

OFFENCES OF OFFICIALS IN STATE ORGANISATIONS OR AGENCIES ACT,
B.E. 2502 (1959)

BHUMIBOL ADULYADEJ, REX;

Given on the 25th Day of August B.E. 2502;

Being the 14th Year of the Present Reign.

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:

Whereas it is expedient to have the law on offences of officials in State organisations or agencies;

Be it, therefore, enacted by the King, by and with the advice and consent of the Constituent Assembly serving as the National Assembly, as follows.

Section 1. This Act is called the “Offences of Officials in State Organisations or Agencies Act, B.E. 2502 (1959)”.

Section 2.¹ This Act shall come into force as from the day following the date of its publication in the Government Gazette.

Section 3. In this Act:

“official” means President, Vice President, a director or a person working in an organisation, a limited company, a juristic-person partnership or an agency called by any other name, of which the total capital or more than fifty percent of the capital is owned by the State,

* Translated by Associate Professor Dr. Pinai Nanakorn under contract for the Office of the Council of State of Thailand's Law for ASEAN project. – Tentative Version – subject to final authorisation by the Office of the Council of State.

¹ Published in Government Gazette, Vol. 76, Part 84, dated 1st September 1959.

where such person receives salaries or other remuneration from such organisation, limited company, juristic-person partnership or agency, excluding any person who is already an official under the law.

Section 4. Any person who, being an official in charge of purchasing, making, managing or keeping any thing, dishonestly misappropriates such thing with a view to having the same as his own or as any other person's or dishonestly allows any other person to take such thing shall be liable to imprisonment for a term of five years to twenty years or imprisonment for life and to a fine of two thousand to forty thousand Baht.

Section 5. Any person who, being an official, unduly exercises his official power by forcing or inducing any person to give or procure property or any other benefit to or for himself or any other person shall be liable to imprisonment for a term of five years to twenty years or imprisonment for life and to a fine of two thousand to forty thousand Baht or to death penalty.

Section 6. Any person who, being an official, unduly demands, accepts or agrees to accept property or any other benefit for himself or any other person with a view to doing or not doing any act in the discharge of the duty, whether such act is officially legitimate or illegitimate, shall be liable to imprisonment for a term of five years to twenty years or imprisonment for life and to a fine of two thousand to forty thousand Baht or to death penalty.

Section 7. Any person who, being an official, perform or fails to perform any act in the discharge of the duty in return for property or any other benefit which he has demanded, accepted or agreed to accept before his being appointed as an official in charge of such duty shall be liable to imprisonment for a term of five years to twenty years or imprisonment for life and to a fine of two thousand to forty thousand Baht.

Section 8. Any person who, being an official in charge of purchasing, making, managing or keeping any thing, dishonestly exercises his official duty and thereby causes damage to an organisation, a limited company, a juristic-person partnership or an agency called by any other name shall be liable to imprisonment for a term of five years to twenty years or imprisonment for life and to a fine of two thousand to forty thousand Baht.

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Section 9. Any person who, being an official in charge of managing or looking after any undertaking, becomes involved and interested therein for the benefit of his own or any other person on account of such undertaking shall be liable to imprisonment for a term of one year to ten years and to a fine of two thousand to twenty thousand Baht.

Section 10. Any person who, being an official in charge of supplying things, supplies things in excess of what ought to be supplied for the benefit of his own or any other person shall be liable to imprisonment for a term of one year to ten years and to a fine of two thousand to twenty thousand Baht.

Section 11. Any person who, being an official, unduly performs the duty or omits the performance of the duty with a view to causing damage to any person or dishonestly performs the duty or omits the performance of the duty shall be liable to imprisonment for a term of one year to ten years or to a fine of two thousand to twenty thousand Baht or to both.

Countersigned by:

Field Marshal S. Thanarat

Prime Minister

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