

Abstract

This thesis has the purpose to study the problems occurring to the community environment caused by living of edible-nest swiftlets in the community, concept in management to protect and control of the community environment and legal measures existing in the present time. The researcher pointed out that having edible-nest swiftlets live in the community together with people, had effect on the way of life of people in the community; the study result would be used in analyzing and utilizing as basis for determining the guidelines for solving the problems in order to protect the community environment because of edible-nest swiftlet living, especially the guideline in Federation of Malaysia which is adjusted to be applied for updating the related provisions of the laws for protection of the community protection because of living of edible-nest swiftlets in Thailand appropriately.

From the study, it was found that the current laws adapted with such problems, whether they were the Acts or the secondary law, for example, ministerial regulations, notifications of the ministries, or municipal provisions having the main objectives to control different and specific businesses, did not have objectives for protection of community environment from living of edible-nest swiftlets. There should be laws for determining the standard for protection of community environment from living of edible-nest swiftlets systematically, whether protection, controlling and managing in doing activities, especially, in doing activities of related working units, the author has the following recommendations:

1. There should be removal of edible-nest swiftlets from the list of wildlife protection or increase edible-nest swiftlets to the list of protection of wildlife which can be bred; because of increase of present edible-nest swiftlets evacuating and change of the behavior of living of edible-nest swiftlets in the community which are increasing nowadays so that there is effective management of businesses having edible-nest swiftlets living in buildings and constructions located in the community.

2. There should be laws for determining the standard for protection of the environment in the community because of living of edible-nest swiftlets, by promulgating secondary laws or standards according to the law adapting at the present time, to be guidelines for operators and working units relating with the business who comply with such laws; local working units in the community should be granted with the authority to promulgate the local provisions in the controlling of the business, determining of using of land or zoning, determining of criteria regarding building, venue, good hygiene and nuisance.

3. Preparing of management plan or environmental risk management plan so that it will be special condition in applying for permission.

4. Using of economic instruments, including determining of administrative fees, fees for use, tax for releasing of pollution, penalty, etc.

5. Determining of evaluation of health effect in order to have decision making whether there will be such activities in the community and how many of the activities.

6. Supporting and promoting of knowledge, understanding and consciousness of people living in the community to jointly protect the community environment from living of edible-nest swiftlets.

However, the legal measures that the author presented are not all solution of the problems of community environment, but they are supporting things for protection of community environment from living of edible-nest swiftlets only. Whichever methods to be used depend on the community environment for considering which method is suitable, for residents in the community to be able to live well in such environment with sustainable condition.