Summary of the meeting
The Committee on Considering the Draft Constitution of the Kingdom of Thailand
Amendment (No. ..) Buddhist Era ....
3rd meeting
Thursday 8th March 2012
At the Budget meeting room, 3rd floor, Parliament Building 3

The Committee on Considering the Draft Constitution of the Kingdom of Thailand Amendment (No. ..) Buddhist Era ....considered the Draft Constitution of the Kingdom of Thailand. Amendment (No. ..) Buddhist Era ....and summarized as follow.

Principle   pending

Issue of consideration

1. The content should be added in the principle of the Draft Constitution of the Kingdom of Thailand Amendment (No. ..) Buddhist Era ....in order to make clear that it would not be any change in the part of the King Chapter, the Constitutional Organs, and the Courts, as it had considered.

2. The wording should be corrected in the principle from "the new draft Constitution" to be "the Draft Constitution of the Kingdom of Thailand Amendment (No. ..) Buddhist Era ...." because the article 291(2) concerning amendment of the Constitution explicitly formulated that motions for amendment must be proposed as draft constitution and the parliament would consider in 3 readings. For this reason, the amendment of the constitution drafted by the whole cannot be done. Therefore, in order to conform to the principles of article 291 (2), the wording should be corrected in order not to conflict with the principle of article 291.

3. Modifying principles by adding contents and adjusting words as proposed in item 1 and 2 can be done or not.

Result of consideration

The meeting decided to wait for further consideration on the above principle.

Reason   pending

Issue of consideration

Should the wording in the reasons being corrected to achieve more comprehensive and clear up or not?

Result of consideration

The meeting considered that it should be considered in detail each of the preceding article. Then return to revise the reason in accordance with the content of each article has been modified. The meeting agreed that, pending the above reason.

Title   no change

Issue of consideration

None

Result of consideration

The meeting agreed to maintain the original draft.

Foreword   no change
    Issue of consideration
    None
    Result of consideration
    The meeting agreed to maintain the original draft.

Article 1   no change
    Issue of consideration
    None
    Result of consideration
    The meeting agreed to maintain the original draft.

Article 2   no change
    Issue of consideration
    When should The Draft Constitution of the Kingdom of Thailand Amendment (No. ..) Buddhist Era ....be in force?
    Result of consideration
    The meeting agreed to maintain the original draft.
    By the way, Mr. Mr. Warong Dechgitvigrom, committee, reserves the opinion by the amendment of article 2 as follows.
    "Article 2 This Constitution shall come into force ~~since~~ after the **term of thirty** days ~~next to~~ **from** the date of publication in the Royal Gazette onward".

Article 3   pending
    Issue of consideration
    1. Paragraph (17) should be cut out because the Constitution Drafting Assembly (CDA) should be elected directly by citizens across the country solely. So that this Constitution will be a truly democratic. And to prevent the accusation that the CDA being selected by the meeting of the Parliament has already specified its members by a majority vote of the Parliament.

    2. Paragraph (18) should be cut out, because if it is remained, it will be possible to rewrite the new constitution at any time, which is not a valid principle. In case the referendum does not accept the new draft constitution (which will be completed), and it cause the new draft constitution fall, thus, no motion should be allowed to present to the Parliament's resolution to prepare a new constitution once again.
    Result of consideration
    The meeting agreed to wait for further consideration in article 3.

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Mr. Jaturong Nasomjai
Legal Officer Professional
Summarized

Mr. Anothai Rodmui
Assistant Secretary of the Committee
Reviewed
Sundari/translated

(Mr. Samart Kumpiranon)
Director of the Bureau of Committee 2

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