

THESIS TITLE	LEGAL PROBLEMS RELATING TO THE INVESTIGATION OF CRIMINAL CASES BY POLICE OFFICERS UNDER THE ROYAL THAI POLICE
KEYWORD	INVESTIGATION / INVESTIGATION OFFICER / POLICE / CRIMINAL CASE
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ABSTRACT

This thesis aims to study the background, principles, concepts and theories related to criminal investigations, notification of allegation, submission of investigation, checks and balances of investigation. This also include studying legal measures related to the investigation mechanism of investigation officer in other counties and Thailand in order to analyze legal problems related to criminal investigation by the investigation officers under the Royal Thai Police and suggest appropriate solutions to such problems. The author uses the documentary research methodology, which mainly involves collecting data from all relevant documents in both Thai and foreign languages such as books, journals, laws, articles, judgments and decision of consultation.

This thesis found that Thailand has legal problems relating to the investigation of criminal cases by the investigation officers under the Royal Thai Police in three important areas: First, problems relates to the expertise in investigating criminal cases under specific laws within the authority of other government agencies other than the Royal Thai Police; second, problem relates to the notification of allegation in criminal case that does not match the facts; and third, problem relates to the checks and balances of investigation by the investigation officer under the Royal Thai Police in criminal cases.

The author proposes that the Criminal Procedure Code Amendment Act should be enacted in order to amend the Criminal Procedure Code in various sections and solve such legal problems. For instance, amendments should be made to section 2(17) of the Criminal Procedure Code in order to ensure that the definitions of administrative officers or senior police officers who have the power to investigate criminal cases should be extended to cover the officers of other government agencies who have the power to enforce the specific laws. Furthermore, amendments should be made to paragraph two of section 165 of the Criminal Procedure Code in order to ensure that the defendants have power to bring evidence to prove in the preliminary hearing in the circumstance where the prosecutor is the plaintiff suing the criminal case and the insertion of section 17/1 into the Criminal Procedure Code, which can ensure that the public prosecutor can conduct the investigations together with the investigation officer in a criminal case with an imprisonment for a term of five years or more.