

การแก้ไขโทษสำหรับผู้ขี้ใจให้เหมาะสม เพื่อให้ผู้กระทำความผิดสำนึกในการกระทำและผู้อื่น
ไม่กล้ากระทำความผิดเช่นเดียวกันนี้เพราะเกรงกลัวต่อโทษที่จะได้รับ อันจะนำไปสู่การลดจำนวน
อุบัติเหตุที่เกิดจากการขับขีขณะเมาสุราลงได้

THESIS TITLE	LEGAL PROBLEMS IN SENTENCING PERSON INVOLVED WITH OFFENDER OF DRUNK DRIVING UNDER THE ROAD TRAFFIC ACT, B.E. 2522 (1979)
KEYWORD	DRUNK DRIVING / PERSON RELATING TO DRIVER
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ABSTRACT

The objectives of this Research are to study the problems, background, concepts, theories and legal measures relating to liabilities of the drunk driver and persons, who are involved with the driver, and comparatively analyze criminal liabilities of persons, who are involved with drunk driving, under Thai law and foreign laws, in order to find approaches to solving the problems of drunk driving, whose number is extremely high in Thailand, by prescribing liabilities of the persons involved with drunk driving, as well as prescribing punishments suitable for the said persons.

The Study finds that Thailand's legal measures and concepts relating to commission of the offense of drunk driving are not sufficiently severe. That is to say – the prescribed punishments are not as harsh enough as to be a deterrent factor in commission of the offense. Liabilities of persons, who are involved with drunk driving other than the driver, are not prescribed. Moreover, Thailand still has concepts of considering drunk driving as an act out of negligence, regardless of whether or not and how serious damage is inflicted, while some countries prescribe comprehensive and strict liabilities of the persons, who are involved with drunk driving.

Therefore, the Author proposes approaches to solving the problems by adding measures for prescribing liabilities of the persons, who are involved with drunk driving either as a passenger or lender of the vehicle, as well as prescribing punishments suitable for the said persons, and amending the punishments suitable for the driver, in order to chasten the offenders and prevent other persons from committing the same offenses, as they will be afraid of the possible consequences, in turn, probably leading to reduce in the number of accidents, which relate to drunk driving.