

Independent Study Paper Title	Administration of Tax Planning Through the Use of Trusts
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ABSTRACT

The overall of this research focuses on the establishing for personal trust law in Thailand. Thailand has been brought the Trust rule of England to handle with the asset and heritage to maintain the stability of those a great number of properties to be in the Trust. Later, Thailand has enacted the trust law on Section 1686 of the Civil and Commercial Code states that "prohibiting to establish the personal of trust in Thailand, unless by the virtue of the provisions of the law of trust creation", which, the Trust for Transactions in the Capital Market Act B.E.2007 can establish because it has specific law for establish and not contrary to the Civil and Commercial code.

According to the study and research, Thailand does not have the personal trust law to manage both movable and immovable property, it make a problem because Thailand have its inheritance and gift tax law. The millionaires such like a group of rich people in Thailand may be planning to avoid tax entirely. This cause supports those millionaires to bring their money or properties establish trust in foreign countries.

Moreover, many millionaires in Thailand may transfer properties such as home, land, condominium and shares to their descendant. Because they do not want to pay inheritance and gift tax. Also, they will transfer money and properties to foreign countries form "Trust" because it makes more profits. These ways are not tax avoidance but the diversification of investment.

In my point of view as a researcher, the government by itself should have the Trust for the Administration of the Personal Funds Act in order to eliminate the conflict between the Civil and Commercial Code of Thailand. The government should issuing this Act together with the inheritance and gift tax for motivating Thai

economic and attracting foreign investor to invest in Thailand. And the most important, that it to increase the state revenue.

