

Thesis Title : Law on Controlling of Public Assembly
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Degree : Master of laws (Public Law)
Academic Year : 2552
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ABSTRACT

This thesis aims to examine the legal problems in connection with the exercise of liberty to assemble, a civil right in democratic regime. Thus, laws on public assembly are enacted in different countries by taking in consideration the guaranty of rights of peaceful assembly and the introduction of relevant regulations with an aim to reduce possible impacts suffered by non-participants. Pursuant to Section 63 of the Constitution of the Kingdom of Thailand B.E. 2550 (2007), principles of the liberty to assemble is introduced in order to protect the freedom of the people to assemble in accordance with universal norms.

The study reveals that there is no Thai law governing the scopes or restrictions with respect to public assembly at present. This can likely cause the conflict between those who exercise the liberty to assemble and affected persons. Therefore, it is integral for Thai lawyers to find the agreement in the light of constitutionally-acceptable rules and regulations in this regard.

The study's result unveils that, for Thailand, the draft law on public assembly should cover three aspects. First, the liberty to assemble is protected under the Constitution. Second, certain restrictions on public assembly are specified. Lastly, measures to prevent the violence or riot attributable to such assembly are introduced. Nonetheless, apart from the enactment of law on public assembly in conformance with current situations, the campaign 'to alter' public attitude and value in order to generate better understanding of political volatility is necessary. Also, the recognition of liberty to assemble and the respect for civil rights in democratic regime should be promoted. This is due to the fact that the enforcement of law to provide certain solutions for the society may become useless given that the majority still has no faith in the law.