

Thesis Title	Attitudes of Lawyers in the Bangkok Metropolis Toward the Rights of the Accused During the Investigation Stage of Criminal Proceeding
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ABSTRACT

The objectives of this research were to investigate attitudes of lawyers practicing the Bangkok Metropolis toward protection of rights of the accused processed during the police investigation and to provide recommendation for revision of the criminal procedure law and suggest measures to increase safeguard against malpractices. The data were collected from sample of 450 lawyers, including 371 men and 79 women. The questionnaires were distributed to the subjects in person. The data were, then analyzed by the statistical techniques of analysis of variance (ANOVA) and multiple classification analysis (MCA). The research findings were as follows:

1. The lawyers who had differences, either in period of time of professional practice, period of time of practice in criminal case, type of counsel given to the accused, or the opinion toward who should have

an authority to investigate, had statistically different attitudes toward rights of the accused in the investigation stage of the criminal process. Lawyers of 3 - 4 year professional practice, 1 - 2 . year practice in criminal case, tended to urge the accused to confess if committed crime and tended to believe that policeman should be investigator.

2. The lawyers who had different self - perceptions were more likely to have statistically different idea about protection of the rights of the accused. Namely, those who had positive self - perception tended to provide better legal service in safeguard for the accused than others. Furthermore, the analyses also indicated significant differences in the lawyers attitudes toward the rights of the accused during the investigation stage under the present law, the police treatment of the accused being investigated and suggestion for improving procedural protection for the accused.

3. Different relationships between lawyers and the accused brought about different attitudes of the lawyers at the investigation stage as well. It was also found that the lawyers who were very much concerned about establishing the fact first, tended to give better service than others.

Suggestion

1. Academically, there should be some revisions of the criminal procedural law to accord justice and equity to the accused. The revision should be as followed:

1.1 Informing relatives of the accused as soon as possible, especially the parent.

1.2 The state should provide lawyer to the accused in all cases, especially in cases of penalty of more than 3 year imprisonment.

1.3 Priviledge granted for the lawyer to attend to police investigation.

1.4 Allowing the police investigators to interrogate the witness of the accused.

2. In practical terms

2.1 Policemen should be neutral, abiding to justice and ethical code and treat the accused as an innocent during the criminal process of proving beyond reasonable doubt even if the accused be judged to be penalized or set free.

2.2 There should be ethical training on regular basis in order to orient the policeman to be friend of the people.

2.3 Police recruitment and appointment investigators must emphasize moral behaviors and ethical standards so that policemen can accord justice to the society.