

Independent Study Title : The Problem of Law on International Sale of Goods
in Thailand
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ABSTRACT

Thailand does not have a specific law on contracts for the international sale of goods. Instead, the basic Civil and Commercial Code and other laws such as the Electronic Transaction Act and the Unfair Contract Terms Act apply to the transactions. This renders undesirable results to the transaction contrary to international practice and serves to illustrate the inadequacies of Thai law to handle the complexities of international trade.

The urgency of having such a Law has finally been realized and an ad hoc council under the Juridical Council recommended either amending the present Civil and Commercial Code, promulgating a specific law on such issues or to adopt the CISG by becoming a Contracting State. The CISG has been widely adopted by most major trading partners of Thailand.

The main issue is acceptability and ratifying the CISG would help in killing two birds with one stone. It would enable Thailand to become part of the international sales law unification community and avoid the problem of acceptability by the foreign business community while providing a convenient way for Thai business to become acquainted with international sales law with its trading partners.