

Thesis Title : Discrimination in Private Employment.

Researcher Name : Mr. Tanit Suvanmena

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Advisory Committee :

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|--------------------------|-------------|
| 1. Dr. Poon Vichutripoop | Chairperson |
| 2. Dr. Poom Moolsilpa | Member |

ABSTRACT

Nowadays, regulation on the work recruitment or work condition mostly specifies the unfair discrimination terms. Even though, the employer or entrepreneur shall enjoy the liberties to engage in an enterprise but may be restricted in order that provide in the Constitution of the Kingdom of Thailand B.E.2550 Section 43 that "A person shall enjoy the liberties to engage in an enterprise or an occupation and to undertake a fair and free competition" and the second paragraph that "The restriction on such liberties under paragraph one shall not be imposed except by virtue of the law specifically enacted for maintaining the security and safety of the State or economy of the country, protecting the public in regard to public utilities, maintaining public order and good morals, regulating the engagement in an occupation, consumer protection, town and country planning, preserving natural resources or the environment, public welfare, or preventing monopoly or eliminating unfair competition."

However, No any law is enacted to protect person from unjust discrimination at the present. In the author's opinion, the law on the elimination of all forms of discrimination against persons is necessary and suitability besides providing the work applicant or employee the equal opportunity to fight the case with the employer or entrepreneur through the appropriate court procedures and the burden of proof, also, the appropriate authorities and responsibilities of the equal opportunity commissioner.