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SAVIKA SUMANUN : EXECUTION OF FOREIGN JUDGMENT BY THE THAI COURT : A
CASE STUDY OF JUDGMENT OF SINGAPOREAN COURT. THESIS ADVISOR : ASSO.
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One of the critical problems in enforcing civil judgment is that of the creditor carrying a foreign judgment desires Thai Court to proceed enforcement. The reason is that Thailand, at present, is not a party to the international agreements relating to enforcement of foreign judgment and there is no Thai statutory law concerning this topic. Nonetheless, a precedent exists via a Supreme Court decision (585/2461) whereby the Thai Court has shown its willingness to enforce a foreign judgment. This thesis analyses the feasibility of Thai Court to enforce foreign judgment by way of comparative study of the legal principles and methods of the Supreme Court decision (585/2461) and the legal principles and methods of courts in the other countries.

The reason why the author select to focuses this thesis on carrying a Singaporean judgment to Thai Court to proceed enforcement because Singapore is a member country in Southeast Asian like Thailand. Singapore has possessed a clear set of law dealing with the creditor carrying a foreign judgment to proceed enforcement in Thailand. That reason can serve as a nucleus for future development and cooperation in enforcement of foreign court judgment in light of present's day hectic economic activities with its ever-increasing legal transactions in the private sector for investor confidence.

The result of the study has shown that the Supreme Court decision 585/2461 provides a guideline for Thai Court to enforce a Singaporean Court judgment. That is to say, The Singaporean Court judgment creditor carries a judgment sues the judgment debtor in Thailand by using the Singaporean judgment as cause of action. Furthermore, the principles and methods of the Supreme Court decision and the principles and methods relating to enforcement of foreign judgment are compatible. Therefore, it is feasible that Thailand and Singapore can paved the way for development and cooperation in bilateral agreement, based upon the doctrine of reciprocity.

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