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SETHARATH THARASENA : ACADEMIC FREEDOM ON THE CONSTITUTION B.E. 2540

THESIS ADVISOR : ASST. PROF. KRIENGKRAI CHAROENTHANAVAT, Ph.D. , THESIS

COADVISOR : BANJERD SINGKANETI, Ph.D. 136 pp. ISBN 974-170-096-2.

This thesis is aimed to study at Academic Freedom on Thai Constitution B.E. 2540 with regard to principle and substance of Rights and Freedom on Thai Constitution. It also includes the incurred facts that having the effect on the mentioned Academic Freedom.

From the study, it was founded that Academic Freedom had its roots from the concept of the Human Rights Law, which was the universal concept that guarantee and protect rights and freedom of the citizens. The academic freedom is the freedom concerning thought and believes that intends to provide the absolute guarantee and the protection to the process of searching the truth on the science of knowledge, not only Science but Social Sciences. The science, in term of the pure science that can be proved as the concrete, is specific, however, there are the limitations in the human dignity and good moral under Article 28 and Article 42 of the Thai Constitution B.E.2540. For the Social Science, there is no absolute guarantee and protection on the Thai Constitution, which may be limited only in the condition that provides under Article 28 and Article 42 of Thai Constitution B.E.2540. Due to the characteristic of Social Science, it is considered as the abstract that is not pure as the Science. Apart from that, the rule of the Social Science is uncertain to provide and prove clearly that lead to have the prejudice and make the academic project uncertainly.

Thus, the Academic Freedom is the crucial matter that let the citizens searching for the knowledge and presents it in the academic way. The Academic Freedom is guaranteed and protected by the Constitution regarding as the fundamental guarantee on the Constitution government.