BEING DIGITAL – MODERATOR / QUESTIONS   v1.2

Opening

Welcome – BEING DIGITAL WEBINAR SERIES

Today is Episode 1 – DIGITAL TOOLS

BEING DIGITAL was the title of a 1995 book by Nicholas Negroponte. We are still learning to digitalise.

- Personal
- Company
- Industry
- Economy wide level

SERIES organised by JFCCT/EABC. Chamber support of ten chambers for the series.

Today we look at two key tools to enable us to BE DIGITAL

Future webinars in the series will include Digital Government, Data and Data Privacy, Cybersecurity and other topics.

Meetings – for a long time there were seemingly petty restrictions with no overseas participation, 1/3 having to be one place and cumbersome technical requirements; the crisis forced an elegant solution in April by a Decree, but possibly with some baggage with security overhead. Mandatory for all meeting types required to be held.

eSignatures - but we love our wet signatures and hard copy paper – legally enabled since 2001, but why the slow take up? What is behind this and what can be done?

I. 'Electronic meetings and security' **Mr. Kowit Somwaiya**, Managing Partner of Law Plus Ltd

Khun Kowit Somwaiya is the founder and managing partner of LawPlus Ltd, with over 30 years of experience in laws on intellectual property, banking and finance, corporate and M&A, foreign direct investment, IT and telecoms.

His specialty includes dispute resolution and litigation. He is a member of the Lawyer Council of Thailand and a member of the Board of Directors of INTA (International Trademark Association)

II. 'Electronic Signature' **Dr. Sumaporn (Srisoonthorn) Manasan**, Bureau of Legal Affairs, Fiscal Policy Office, Ministry of Finance

Dr. Sumaporn Manason is legal officer at Bureau of legal affairs Fiscal policy office, Ministry of Finance, specialising in Fiscal and Financial laws. Her responsibilities include giving legal opinions and drafting financial regulations related to Financial Technology.

Dr Sumaporn received her PhD from University of Wisconsin-Madison and Masters from Northwestern University.

Questions

Meetings

1) At the start of the meeting, what has to be set up, confirmed or announced?

2) Section 9(5) of the Decree – traffic data = meta data? Does this mean including the chat?

3) Hybrid meetings – do the special rules apply to all present somehow or only those present electronically?

4) What has to be filed with DBD / MOC? What is the practice? How do you think the training for MOC staff has gone?

5) What is a 'confidential' meeting?

6) How to do secret ballot voting? Zoom polling is not an elegant solution. Zoom are working on a solution. In meantime? [take question off line for follow up]

Signatures

1) Take up seems to be low. Let us look at both types of eSignature – simple eSignature and secure or Digital Signature.

2) What can we do to promote the use of simple eSignatures? What is your advice for private sector?

3) Digital signatures – is it easy to get a third party trust arrangements, on line?

4) The Courts support electronic filing.

5) DEPA is educating agencies on BEING DIGITAL – difference between digitalisation (process re-engineered) vs digitisation (digital form of paper records), how can all govt agencies take up and make use of eSignatures? –The ETDA Guideline issued earlier this year –how can we make best use of it?

6) Will eSignatures be a feature in National ID scheme?

7) Is there legislation to mandate use of eSignatures by government agenices?