

ABSTRACT

Thesis Title : Principles for Criminal Trial of Politicians

Student's Name : Mr. Boonchai Pureesatien

Degree Sought : Master of Laws

Academic year : 1998

Advisory Committee :

1. Dr. Chiranit Havanond Chairperson
2. Assoc. Prof. Kwanchai Suntasawang
3. Dr. Ruthai Hongsiri

The purpose of this thesis is to study the problems concerning the organization and procedures for monitoring abuses of power by high-level politicians, by comparing the control as asserted under the Parliamentary and judicial systems.

Comparative studies were made of criminal trials of politician in the Republic of the France, the United Kingdom, the United States of America as well as in Asia with the Republic of Philippines as the model. It was discovered that The nature of the procedure and the structure of organization varied in each of those countries. Some of organizational, procedural forms and methods of consideration are appropriate to be applied in the establishment of a criminal section to try political cases in the Supreme Court and the enactment of suitable and effective criminal procedures for the hearing of political cases in order to protect the interest of the state and the rights of innocent politicians under the Constitution. For example, procedures such as rules on quorum for the judges in conducting the prima-facie inquiries, special speedy proceedings and flexible rule of evidence.