

THE MATIC TITLE	PROBLEMS TO ENFORCE THE LAW OF TOURISM BUSINESS AND GUIDE: A CASE STUDY OF TOURIST PROTECTION
KEYWORDS	TOURIST PROTECTION
STUDENT	NARONGRIT YATTIUCARAWOR
THEMATIC ADVISOR	DR. SIWAPORN SAOWAKON
LEVEL OF STUDY	MASTER OF LAWS BUSINESS LAW
FACULTY	SCHOOL OF LAW SRIPATUM UNIVERSITY
YEAR	2019

ABSTRACT

This thesis aimed to examine the law enforcement of tourism business and guide: a case study of tourist protection. The issue that the tourists do not get protection is a common origin of the complaint and fairness request. It is a part of breach of duty among the tourism business entrepreneurs and inefficiency of law enforcement.

The findings were shown as follows: (1) The issues of tourist remedy in case of delayed arrival and departure have yet been determined in advertising or prospectus under Section 26 leading the tourists not to be remedied. The claim criteria for damages under Section 40 clearly specifies that it shall be the damages under section 40; (2) The issues of the insurance refund in case of delayed arrival and departure to the tourists have yet been determined in advertising or prospectus under Section 26 but in practice the travel insurance is collected every time and due to the legal limitation, the tourists frequently do not get the insurance refund in case of delayed arrival and departure from the travel agencies or the tourism business entrepreneurs.

The author would like to propose the revision of Tourism Business and Guide Act B.E. 2551 (2nd Edition) B.E. 2559 consisting of (1) the revision of Section 26 by supplementing (10) that “tourist remedy in case of delayed arrival and departure” (2) the revision of Section 26 by supplementing (11) that “the insurance refund in case of delayed arrival and departure to the tourists”