

Thesis Title	Legal Problems Pertaining to Business Operation of International School: A Case Study of Alien Teachers' Profession
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ABSTRACT

This thesis aims to study problems pertaining to profession of alien teachers living in Thailand as well as to propose the solutions to the said problems.

It is found from the study that problems relating to the profession of alien teachers are derived from the law enforcement which has been inconsistent with the current actual situations. To illustrate this, the examples are referred to the news headlines in connection with the alien teachers as case studies: "Alien Teacher at a Famous Demonstrative School Accused of Child Rape" and "Murderer of 6-year-old Beauty Queen Arrested". Although the State has launched the protection and control by setting forth rules and other conditions to watch over the work of aliens with regard to the teacher profession, the law enforcements do not cover them. Therefore, the problems pertaining to alien teachers have been arisen viz: (1) Problems regarding the permit, the length of time, the permit to stay in Thailand, the revocation of such permit; (2) Problems regarding the uncertainty of the Royal Decree issued or given by virtue of Working of Aliens Act, B.E. 2521 (1978); and (3) Problems regarding teachers who are aliens themselves.

However, when the legal problems have been thoroughly studied, some additional problems are found, i.e. the application for work permit from the Department of Employment, the application for teacher license, the request for license to be recruited as teacher. In this regard,

it is important that an applicant's qualifications be thoroughly investigated and verified to see whether or not he/she poses any danger or harm to national security or he/she poses any threat to social order or public morality; or he/she is prohibited person. These problems need the prompt resolutions.

It is also found from the analysis that since Thailand lacks the laws which cover these problems to be enforced with the profession of alien teachers, the most important thing to take into account is the measure to control the aliens. Without thoroughly checking those who are alien teachers, there may be some rooms for aliens who are murderers, prohibited or unwanted to hide themselves to be teachers in Thailand. Moreover, this could prompt Thailand to become a hideout for aliens who want to break the laws.

The author is of opinion that the said problems do not correspond to the legal intention and current situations. It is, therefore, appropriate to seek for other workable legal measures or to coordinate with other related organizations to seek for controlling measure relating to alien teachers in order to close the legal loopholes or amend the laws for more certainty, transparency and accountability so that uniform guidelines can be developed and long run resolution can be continued.