

C170608 : MAJOR LAW

KEY WORD: CORPORATE / PROBATION

PRACHAYA YUPRASERT : CORPORATE PROBATION : A CASE STUDY OF REGISTERED PARTNERSHIP AND LIMITED COMPANY PROBATION UNDER THE PROVISION OF CIVIL AND COMMERCIAL CODE THESIS ADVISOR : ASSO. PROF. VIRAPHONG BOONYOBHAS. 233 pp. ISBN 974-582-880-7

This research focuses on studying of meaning, history, legal development, objective and "obstrucles of Probation in Thailand by comparing with the said measure in foreign countries. And also doing research on Corporate Probation under the meaning of Thai Civil and Commercial Code.

The results getting from this research showed that Probation in the United States of America expands its scope to corporation by giving authority to the Court to use difference kinds of sanction such as fine suspension, ordering probation's conditions to report on the operation of corporation, paying criminal compensation and ordering to work for Community Service. The reason for expanding the scope of probation to corporation is on the basic fact that only fine punishment cannot deter the corporations. As the matter of fact, Thailand is newly adopt this program so there is no law to empower the probation officers to control and observe the corporations.

There are many kinds of objective in using corporate's probation such as punishment, deterrent, incapacitation, and reformation by emphasizing on social defence theory, However, it can be said that this measure is still be improved.

The suggestion of the resercher is that Corporate Probation (Registered Partnership and Limited Company under Thai Civil and Commercial Code) should be used throughout the country in the near future together with fine and confistication for protection of crime which incurred damages to Economic Environment and National Resources.