ABSTRACT

The Civil and Commercial Code of Thailand states that the organization of a partnership or company is a contract whereby two or more persons agree to unite for a common undertaking, with a view of sharing the profits. I have studied the single member corporation in many countries. I believe that the single member company system is very advantageous for Thai business and investment in Thailand with many reasons. This research studies how to apply the single member corporation to Thailand. It will study the history of single member corporation and will examine the rules and regulations governing it, currently in force in other countries.

In addition to this, it will analyze the problems, and compare the advantages and disadvantages of the single member corporation. The scope of this research includes close study of the Laws of Partnership, Corporation and Association in the People’s Republic of China, the United Kingdom and French Republic, and how they could be adopted for use in Thailand. The methodology employed is document research, to identify the problems of such companies, to understand the principles and theories the advantages and disadvantages of introducing this concept into Thailand. Research results indicate that it is possible to introduce single member companies into Thailand. It is a particularly useful type of business organization, for small and medium-sized enterprises, as well as for those requiring craftsmanship and special skills.

The single member corporation system gives the opportunity for specialists in many careers to have their own business. The law governing single member corporation will help only one shareholder to manage his business. The shareholder of the single member corporation can reap the greatest benefit from the company
because the owner will carefully control and manage his/her company. The single member corporation system allows the freedom to trade for the international business organization. The single member corporation act will limit the liability in the company. The single member corporation law will manage taxation of the sole member.

At last, Thai Company Law should be introduced and enacted for a new type of single member corporation, by applying a principle of partnership and corporation. There should be a specific provision of single member corporation, as a part of relationship with third persons, dissolution and liquidation of corporations. Moreover, the Single Member Corporation in Thailand should be a legal person because it should be useful for the shareholder defining, his responsibility in liability and taxation.