Nithivit Pavisdhamrongsiri

ASSOCIATE

PROFILE

Nithivit is a Lawyer at Jirapat & Partners with more than 11 years of experience at leading international firms. He advises multinational clients on corporate law and foreign direct investment, including entity establishment, investment promotion approvals (BOI), foreign business licensing, and operational permits.

His practice also extends to labour and employment matters, covering employment contracts and compliance with Thai labour laws.

In addition, Nithivit has experience in mergers and acquisitions and restructuring, including conducting legal due diligence, integration feasibility studies, and drafting and reviewing key agreements such as share purchase, business transfer, and joint venture agreements, as well as advising on pre- and post-closing implementation.

Nithivit is recognized for his ability to combine strong legal expertise with a practical, business-oriented approach to support clients across diverse industries in successfully navigating Thailand's regulatory and investment landscape.

EDUCATION

LL.B.
Thammasat University, 2014

SELECTED EXPERIENCE

1. Corporate and FDI

- Representation of a group of top-tier Taiwanese PCB manufacturers on their milestone expansion into Thailand with a combined investment of more than THB 25,000 million, managing the establishment of local subsidiaries and successfully obtained BOI promotion in the PCB manufacturing category, delivering corporate tax exemptions of up to 8 years and strengthening Thailand's role as a key hub in the global PCB supply chain.
- Representation of a joint venture involving a leading Thai real estate developer in securing tax incentives from the BOI for an energy service company (ESCO) business with an investment of approximately THB 800 million within a large-scale mixed-use project on Bang Na-Trad Road, obtaining ESCO approval from the Ministry of Energy and BOI promotion with corporate tax exemptions for up to 8 years without a cap.
- Representation of a subsidiary of a Swiss multinational food and beverage company in connection with expanding their pet food product line across three projects with a total investment exceeding THB 5,000 million, providing strategic guidance to maximize incentives and facilitating the BOI application process to secure a standard package corporate tax exemption incentive for up to 5 years, along with additional incentives through applicable promotional measures.
- Representation of the Thai subsidiary of a global leader in infant and children's nutrition in the expansion of a UHT growing-up milk plant with an investment of approximately THB 1,200 million, facilitating the BOI application process in the food manufacturing category with health claims, coordinating with the

Thai FDA on qualification requirements, and successfully securing corporate tax exemptions for up to 8 years.

- Representation of a Thailand-based producer of Polyethylene Terephthalate (PET) located in the Map Ta Phut Industrial Estate in connection with the strategic expansion of its PET resin production line with an investment of over THB 3,000 million, facilitating the application for investment promotion from the BOI and successfully securing corporate tax exemptions for up to 6 years.
- Representation of the Thai subsidiary of a leading Japanese agricultural machinery and engine manufacturer, globally recognized for its tractors and farming equipment, in evaluating the feasibility of securing maximum BOI incentives for a THB 2,600 million expansion of its engine parts production line and facilitating the BOI application process through to successful approval.
- Representation of a leading Chinese company specializing in materials solutions for intelligent electronic equipment focusing on thermal management and electromagnetic compatibility, in connection with establishing a new manufacturing plant in Thailand with a total investment exceeding THB 1,000 million, setting up a new subsidiary, and facilitating the application for investment promotion from the BOI in the manufacturing of advanced materials, successfully securing corporate tax exemptions for up to 8 years.
- Representation of the Thai subsidiary of a renowned global leader in metal production and high-purity materials for electronic components in the expansion into tantalum powder production, a key material for capacitors in the electronics industry, with a new investment of approximately THB 750 million. The engagement included facilitating the BOI application process and successfully securing investment promotion with 6 years of corporate tax exemptions.
- Representation of leading Taiwanese machinery manufacturers in connection with their strategic entry into the Thai market, establishing a new subsidiary, and facilitating the application for investment promotion from the BOI under the category of manufacturing automation machinery, successfully securing approval and A1-level corporate tax exemptions for 8 years without a cap.
- Representation of a subsidiary of a well-known Japanese automotive parts manufacturer in connection with securing BOI incentives through the application for a new project focused on spark plugs, oxygen sensors, and temperature sensor product lines, and providing advice on BOI compliance matters to ensure adherence to all relevant laws and regulations.
- Representation of the Thai subsidiary of a global transportation and supply chain solutions provider in a strategic THB 800 million logistics expansion project in the EEC, facilitating the BOI application process and successfully securing investment promotion under the International Distribution Center (IDC) category with 5 years of corporate tax exemptions together with additional incentives under the EEC promotion scheme.
- Representation of the Thai subsidiary of a leading Taiwanese manufacturer of high-density batteries in a new investment project valued at approximately THB 700 million, assisting with the BOI application process and successfully securing investment promotion privileges, including 5 years corporate income tax exemption.
- Representation of a leading payment gateway service provider in connection with their BOI application under the software development business category and successfully securing corporate tax exemption for 8 years.
- Representation of a well-known Malaysian drilling company in connection with applying for a Foreign Business License (FBL) to provide well drilling services to a petroleum concessionaire in the concession area at the Gulf of Thailand.
- Representation of a well-known Vietnamese drilling company in connection with applying for an FBL to provide well drilling services to a petroleum concessionaire in the concession area at the Gulf of Thailand.
- Representation of one of the largest Hong Kong property developers, renowned for managing world-class commercial, retail, hotel, and residential properties, in connection with applying for an FBL to provide consultancy services to its joint venture company in Thailand for a real estate development project.
- Representation of a Taiwanese warehouse solution provider in connection with obtaining an FBL to offer procurement and installation services for a smart and automated warehouse project in Thailand.
- Representation of an Israeli global provider of energy-based solutions for the aesthetic and medical markets in connection with expanding their presence in Thailand, including setting up a new subsidiary

and obtaining the necessary licenses such as an FBL and medical device importation license from the Thai FDA for the import and sale of Hyaluronic Acid fillers.

- Representation of an American engineering service company in connection with securing protection under the Treaty of Amity and Economic Relations between Thailand and the United States and obtaining a foreign business certificate to legally operate engineering and consultancy services in Thailand.
- Representation of several BOI companies, including subsidiaries of a world-leading designer and manufacturer of optical and photonic products and a renowned Japanese aluminium manufacturer, in connection with conducting BOI compliance due diligence to ensure business operations adhere to BOI conditions, laws, and regulations and effectively mitigating legal and financial risks associated with non-compliance.
- Representation of Thai subsidiaries of a globally recognized Japanese consumer products manufacturer in connection with a group-wide internal restructuring, where our guidance enabled the company to successfully secure BOI promotion as a Trade and Investment Support Office (TISO) and International Business Center (IBC), enhancing operational efficiency and maximizing investment incentives in Thailand.
- Representation of the Thai subsidiary of a leading Taiwanese electronics manufacturer in connection with a new investment project of more than THB 600 million for the expansion into EV charger sockets and AC/DC electronic wires, facilitating the BOI application process and securing investment promotion with tax incentives, including approval on land ownership for use in the promoted project.
- Representation of the Thai subsidiary of a leading global producer of pet food palatants in connection with its entry into Thailand through the establishment of a new manufacturing plant for dog and cat dry food palatants with an investment of approximately THB 340 million, facilitating the BOI application process and securing investment promotion with incentives.

2. Labour

- Representation of well-known lubricant manufacturers in connection with a comprehensive labour law compliance health check prior to business integration. The scope included reviewing employment contracts, policies, and historical practices to detect potential non-compliance and risks under Thai labour laws. The analysis provided critical recommendations that enabled the client to mitigate legal exposure and ensure a seamless and risk-free transfer of employees post-integration.
- Representation of the Thai subsidiaries of a well-known Japanese automotive brand in connection with preparing employment agreements for a newly established joint venture company arising from the spin-off of its logistics department, ensuring compliance with Thai labour laws and facilitating the seamless transfer and acquisition of existing employees.

3. Merger & Acquisition / Restructuring

- Representation of well-known lubricant manufacturers in connection with integration planning for businesses valued at more than THB 5,000 million, preparing assessment reports to evaluate strategic options and legal implications, and supporting the implementation of the amalgamation process, including statutory registrations and the transfer of operating licenses, ensuring seamless integration without disruption to ongoing operations.
- Representation of the Thai subsidiaries of a well-known Japanese automotive brand in connection with the establishment of a new joint venture company to spin off its logistics department, including assistance with the preparation of the joint venture agreement, registration of the new entity with the Ministry of Commerce, and applications for the necessary licenses with the Customs Department.
- Representation of a group of Thai subsidiaries of Japanese automotive parts manufacturers in connection with a partial business transfer (PBT), including the transfer of assets, liabilities, and six BOI certificates, with total assets valued at more than THB 2,200 million.
- Representation of the Thai subsidiaries of a major Japanese logistics group in connection with shareholding restructuring, advising on structuring options to achieve effective control and ensuring compliance with Thai corporate regulations.

4. Land and Real Estate

- Representation of the Thai subsidiary of a well-known global sports retail group in connection with independent land due diligence prior to entering into lease agreements for new retail stores. The scope included reviewing ownership, encumbrances, town planning, building control, and environmental issues across multiple sites in Bangkok, Nonthaburi, and Chiang Mai, enabling the client to make informed investment decisions and proceed with a risk-free expansion.
- Representation of the Thai subsidiary of a leading international leather manufacturer on a strategic factory expansion, including advice on securing additional land under BOI promotional privileges and ensuring adherence to customer audit and compliance standards, supporting both regulatory and commercial requirements.