

## ABSTRACT

Thesis Title : The Controlling Agencies over Administrative Action  
According to The Constitution of Thailand, 1997

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Administrative action is the exercise of authority by the state upon the governed. In many cases, the state may inflict damage upon the people. By this reason the Constitution of Thailand, 1997, has prescribed some mechanisms to control and supervise the exercise of authority by the administration, by having the parliamentary ombudsmen and the administrative court to supervise the administrative. The purpose of this study is to analyse the structure of authority and process of the work of the parliamentary ombudsmen and administrative court as prescribed by the Constitution of Thailand, 1997. This study was relied on the analysis of documentary sources and opinion of those who are concerned with the issues.

The parliamentary ombudsmen have authority and duties to consider and investigate for facts according to complaints in the case of administrative actions which unfairly causes damage to the complainants or the public, regardless of

whether those actions are legitimate or illegitimate under the law. There shall be not more than three the parliamentary ombudsmen, who are appointed by the Monarch on the recommendation of the Senate. The term of the parliamentary ombudsmen is six years and they shall serve a single term only. The office of the parliamentary ombudsmen is under the supervision of the parliamentary ombudsmen. The parliamentary ombudsmen have authority and duties to consider and investigate for facts and prepare reports, as well as present opinions and recommendations, for the parliament.

The administrative court is a controlling agency to control administrative actions according to the law. The administrative court has the authority to hear and judge administrative cases. People who has damage from the administrative action may sue to the administrative court in the case of administrative actions are unlawful, ask for the administrative court judgement to give up an order or unlawful actions. there shall be a supreme administrative court, an administrative court of First Instance, and there has an independent administration unit of the administrative court is under the supervision of the President of the administrative court