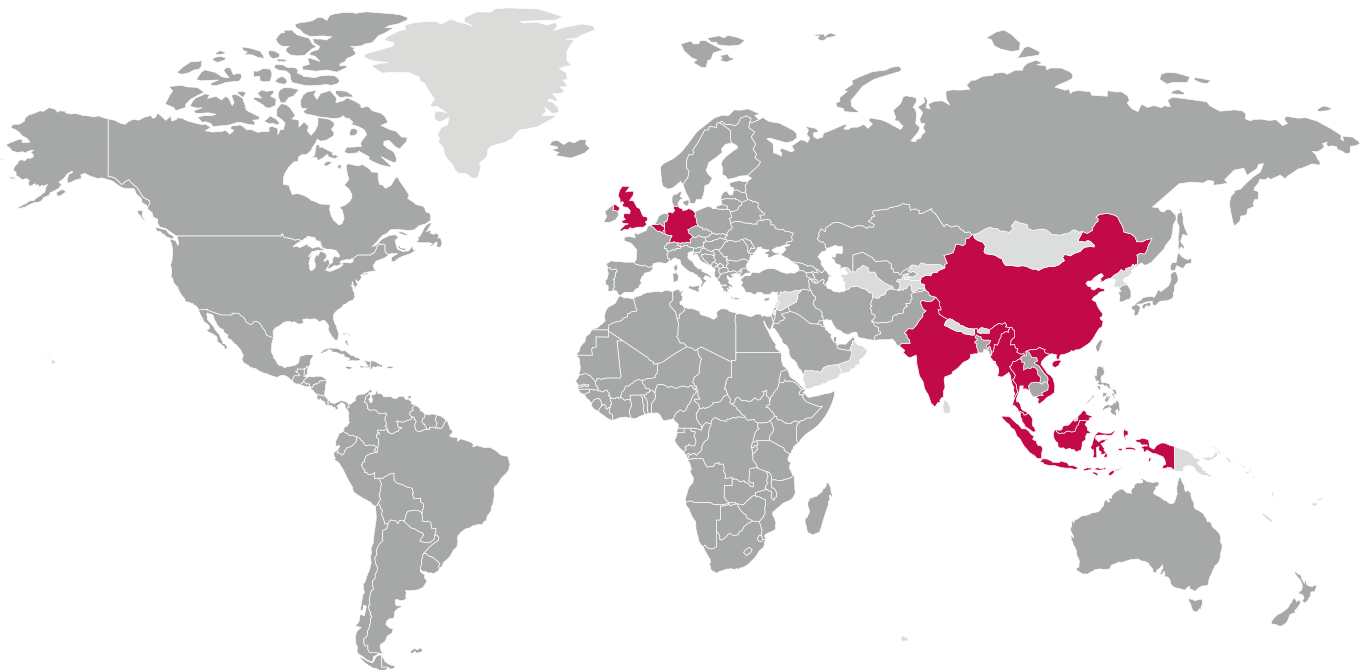


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# Our locations

We have a global outlook, with international offices in 11 key economic and financial centres in Europe and Asia. We also maintain close relationships with other commercial law firms in all relevant jurisdictions. Luther is a founding member of unyer ([www.unyer.com](http://www.unyer.com)), a global organisation of leading professional services firms that cooperate exclusively with each other. This way, we ensure a seamless service for our clients throughout their demanding international projects.

Our partner firms are based in Africa, Australia and New Zealand, Europe, Israel, Japan and Korea, the Middle East, Russia and the CIS, South and Central America, the US and Canada.



- Luther locations
- Best friends

## Our locations

- |                  |              |
|------------------|--------------|
| Bangkok          | Jakarta      |
| Berlin           | Kuala Lumpur |
| Brussels         | Leipzig      |
| Cologne          | London       |
| Delhi-Gurugram   | Luxembourg   |
| Dusseldorf       | Munich       |
| Essen            | Shanghai     |
| Frankfurt a.M.   | Singapore    |
| Hamburg          | Stuttgart    |
| Hanover          | Yangon       |
| Ho Chi Minh City |              |

# Luther.

**Bangkok, Berlin, Brussels, Cologne, Delhi-Gurugram, Dusseldorf, Essen,  
Frankfurt a.M., Hamburg, Hanover, Ho Chi Minh City, Jakarta, Kuala Lumpur,  
Leipzig, London, Luxembourg, Munich, Shanghai, Singapore, Stuttgart, Yangon**

You can find further information at:

[www.luther-lawfirm.com](http://www.luther-lawfirm.com)

[www.luther-services.com](http://www.luther-services.com)

