

THEMATIC TITLE	PROBLEMS CONCERNING IMITATION FIREARMS CONTROL LAW IN THAILAND : A CASE STUDY OF BB GUN
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ABSTRACT

The purpose of this thesis is to study problems of enforcing imitation firearms control law in foreign countries and Thailand. Due to the Act on firearms, Ammunition Explosives, Imitation firearms in B.E.2490 does not have provisions of controlling of the distribution of imitation firearms for children or youth, determining the speed of the bullet and the material for making ammunition including the definition of imitation firearms that are not regulated by imitation firearms law at present which is a major problem of enforcing imitation firearms control law in Thailand is not effective.

As the results has been found that the Act on firearms, Ammunition Explosives and Imitation firearms B.E.2490, there was the vulnerability of law in the imitation firearms definition which is not applicable to the modern imitation firearms in the future and is dangerous as well as BB GUN. It is found that the Act does not clearly define the meaning of the ammunition of imitation firearms, which would cause the uncontrollable in the manufacturing of hazardous materials into ammunition of imitation firearms. In addition, the speed bullet is not regulated. In case if the speed is equal to the actual firearm it may be able to cause severely damage to the body of the person being shot.

Ultimately, the aforesaid Act does not contain provisions of the distribution of imitation firearms to persons under 18 years old, therefore entrepreneur can be distributed imitation firearms to buyers freely, and regardless ability or knowledgeable about the use of imitation firearms of the buyer.

Including the fine of the offender under Section 77, which imposed penalties, is insufficient in practice, hence that it cannot prevent the violation of law vulnerability related to imitation firearms.

The suggestions of this study are the Act on firearms, Ammunition Explosives and Imitation firearms B.E.2490 should be amended due to the imitation firearms control law in the future, the definition of "Imitation firearms " should be amended. And additionally define the meaning of "Ammunition of imitation firearms " in section 4, subsection 5 of this act to provide clarity of what is called imitation firearms, therefore it leads no more interpretation problems. Including regulate the speed of the bullets of BB GUN and the material for making ammunition of BB GUN. This is to prevent the body of the person whom being shot with uncontrollable bullets. Finally, the regulation should be taken to control the distribution of imitation firearms to people less than 18 years old as well as to impose for those who distribute imitation firearms to people under 18 years old. In order for the imitation firearms control law can be effectively enforced.