

Repealing Announcements of The Revolutionary Party and Directives of
The Government Reform Party and Related laws,
under Which Civil Courts Are Military Courts
During the Period of Unrest and Military Courts
Try Cases of Communist Act
B.E. 2539

BHUMIBOL ADULYADEJ REX.

Given on the 7th day of July B.E. 2539
Being the 51st year of the Present Reign

His Majesty King Bhumibol Adulyadej has been graciously pleased to proclaim that

Whereas it is expedient to repeal laws under which civil courts are required to perform the duty of a military court during the period of unrest and military courts are required to try cases of communist act ;

Be it, therefore enacted by the King, by and with advice and consent of the Parliament, an act as follows :

Section 1. This Act shall be cited "Act Repealing Announcements of the Revolutionary Party and Directives of the Government Reform Party, under Which Civil Courts are Military Courts and Military Court Try Cases of Communist Act B.E. 2539".

Section 2. This Act shall come into force on the date immediately following its promulgation in the Government Gazette.

Section 3. The following shall be repealed :

- (1) The Revolutionary Party's Announcement No. 12 dated 22 October B.E. 2501 ;
- (2) The Revolutionary Party's Announcement No. 15 dated 27 October B.E. 2501 ;
- (3) The Revolutionary Party's Announcement No. 2 dated 17 November B.E. 2514 ;
- (4) The Revolutionary Party's Announcement No. 12 dated 22 November B.E. 2514 ;

- (5) The Revolutionary Party's Announcement No. 36 dated 9 January B.E. 2515 ;
- (6) The Revolutionary Party's Announcement No. 301 dated 13 December B.E. 2515 ;
- (7) Act Amending the Revolutionary Party's Announcement No. 2 dated 17 November B.E. 2517 ;
- (8) The Government Reform Party's Directive No. 1 dated 6 October B.E. 2519 ;
- (9) The Government Reform Party's Directive No. 8 dated 6 October B.E. 2519 ;
- (10) The Government Reform Party's Directive No. 13 dated 7 October B.E. 2519 ;
- (11) The Government Reform Party's Directive No. 14 dated 7 October B.E. 2519 ;
- (12) The Government Reform Party's Directive No. 24 dated 17 October B.E. 2519 ;
- (13) The Government Reform Party's Directive No. 29 dated 19 October B.E. 2519 ;
- (14) The Government Reform Party's Directive No. 30 dated 19 October B.E. 2519 ;
- (15) The Government Reform Party's Directive No. 39 dated 21 October B.E. 2519 ;
- (16) Act Amending the Government Reform Party's Directive No. 1 dated 6 October B.E. 2519 B.E. 2523 ;
- (17) Section 4 of Military Court Charter Act (No. 6) B.E. 2526.

Section 4. For all cases already affixed with the seal in acceptance for trial by the civil court acting as a military court during the period of unrest before the effective date of this Act and pending decision on the effective date of this Act, action as follows shall be taken :

(1) Such court shall continue to try such case in accordance with Criminal Procedure Code.

(2) The military prosecutor in such case shall continue to act in the capacity as a public prosecutor in accordance with Criminal Procedure Code.

(3) In case the defendant is represented by a lawyer under the law governing lawyers, such lawyer may continue to defend the defendant.

(4) The trial proceedings already conducted shall be deemed to be trial proceedings under Criminal Procedure Code.

Section 5. All offences within the jurisdiction of the civil court acting in the capacity as a military court during the period of unrest and all communist offences within the jurisdiction of the military court, which occurred and not yet prosecuted before the effective date of this Act, shall be further processed in accordance with Criminal Procedure Code.

Section 6. The Prime Minister, Minister of Defence, and Minister of Justice shall be in charge and control of the execution of this Act.

Countersigned by

Banharn Silapa-archa
Prime Minister

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