

<b>THEMATIC TITLE</b>	THE PROMOTING QUALITY OF LIFE OF PERSONS WITH DISABILITIES: THE CASE STUDY OF THE LAW PROVIDE THE EMPLOYERS, THE ENTREPRENEURS OR THE GOVERNMENT GET THE PERSONS WITH DISABILITIES TO WORK
<b>KEYWORDS</b>	PERSONS WITH DISABILITIES /QUALITY OF LIFE OF PERSONS WITH DISABILITIES /EMPLOYERS NTREPRENEURS /GOVERNMENT AGENCIES
<b>STUDENT</b>	DHANAWAN KATCHANSIRI
<b>THEMATIC ADVISOR</b>	DR. TRIPETCH JITMAHUEMA
<b>LEVEL OF STUDY</b>	MASTER OF LAWS: PUBLIC LAW
<b>FACULTY</b>	FACULTY OF LAW SRIPATUM UNIVERSITY
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### **ABSTRACT**

It a thematic paper is to study legal issues on Persons with Disabilities Empowerment Act, B.E. 2007, which provides that persons with disabilities having rights to access and utilize public facilities including welfare services and other supports from the Government in vocational rehabilitation, standard services, labor protection, measures for employment promotion. Section 33 of the Act provides that employers, entrepreneurs and government agencies shall employ persons with disabilities to work in the positions suitable for them in proper proportions to the entire number of the employees in their work places and Ministry of Social Development and Human Security has already issued Ministerial Regulation Specifying Number of Persons with Disabilities that the Employers, Entrepreneurs and Government Agencies Recruiting in Their Work Places, B.E. 2011. The ministerial regulation specifies the proportion of number of employees to persons with disabilities employ at 100 to 1 but in the reality it is found that number of persons with disabilities having jobs and being employed is only 35.2 per cent and 19.4 per cent of those are in agriculture and fishery section, service and using hard labor. If the persons with disabilities which is high in number were suitably and timely helped and under rehabilitations, they would be

developed to relieve permanently from disabilities or to reduce their disabilities. From the concept and theory concerning empowerment of persons with disabilities, the definition of the word “persons with disabilities” in international laws like Convention on the Rights of Persons with Disabilities – CRPD 2006 is provided to ensure to persons with disabilities the enjoyment or exercise on an equal basis with others of all human rights and fundamental Liberties. The State Parties have the obligation to adopt all appropriate legislative, administrative and other measures for the implementation of the rights recognized in the Convention. In Thailand, there is an act: Persons with Disabilities Empowerment Act, B.E. 2007, which is a act concerning welfares and protection persons with disabilities with the objectives not to have any discriminatory practice against persons with disabilities on their physical abilities or health and to have persons with disabilities rights to access to public facilities including welfare services and other supports from the Government including that the Government shall provide persons with disabilities to have good quality of life and self-reliance. As it can be seen from measures of the act, the Government provides in the act that the employers or entrepreneurs shall employ persons with disabilities and provides an alternative for those who do not employ persons with disabilities shall send money to Fund for Empowerment of Persons with Disabilities or they, in substitution of sending money, may promote self-employment by granting concession, arranging places for products or services of persons with disabilities, employing persons with disabilities under sub-contracts with other agencies, providing trainings or any other supports for persons with disabilities or caregivers reasonably. In case any government agency does not want to employ persons with disabilities, it is compulsory to send money to the Fund but has to promote self-employment of persons with disabilities or caregivers in the same way. In fact, it is found that the employers or entrepreneurs perform according to Persons with Disabilities Empowerment Act, B.E. 2007 less than 50 per cent of the number of persons with disabilities that the employers or entrepreneurs shall employ. From the analysis of the problems that obstruct the employment of persons of disabilities, there are some of both matters of fact on attitude toward persons with disabilities and of law. The author suggests two solutions of the problems. The first guideline is to amend the law to be suitable and according to the current social situations. The second guideline is to create wisdom intelligent and technical arms by establishing a training institution for the employment of persons with disabilities in a form of

public organization which is aim to building capability of persons with disabilities to be ready to work at any employer, business and government agency or to establish their own business. The solutions suggest would be relieve the problems of employment of persons with disabilities in government agencies and private employers or entrepreneurs with sustainability and better quality of lives of persons with disabilities.