

## **Abstract**

**Title : Public assembly right and Public Assembly Law enforcement**

**Field : Politics**

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Public assembly is the liberty stated in the Constitution of the Kingdom of Thailand B.E.2550, that a person shall enjoy the liberty to assemble peacefully and without arms. In the case that the public assembly violates the law, the government shall enjoy the liberty and the legitimacy to excise the law to maintain the public peace. Nevertheless, there is no specific law for the public assembly.

The purpose of this research was as follows: (1) To study the body of knowledge about the Assembly right and governmental administration in managing an assembly, for the benefit in revising the related law and for using it as the guideline for the administration in exercising the authority, and in managing the assembly appropriately. (2) To be proposed the direction in developing the measures of law enforcement, which is about managing an assembly under the administration under emergency situations at appropriate level, conformed of the public assembly in Thailand. This research was conducted on documentary research basis.

The result of this research revealed that, at present, there was no specific law concerning public assembly in Thailand, especially, the law that concretely stated that a person shall enjoy the liberty in participating the public assembly and public demonstration under the rights stated in the Constitution, as far as it was not beyond the law and principle of peace in the country. The appropriate guidelines in the Government emergency management were (1) to seek the dispute conclusion on the compromise basis or negotiation basis, between the organizers of the public assembly and the government, or between the disputants, in order to have mutual agreement. (2) to maintain security during the public assembly. (3) to exercise the enforcement power in cracking down the public assembly at the appropriate level, starting from calm state to brutal state, in order to manage the risk of becoming violent situation, and that public assembly became harmful. (4) to clarify the liability and accountability of the Police officers, in case that they were accused of exceeding their duty and authority. (5) to clarify the liability of the organizers of the assembly, to restrict the assembly in peaceful condition without any harmful and violation to the security of the nation and the government. It shall not excessively affect the individual liberty and the third person's benefit, or the public hygiene.