

**ACT ON THE PRESCRIPTION OF PROCEDURE FOR INDIVIDUALS
CIRCULATING NEWS THAT DISRUPTS THE RELATIONSHIP
BETWEEN THAILAND AND THE COUNTRIES THAT HAVE A TREATY
OF AMITY WITH THAILAND IN WARTIME, B.E. 2488 (1945)**

In the Name of His Majesty King Ananda Mahidol

The Regent

(By the Notification of the President of the House of Representatives

Dated 1st Day of August B.E. 2487 [1944])

Pridi Banomyong

Dated 11th Day of August B.E. 2488 (1945);

Being the 12th Year of the Present Reign

Whereas the House of Representatives has resolved that it is expedient to prescribe the procedure for circulating news that disrupts the relationship between Thailand and the countries with a treaty of amity with Thailand in Wartime.

Be it, therefore, enacted by the Royal Command, by and with the advice and consent of the House of Representatives, as follows:

Section 1. This Act is called the “Act on the Prescription of Procedure for Individuals Circulating News that Disrupts the Relationship Between Thailand and the Countries that Have a Treaty of Amity with Thailand in Wartime, B.E. 2488 (1945)”.

Section 2. This Act shall come into force as from the day following the date of its publication in the Government Gazette.

Section 3. In the case where there are reasonable grounds to suspect that an individual has circulated the news, in any manner, that may disrupt the relationship between Thailand and the countries that has a treaty of amity with Thailand, or cause misunderstanding in the Government’s intention towards the partner countries, the police officers or the military police shall report

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the circumstance and identify the alleged offender to the Government in order to proceed against such individual.

Section 4. When the Government receives the report as stipulated in Section 3, it shall refer the issue to the Committee appointed by virtue of the provisions of this Act for consideration, and to prevent further circulation of the news, the police officer or the military police shall have the authority to arrest and detain the individual.

Section 5. There shall be a committee graciously appointed by His Majesty the King to operate in accordance with the provisions of this Act, consisting of one Chairman and four members.

Section 6. When the Government has referred the issue to the Committee and the Committee has reached the conclusion that the individual has indeed committed the act of circulating news as stipulated in Section 3, the Committee shall have the authority to order the detention of the accused offender for the duration deemed appropriate. However, in any case, the duration shall expire once there is an announcement or law stating that the wartime is over.

The order decision of the Committee as stipulated in the previous clause, the Committee shall have the authority to issue a warrant for evidence and order the witness to take oath or affirmation in accordance with the law on legal procedure, and the Committee shall grant the accused offender the opportunity to acknowledge the charge and file the testimony.

The Committee shall have the authority to order the detention of the accused offender during the Committee's trial process.

Section 7. The person held in custody or detention pursuant to this Act shall be lawfully deemed a person under detention in accordance with the Penal Code.

Section 8. In the case where it deems appropriate, the Committee may revoke the detention order.

The person with the detention order may request the Committee to reconsider the case, citing evidence obtained after the trial.

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Section 9. Those who refuse to testify to the Committee after receiving the warrant, refuse the Committee's order to take the oath or affirmation, or refuse to present the documents or properties required by the Committee are subject to fine up to five hundred baht or imprisonment of up to five years, or both.

Section 10. Those who testify anything they know to be false to the Committee are subject to imprisonment from three months up to five years and a fine from one hundred up to one thousand baht.

Section 11. The Minister of Interior shall be responsible for the implementation of this Act, and is empowered to issue Ministerial Regulations for the purpose of implementing this Act.

A Ministerial Regulation shall come into force upon publication in the Government Gazette.

Countersigned by

Khuang Aphaiwong

Prime Minister

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