

Thesis Title : Legal Issues and their Effects on Logistics under
the AESAN Economic Community (AEC)

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ABSTRACT

This thesis relates to the study of liberalization of trade in services under the ASEAN Economic Community (AEC) and its legal effects and implications upon national legislations of the ASEAN Members States, including in particular Thailand.

This study shows that national legislations of the ASEAN Members States, including the Aliens Business Act B.E. 2542 of Thailand are impediments to liberalization of logistic services under the AEC. Furthermore, many relevant ASEAN Instruments, such as ASEAN Framework Agreement on Multimodal Transport (AFAMT) and Protocol 5 entitling ASEAN Scheme of Compulsory Motor Vehicle Insurance, have not yet been in force since they have not been ratified by any of the ASEAN Members States. As a result, they could not serve as the means to promote liberalization of logistics services under AEC. Consequently, it could be said that ASEAN has not yet achieved the level of progress as that of the European Union (EU).

My appraisal and suggestion is that Thailand's national legislations and ASEAN Members States national legislations regarding logistics services be modified to make them more responsive to new developments, and more capable of implementing their commitments under the AEC.