

THESIS TITLE	LEGAL MEASURES REGARDING THE LIABILITY OF ESTABLISHMENT OF LAW OFFICES UNDER THE LAWYERS ACT B.E. 2528
KEYWORDS	LIABILITY OF ESTABLISHMENT OF THE LAW OFFICE
STUDENT	ANURATCH PERMSIN
THESIS ADVISOR	ASSOCIATE PROFESSOR PHATTHIYA SIRIBORWORNPIPHAT
LEVEL OF STUDY	MASTER OF LAWS, CRIMINAL LAW AND CRIMINAL JUSTICE ADMINISTRATION
FACULTY	SCHOOL OF LAW SRIPATUM UNIVERSITY
YEAR	2020

ABSTRACT

The objective of this thesis is to study legal measures relating to the liability in the establishment of a law office due to at present the establishment of a law office is still independent while there is still no provision for liability of the law office. Therefore, to provide guidelines in establishing an effective and standardized law office including stipulating penalties for law offices is the purpose of this study.

The findings reveal that (1) as for problems concerning the establishment of the law office under the Lawyer Act B.E. 2528, Article 42. In this regard, as there is currently no law concerning the structure of the establishment of the law office in which, under the Lawyer Act B.E. 2528, Section 42, it defines only that the Registrar of Lawyers shall notify the establishment of the law office in the register only. It is not required that the applicant for registration of law office establishment must be a licensed attorney. This makes the establishment of a law office to be conducted by anyone interested and wanting to do this business without any department or organization to inspect, supervise and control to be standardized and recognized for the public (2) As for problem concerning the involvement in liability to the misconduct of lawyer's etiquette of the lawyer in the law office under Regulation of the Lawyer Council regarding the Etiquette of Lawyer B.E 2529 Section 1 Article 4, there is nothing mentioned about the law office. Therefore, such regulation cannot be also enforced with the law office. Regardless of the type of attorney office established, it is not liable under the Regulation of

the Lawyers Council of the etiquette of lawyers in any case and (3) As for problems relating to penalties for law firms that have misconduct. Since there is no statutory provision related to probation, the prohibition of business operations within the time limit or fine imposing of the law firm, especially in the case of the legal professional in the jurisdiction, or such law office or the involvement in recognizing or encouraging legal professionals in the jurisdiction or law office to misconduct the regulations of the etiquette of lawyers. As a result, the law offices have no fear and do not strictly adhere to the inspection to prevent the lawyer from behaving in violation of the etiquette of the lawyer.

Therefore, the author recommends the amendment of Lawyer Act B.E. 2528 and the Regulations of the Lawyers Council of Thailand on the Etiquette of Lawyers B.E 2529 to be made concerning the liability of the Law Office.