

THESIS TITLE	LEGAL DEVELOPMENT ON INTELLECTUAL PROPERTY BASED COLLATERAL
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ABSTRACT

This research has objectives to study and do research on development of the Business Security Act, B.E. 2558 (2015) to be clear and appropriate for bringing intellectual property to be used as business security. In this research, the researcher collected data on conditions of problems regarding enforcement of law and important issues appropriate for consideration, improvement, modifying and adding in the Business Security Act, B.E. 2558 (2015), by using methods of qualitative research, comprising documentary research, interview-in-depth and listening to opinions.

From the research result, it was found that in bringing intellectual property to be used as business security under the Business Security Act, B.E. 2558 (2015), there are problems of enforcement of law which is not acceptable and cannot be used widely in business arena. The cause comes from the fact that laws that have enforcement at present time do not have clarity and there is no setting of criteria and methods which are important essence of bringing intellectual property to be used as business security which will be acceptable fairly between security giver and security receiver in several steps, from receiving of the security until enforcement for debt paying from security in five important issues, as follows: (1) type of intellectual property used as security; (2) Evaluation of intellectual property value; (3) right of giver of intellectual property used as security; (4) registration of intellectual property and (5) Court having authority to prosecute regarding intellectual property security, to bring to analysis and making as “Draft of the Business Security Act (No.2), B.E. ...”

to improve, modify and add to the Business Security Act, B.E. 2558 (2015) which is the important finding of this research.

Furthermore, this research recommended about necessary operation after bringing draft of the law according to the finding to promulgate as law, in four items; (1) Development and creating of central market supporting buying-selling of intellectual property; (2) establishment of working units to study and do research on evaluation of intellectual property value; (3) making of information of registering business security agreement in real time; (4) establishment of professional organizations for evaluation of intellectual property value.