

(Royal Decree)
Chulalongkorn University Act
B.E. 2551 (2008)

Bhumibol Adulyadej, REX
Given on this the 31st day of January B.E. 2551
Being the 63rd year of the Present Reign

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:
Whereas it is expedient to amend the law governing Chulalongkorn University;

This act comprises certain legal prescriptions related to the restrictions of individual rights and liberties that section 29 as well as section 31 and section 32 of the Constitution of the Kingdom of Thailand allows by virtue of prescriptions of the law.

Be it therefore, enacted by His Majesty the King, and by and with the advice and consent of the National Legislative Assembly acting as Parliament, as follows:

Section 1: This act shall be called the “Chulalongkorn University Act, B.E. 2551”

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

Section 3: The Chulalongkorn University Act B.E. 2522 shall be repealed.

Section 4: In this Act

“University” means Chulalongkorn University

“University Council” means Chulalongkorn University Council

“Khanavuttayajarn” means Khanavuttayajarn of Chulalongkorn University

“The University Senate” means the Senate of Chulalongkorn University

“The Academic Policy Board” means the Academic Policy Board of

Chulalongkorn University

“University Employee” means Chulalongkorn University Employee

“University Personnel” means University Employees, Government Civil Servants and government workers employed in the university, civil servant employees and workers of the university.

“The Minister” means the Minister who shall be in charge of this Act.

Section 5: Chulalongkorn University in accordance with the Chulalongkorn University Act, B.E. 2522 shall be Chulalongkorn University under this act and be a juristic person.

Chulalongkorn University enjoys the status of an agency under government jurisdiction that is not a part of the civil service in accordance with the laws of government administration and the laws governing the administration of the Ministry of Education and the laws concerning improvement of Ministries, Bureaus, Departments and it is not a State Enterprise in accordance with the laws on budgetary matters and other laws.

Section 6: The Minister of Education shall be in charge of this Act.

Chapter 1 General Provisions

Section 7: The University shall be an educational institution for higher education and advanced vocational skills as instituted by His Majesty King Vajiravudh as a lasting testimony in honour of His Majesty King Chulalongkorn with the objectives to pioneer and to search as well as to be a source of knowledge, to provide education and promote, apply and develop academic knowledge and high-level vocational skills, to produce graduates, promote research, to be a source of mindfulness, intellect and render academic services to society as well as to preserve culture and the arts.

Section 8: To fulfill the objectives as stated in Section 7 the University must carry out its operations along the following principles

- (1) Equality in educational opportunities
- (2) High moral and ethical standards alongside academic excellence and academic freedom
- (3) Academic quality and standards that are accepted in the international arena
- (4) Upholding knowledge for society as a way to emphasize mindfulness and offer solutions to social problems
- (5) Responsibility to the state and to society at both the local and national levels
- (6) Efficiency and effectiveness in an administration with transparency and accountability
- (7) Participatory administration from its personnel

Section 9: The University may divide its official organization as follows:

- (1) The Office of the University Council
- (2) The Office of the University
- (3) Faculties
- (4) Schools
- (5) Colleges
- (6) Institutes

The University may set up other work units designated by other names with the status equivalent to faculties, schools, colleges or institutes in accordance with the objectives prescribed in Section 7 as an official organization in the University.

The establishment, merger and dissolution of a work unit in accordance with the first and second clauses shall be made public as a University Announcement and published in the Government Gazette.

The organization of work units in accordance with the third clause may be divided as an internal section of the work unit according to University Regulations.

The University Regulations in accordance with the third clause related to the establishment and merging of work units must clearly specify the tasks of the work units involved.

Section 10: Under the objectives in Section 7, the University shall be able to accept other high-level academic institutions or institutes as associated with the University and shall be empowered to confer degrees, diplomas or certificates of a given level to a person who has completed his/her study from such associated institutions.

The acceptance or cancellation of the associations of other high-level academic institutions or institutes with the University in accordance with the first clause shall be stipulated in a University Announcement and shall be announced in the Government Gazette.

The control of high-level academic institutions or institutions associated with the University shall be in accordance with the University Regulations.

Section 11: Under the objectives in Section 7, the University may provide education or conduct research with high-level academic institutions or institutes in Thailand or abroad or those affiliated to international agencies. In this provision of education the University is empowered to confer joint degrees, diplomas or certificates together with another high-level academic institution to a person who has completed his/her study from such high-level academic institutions.

The provision or cancellation of education in accordance with the first clause shall be stipulated in a University Announcement and shall be announced in the Government Gazette.

The arrangements in accordance with the first clause shall be in accordance with the University Regulations.

Section 12: The operations of the University do not fall under the jurisdiction of laws related to labour protection and laws related to labour relations but University Employees must receive protection and benefits no less than what is stipulated in the labour protection laws.

Section 13: The University has the authority and the responsibility to perform various operations so as to fulfill the objectives in accordance with Section 7, such authority and responsibility include

- (1) To purchase, sell, hire, accept for hire, construct, procure, transfer, accept transferal, rent, rent out, rent purchase, rent purchase out, exchange, and vend or perform any legal transaction as well as to hold ownership, to have the right to possess or to hold ownership of the assets of the University or to have the right in or to seek benefits from intellectual property and in selling assets within the Kingdom of Thailand and abroad as well as to accept gifted or bequeathed funds or assets.

The sale or exchange of the University's immovable assets in accordance with Section 16 (2) can be applied to only the cases of immovable assets with the objectives that may be sold or exchanged.

- (2) To accept fees, charges, remunerations, fines, and charges for services within the authority of the University as well as to enter into agreements and to stipulate conditions related to such services.
- (3) To cooperate with other agencies whether state or private agencies, or with foreign or international agencies or institutions in operations related to the operations in accordance with the objectives stipulated in Section 7.
- (4) To loan from or loan funds guaranteed by individual(s) or assets and to enter into investments or co-investments for the benefit of the University's operations.

In the cases where the loaning from or loaning of funds guaranteed by individual(s) or assets and to enter into investments or co-investments exceeding the amount specified by the Minister must be subject to cabinet approval.

- (5) To arrange for continuous academic and personnel development as well as the use of academic and research works and intellectual properties for the benefit of others.
- (6) To provide a fund for educational loans, scholarships, research and funding for other matters in accordance with the objectives stipulated in Section 7.
- (7) To administer, oversee, maintain, manage, use and derive benefits from the assets of the University and real government property in accordance with the laws governing the real government property.
- (8) To establish or to cooperate with others in establishing a juristic persons organization as well as to invest or jointly invest with any other individuals or juristic persons in order to operate matters related to or connected with University matters or to disseminate or benefit from research findings as income for the University.

Section 14 : stipulates University income as such

- (1) General funding allocated annually by the Government.
- (2) Endowment of funds and assets bequeathed to the University.
- (3) Funds established by the Government or the University and the earnings or benefits of such funds.
- (4) Fees, charges, remunerations, fines, and University charges for services rendered.
- (5) Earnings or benefits derived from investments or joint investments and from the University's assets.
- (6) Earnings or benefits derived from the use of real government properties or the profits from the management of real government properties administered, maintained, used or managed for profits by the University.
- (7) Other income or benefits.

For the general funding according to (1) should be allocated by the Government directly to the University at a sum that is adequate for the expenses necessary for the operations in accordance with the objectives of the University and its development so as for the provision and quality assurance of education.

In cases where the Government has made adjustments in terms of salaries, position remunerations, or any other remuneration and benefit payments to its civil servants the Government should allocate a budget in the form of additional general funding to the University in the same proportion as similar payment to University Employees.

The income of the University is not deemed as an income that is required by the treasury reserves and budgetary laws to be submitted to the Ministry of Finance.

In the cases where the income in accordance with the first clause is not sufficient to adequately cover the expenditures in the operations of the University and its undertakings and the University is unable to seek the necessary funding from other sources the Government should allocate general support funding to the University as necessary.

Section 15: The University must offer its assistance and support to those persons who have been admitted to study in the University and students who are truly needy so as to be able to complete their studies and attain a bachelor's degree.

The methods and criteria to determine those who are needy should be in accordance with the University Regulations.

Section 16: The following lands and immovable properties are not considered as real government properties and shall belong to the University

- (1) Lands acquired by the University according to the Transferal of Crown Property Land Ownership Patumwan Sub-district, Patumwan District, Bangkok to Chulalongkorn University Act, B.E. 2482.

- (2) All immovable properties given to or purchased with the earnings of the University or through exchange with the University's assets or acquired by any other means.

The transferal of lands acquired by the University by virtue of the Transferal of Crown Property Land Ownership, Patumwan Sub-district, Patumwan District, Bangkok to Chulalongkorn University Act, B.E. 2482 is not permitted.

Section 17: Assets of the University designated directly for the benefits and purpose of education, research, academic services and cultural preservation are not liable to all types of legal enforcements including administrative enforcements and that no one may invoke limitations in dispute with the University over University assets.

Section 18: All of the University's incomes and assets must be managed in such a way as to fulfill the objectives of the University stipulated in Section 7.

The monies and assets bequeathed to the University must be managed in accordance with the terms and conditions of the donor and if necessary the conditions may be altered only on condition that consent is given by the donor or his/her heir(s). In the case where none is available permission must be approved by the University Council.

Chapter II Operations

Section 19: The University Council shall consist of

- (1) The Chairman of the University Council who will be appointed by a Royal Command
- (2) Fifteen members of the University Council who will be appointed by a Royal Command from persons outside the University
- (3) The President of the University
- (4) The Chairman of the Faculty Senate and the President of Chulalongkorn University Alumni Association
- (5) One member of the University Council elected from those serving in the University who is not a Faculty member and holds the position of not less than a section chief or the equivalent
- (6) Ten members of the University Council five of whom are elected from regular faculty members and the other five who hold the position of section chief or the equivalent.

The qualifications of the candidates as well as the criteria and method of selection for the President of the University Council and the members of the University Council who are qualified experts in accordance with (2) and the methods for selecting or electing members of the University Council in accordance with (5) and (6) shall be as stipulated in the University Regulations. In so doing the selection of members of the University Council who are qualified experts must comprise one person from the list of names suggested by the Commission on Higher Education.

The University Council should select one qualified expert member to hold the position of Deputy Chairman and the Deputy Chairman shall perform the duties of the Chairman when the Chairman is unable to perform his duties or when there is no one to hold the position of Chairman of the University Council.

When the Deputy Chairman of the University Council is unable to perform his duties or when there is no one to hold the position of Deputy Chairman of the University Council the University Council should select another qualified expert member of the University Council to perform the duties of Chairman of the University Council.

The University Council should appoint a Vice President to perform the duty of Secretary of the University Council and it may also appoint an assistant to the Secretary as well.

Section 20: The Chairman of the University Council and the Members of the University Council under Section 19 (2) each has a three-year term of office. They can be appointed once again by Royal Command but may hold the same term of office for more than two consecutive terms.

The Members of the University Council under Section 19 (5) and (6) each has a two year term of office and may be elected or selected once again to their position.

Aside from the termination of their office under clause one and clause two the Chairman of the University Council and the Members of the University Council under

Section 19: (2) (5) and (6) shall terminate their office upon their

- (1) Death
- (2) Resignation
- (3) Position revoked by the University Council
- (4) Lacking in the qualifications as a University Council member of a certain type
- (5) Receiving a prison sentence
- (6) Bankruptcy
- (7) Becoming incapacitated or the equivalent of an incapacitated person.

In the case that the position of Chairman or a Member of the University Council becomes vacant for whatever reason and measures have not been taken to fill the vacant position the University Council should comprise the existing number of members remaining.

In case the Chairman or a Member of the University Council terminate their office before completing their term of office and their successors have been appointed by Royal Command, selected or elected to replace them, their successors shall remain in office for the remaining term of office of their predecessors. However, should the remaining term of office be less than ninety days the position may be left vacant.

In case the Chairman or Member of the University Council complete their terms of office but successors to the Chairman and to members of the University Council who are qualified experts have not yet been appointed by Royal Command and other members of the University Council have not yet been appointed, selected or elected, the chairman or members of the University Council who have terminated their term of office shall continue to perform their duties until their successors are appointed by Royal Command and other members of the University Council have been appointed, selected or elected.

Section 21: The University Council has the authority and duty to control and oversee the general affairs of the University, the said authority and duty refer to:

- (1) Formulate the University's objectives, institute policies and determine avenues for development in order to achieve the goals set by the University.
- (2) Stipulate regulations and issue rules and announcements of the University to benefit the operations of the University and may assign any official organization in the University to stipulate regulations and issue rules and announcements for such an organization on a case-by-case basis.
- (3) Stipulate regulations with regard to the University's administration of personnel.
- (4) Formulate regulations governing the University's management of the finances, materials and property of the University.
- (5) Approve the conferral of a degree, a diploma and a certificate from both the University and when the University organizes a joint academic program with an institute of higher learning or other institution as well as to approve the conferral of honorary degrees.
- (6) Approve the establishment, merging or cancellation of a work unit of the University as specified under Section 9 as well as the internal divisions of the said work units.
- (7) Consider and make arrangements to request a Royal Command to appoint and to remove from office the Chairman of the University Council, members of the University Council who are qualified experts, the President, Professors and Special Professors.
- (8) Appoint and revoke a Professor Emeritus, an Associate Professor, a Special Associate Professor, an Assistant Professor and a Special Assistant Professor.
- (9) Appoint and remove from office a Vice President, a Dean, a Director and a Head of a Work Unit designated by other names.
- (10) Follow and assess the performance of the President and the heads of various work units.
- (11) Approve the acceptance of a merger, arrangement of joint academic programs, or to cancel the merger or cancel the arrangement of joint academic programs of an institution of higher learning or other research institute, approve academic programs and the opening as well as the improvements, merging or termination of an educational program.

- (12) Formulate regulations and methods regarding income generation and the provision of other financial sources and resources.
- (13) Approve the loaning of funds and the offering of loans and investments or joint investments as specified under Section 13 (4) Clause 2.
- (14) Approve the establishment or joint establishment with others in establishing a juristic organization or to cancel the establishment of a juristic organization as specified under Section 13 (8).
- (15) Approve the University's proposed budget for income and approve its budget for expenses.
- (16) Approve the University's annual performance report and submit that report to the Minister.
- (17) Appoint a committee, sub-committee or an individual to perform any task within the scope of responsibility of the University Council as well as to authorize the said committee, sub-committee or individual to act on its behalf and report to the University Council. As such, a representative of the Faculty Senate must be appointed to serve on the committee or sub-committee as well.
- (18) Perform other duties concerning the University's affairs not specified to be the responsibility of any particular person.

Section 22: The meeting of the University Council shall be held in compliance with the rules and regulations of the University.

Section 23: There shall be a Khanavuttayajarn comprising a Chairman and committee members who hold the position of Professor to consider matters related to academic tenure and submit them to the University Council.

The number, criteria and methods of election; term and the ending of terms of office of the Chairman and members of the Khanavuttayajarn including its power and responsibility as well as the operation and meetings of the Khanavuttayajarn should follow the University's rules and regulations.

Section 24: The University Faculty Senate comprises a Chairman and members comprising :

- (1) Full time faculty members holding the academic title of Professor.
- (2) Full time faculty members holding other academic titles.

The number of members according to (1) and (2), criteria and methods of election, the term and ending of term in office of the Chairman and members of the Faculty Senate including its power and responsibility as well as its operations should follow the University's rules and regulations.

The University Faculty Senate's authority and duties are:

- (1) Giving advice and recommendations to the President to benefit the University.
- (2) Preparing a code of ethics for faculty members to be submitted to the University Council and to ensure the adherence to that code of ethics.

- (3) Compiling and assess academic advancement and to submit recommendations regarding academic development to the University Council on an annual basis.
- (4) Performing any function so as to uphold and maintain the dignity of faculty members.
- (5) Performing any other tasks assigned by the University Council or the President.

Section 25: There shall be a Committee for Academic Policy appointed by the University Council comprising a chairman and committee members with the following authority and duties:

- (1) Proposing recommendations on the University's objectives, policies, development and plans for academic development to the President.
- (2) Proposing to the University Council the approval of academic programs and the offering of these programs as well as the improvements, cancellation of merging and abolition of academic programs.
- (3) Proposing to the University Council the approval of acceptance of mergers, joint academic programs and of these programs as well as the improvements, cancellation of merging and abolition of academic programs with other institutions of higher learning or other research institutes.

The number, qualifications, criteria and methods of election, terms of office and the termination of the terms of office of the Chairman and members of the Committee for Academic Policy as well as its operations and meetings should follow the University's rules and regulations.

Section 26: The University Council should arrange the assessment of the performance of the Khanavuttayajarn, the Faculty Senate and the Committee for Academic Policy in accordance with the methods and criteria as stipulated in the University's rules and regulations.

Section 27: The President shall be the hierarchical head responsible for the operations of the University and there may be Vice Presidents or Assistants to the President the number of which are determined by the University Council to perform the duties and take on responsibilities assigned by the President.

Section 28: The President shall be appointed by Royal Command upon the recommendation of the University Council from persons with the qualifications specified in Section 31 clause 1 and 3.

The criteria and methods of selecting the President should follow the University's rules and regulations.

The Vice Presidents shall be appointed by the University Council upon the recommendation of the President from persons with the qualifications specified in Section 31 Clauses 2 and 3.

The Assistants to the President shall be appointed by the President from persons with the qualifications specified in Section 31 Clauses 2 and 3. Vice Presidents and Assistants to the Presidents may be appointed from persons who are not University personnel but the number must not exceed half of the total number of Vice Presidents and Assistants to the President.

Section 29: The President shall have a four-year term of office and may be re-appointed by Royal Command but shall not remain in the same position for more than two consecutive terms of office.

Upon the President's termination of office, the Vice Presidents and Assistants to the President shall also terminate their terms of office.

Section 30: Aside from the termination of term of office as specified in Section 29 the President's term also ends with

- (1) Death
- (2) Resignation
- (3) Lacking in qualifications as specified in Section 31 Clause 1 or lacking in other qualifications or possessing a characteristic prohibited by stipulations in Section 31 Clause 3.
- (4) Position revoked by the University Council for failure to pass assessment criteria specified by the University Council.
- (5) Position revoked by the University Council with a vote of no less than two thirds of the existing committee members.
- (6) Receiving a prison sentence
- (7) Bankruptcy
- (8) Becoming incapacitated or the equivalent of an incapacitated person.

Section 31: The President must have obtained a level of degree no less than a doctoral degree or an equivalent from a university or other high-level academic institution recognized by the University Council or having held the position of Professor, Special Professor or having held the position of Dean for at least one term of office.

Vice Presidents and Assistants to the President must have obtained a degree or an equivalent from a university or other high-level academic institution recognized by the University Council.

Aside from the qualifications specified in Clause 1 or 2, the President, Vice Presidents and Assistants to the President must possess other qualifications and must not have any characteristics deemed prohibited in the University's regulations.

In the case that the person appointed to the position of President is a fulltime faculty member of the University he shall be dismissed from his academic engagements in the University.

Section 32: The President shall represent the University in all its affairs and specifically shall have the following authority and duties:

- (1) Administering the affairs of the University so that they are in compliance with the policies and objectives of the University.
- (2) Managing the University's funds, finances, materials, and other types of property in compliance with the University's laws, rules, regulations and announcements.
- (3) Appoint and remove from office a Deputy Dean, Deputy Director, deputy head of a work section, known by another name, and special lecturer.
- (4) Assign, appoint, take disciplinary action and dismiss a University employee as well as to oversee personnel management according to the regulations of the University.
- (5) Preparing development and operation plans in compliance with the University's plans and policies as well as to follow up on and carry out assessments of the various operations of the University.
- (6) Procure funding and other resources from various sources to support the carrying out of tasks to fulfill the objectives set forth by the University and to prepare a budget for income and expenditures for submission to the University Council.
- (7) Preparing the University's annual report on the various activities of the University for submission to the University Council.
- (8) Performing other functions in accordance with the laws, rules and regulations of the University or as assigned by the University Council.

Section 33: In the case that the President is unable to perform his duties the Vice President shall be acting on his behalf. If there are several Vice Presidents the Vice President who has been assigned by the President shall be acting on his behalf. If there is no such assignment then the most senior Vice President will be the Acting President.

In the case that there is no President or Acting President as specified in clause 1 or if there is one but he is unable to perform that task, the Chairman of the University Council should appoint a person with qualifications stipulated in Section 31 Clause 1 and 3 to be the Acting President.

Section 34: In a Faculty, School or College there shall be a Dean as a hierarchical head responsible for the affairs of the Faculty, School or College. There may be a Deputy Dean or Assistant Dean to perform the tasks and assist in affairs assigned by the Dean.

The Dean shall be appointed by the University Council in accordance with University regulations from persons with qualifications specified in Section 36, Clauses 1 and 3.

The Deputy Dean(s) shall be appointed by the President upon recommendations by the Dean from persons with qualifications specified in Section 36, Clauses 2 and 3.

The Assistant Dean(s) shall be appointed by the Dean from persons with qualifications specified in Section 36, Clauses 2 and 3.

Deputy Deans and Assistant Deans can be appointed from persons who are not working for the University but their numbers must not exceed one fourth of the number of Deputy Deans and Assistant Deans, whichever is the case.

The methods of election, authority and responsibility and the administrative duties of the Dean should follow the University's rules and regulations.

Section 35: The Dean shall have a four-year term of office and may be reelected but shall not remain in office for more than two consecutive terms.

When the Dean terminates his office, the Deputy Dean(s) and Assistant Dean(s) shall also terminate theirs.

The appointment of an Acting Dean shall be subject to Section 33 *mutatis mutandis* and in so doing in the case that the Chairman of the University Council appoints an Acting Dean the person must possess the qualifications specified in Section 36 clauses 1 and 3.

Section 36: The Dean must be appointed from a regular faculty member of the University and possess the following qualifications:

- (1) Having obtained a degree of not less than a doctoral degree or the equivalent from a university or other high-level institution recognized by the University Council, or
- (2) Having obtained a degree or the equivalent from a university or other high-level institution recognized by the University Council and having taught for no less than five years in a university or other high-level institution recognized by the University Council or having held the position of not less than an Associate Professor.

Deputy Deans or Assistant Deans must have obtained a degree or the equivalent from a university or other high-level institution recognized by the University Council.

Aside from the qualifications in accordance with Clause 1 or 2 the Dean, Deputy Deans or Assistant Deans must possess other qualifications and must not have any characteristics deemed prohibitive in the University's regulations.

Section 37: In a Faculty, School or College there shall be an administrative committee comprising the Dean as the chairman, deputy dean, regular faculty representative and a qualified expert who is not attached to the University Council as board members.

In the case where a Faculty, School or College has a Department Head the Department Head should be a board member as well.

The numbers, qualifications, criteria and methods, terms of office and termination of the terms of office as committee members as well as the operations and board meetings of the committee members according to clause one should follow the University's rules and regulations.

Section 38: In the office of the University Council, the office of the University, Institute or a work unit designated by other names there shall be a director or chief of the work unit designated by other names as the superintendent and responsible for that work unit and a deputy director or deputy chief of the work unit performing the tasks and responsibilities assigned by the director or the chief of the work unit.

The qualifications, methods of election, terms of office and termination of the terms of office as well as the administration of the director or the chief of the work unit by any other name should follow the University's rules and regulations.

When a director or the chief of a work unit designated by other names is terminated from his position the deputy director and the deputy chief of the work unit's position shall also be terminated.

The appointment of an acting director or chief of the work unit designated by other names shall be subject to Section 33 clause 1 *mutatis mutandis*. If there is no one acting on his behalf the temporary position should follow the regulations of the University.

Section 39: Persons holding the position of President, Vice President, Assistant to the President, Dean, Deputy Dean, Director, Deputy Director and chief or deputy chief of a work unit designated by other names may not hold more than one of those positions at the same time.

A person holding one of the positions in Clause 1 may take on a temporary position acting on behalf of only one other position but not for more than ninety days.

Section 40: For the benefit of the administration of a Faculty, School, College, Institute or a work unit designated by other names the President shall authorize the person holding the position of the said Dean, Director, or the chief of a work unit to act on behalf of the President in that specific task.

The Dean, Director, or the chief of a work unit authorized by the President to act on behalf of the President may re-authorize a Deputy Dean, Deputy Director or deputy chief of a work unit to perform the assigned authorized task on his behalf providing he has the approval of the President. The authorized or re-authorized person has the authority and duties as designated by the President.

Section 41: The Acting on behalf, the authorization to act on behalf as well as the re-authorization to perform a task on behalf by persons holding various positions in the University should follow the regulations of the University.

In case there is a law, regulation, rule, order or Cabinet resolution appointing or stipulating that a person in such position to serve as committee or sub-committee member or any other authority, the person who is in the acting position is eligible to perform the duty of committee or sub-committee member or the one who holds that same authority during the time of that acting on behalf.

Chapter III

Quality Assurance and Assessments

Section 42: The University must institute a quality assurance system to assure the development of standards and qualities of education for the University.

The system, criteria and methods of quality assurance for education should follow the regulations of the University.

Section 43: At the completion of four years from the day of the establishment of a University work unit in accordance with Section 9 the University must see to it that an assessment of that work unit by an assessor appointed by the University from persons who are not personnel of the University. A report must then be submitted to the University Council and a general announcement made. The assessment should be held every four years.

The assessment of work units in accordance with Clause 1 must at least be subjected to Section 8 and the policies of the University Council stipulated in accordance with Section 21 (1) as its criteria. Information should be gathered from university personnel, students, alumni, persons who are employers or superintendents of alumni, and other individuals related to the University.

The report mentioned in Clause 1 should also specify which of the said work units should improve its operations as well as whether or not that agency or the office in that work unit should continue to be in operation.

Section 44: The Academic Policy Committee must see to it that assessments of the academic programs, teaching and learning activities and assessments according to that program take place by following the criteria, methods and period of time stipulated by the University in order to conform to Section 25 (2).

Section 45: The University Council must see to it that there are assessments of the President and heads of various work units. The system, criteria and methods of quality assurance for education should follow the regulations of the University.

Section 46: The President must see to it that there is an assessment of the performance of personnel in the University according to the criteria, methods and period of time determined by the University regulations.

Chapter IV Accounting and Auditing Matters

Section 47: The University shall institute and maintain an accounting system that is correct, accurate and segregated according to the various work units of the University with an account book itemizing entries according to actual assets, liabilities, capital, income and expenses together with a description of each item's history. It should also ensure that internal auditing takes place on a regular basis.

The entries in the account books in accordance with Clause 1 should follow generally accepted standards of accounting.

Section 48: The University shall prepare a financial statement and submit it to the University's auditor within 90 days from the day of the end of the accounting year.

The beginning and the end of the University's accounting year shall follow stipulations in the University announcement.

Section 49: The Office of the General Auditor of Thailand or an external individual appointed by the University Council with the approval of the Office of the Auditor General shall be responsible for auditing the University's accounts. It should also carry out the task of auditing the University's accounts and financial matters of all types in all its accounting cycles.

Section 50: The auditor shall have the authority to examine all account books and documents related to the University. For this reason it should be authorized to question the Chairman of the University Council, the President and university personnel and to summon additional account books and documents related to the University as needed.

Section 51: The auditor shall prepare a report of the results of the accounts and financial auditing and submit it to the University Council within 150 days from the day of the end of the accounting year so that the University Council may present it to the Cabinet.

The University shall publicize an annual report of the year that has ended demonstrating the financial report that the auditor has certified and display the activities of the University in the previous year and the plans for its activities in the following year within 180 days from the day of the end of the accounting year.

Section 52: The President shall hold the high ranking position according to the Constitution Act regarding Graft and Corruption Prevention and Suppression.

Chapter V Supervision

Section 53: The Minister has the authority and responsibility to oversee and supervise the operations of the University so as to conform to the objectives set forth in Section 7 and to be congruent with government policies or cabinet resolutions related specifically to the University. In case some conflicts arise in the operations of the University that could cause damage to the general public the Minister may present the case to the Cabinet for consideration. All those related to the matter have the responsibility of complying to the resolution of the Cabinet.

Section 54: The matters that the University is required to present to the Cabinet should be presented by the Minister.

Chapter VI Academic Positions

Section 55 Regular faculty members of the University shall have the academic positions as follows:

- (1) Professor
- (2) Associate Professor
- (3) Assistant Professor
- (4) Lecturer

A Professor shall be appointed by Royal Command upon recommendation by the University Council.

The University Council may also specify an academic position by another name through a university announcement and published in the Government Gazette.

The qualifications, criteria and method of appointment and revoking a person holding an academic position should follow the University's regulations.

Section 56: A Professor who has the special knowledge, expertise and competence and has left his post without any wrong doing may be appointed Professor Emeritus by the University Council in the subject in which his expertise is an honour to him.

The qualifications, criteria and method of appointment and revoking a person holding the position of Professor Emeritus should follow the University's regulations.

Section 57 A Special Professor shall be appointed by Royal Command from a person who is or used to be a Special Lecturer, Special Assistant Professor or Special Associate Professor in a subject of his special expertise and is not serving as a University personnel upon recommendation by the University Council.

The qualifications, criteria and method of appointment and revoking a person holding the position of Special Professor should follow the University's regulations.

Section 58: A Special Associate Professor and a Special Assistant Professor may be appointed from a Special Lecturer or someone who has held the position of Special Professor in a subject of his special expertise and is not serving as University personnel.

The President may appoint a person with the appropriate qualifications and who is not serving as a University personnel as a Special Professor according to the recommendation of a Dean.

The qualifications, criteria and method of appointment of a Special Associate Professor, Special Assistant Professor and Special Lecturer should follow the University's regulations.

Section 59: A person who has been appointed by Royal Command to the position of Professor or Special Professor or who has been appointed Professor Emeritus, Associate Professor, Special Associate Professor, Assistant Professor or Special Assistant Professor in accordance with this Act may reserve the right to forever use the academic position as a title demonstrating his academic credentials.

The following abbreviations may be used with the titles specified in clause one.

Professor	abbreviated as Prof.
Professor Emeritus	abbreviated as Prof. (Emeritus)
Special Professor	abbreviated as Prof. (Special)
Associate Professor	abbreviate as Assoc. Prof.
Special Associate Professor	abbreviated as Assoc. Prof (Special)
Assistant Professor	abbreviated as Asst. Prof.
Special Assistant Professor	abbreviated as Asst. Prof. (Special)

The use of the titles and their abbreviations for an academic position being known as another name should follow the University's regulations.

Chapter VII Degree and Academic Insignia

Section 60: There are three levels of degree

A Doctoral Degree or in Thai ดุษฎีบัณฑิต abbreviated with the Thai letter “ด”

A Master's Degree or in Thai มหาบัณฑิต abbreviated with the Thai letter “ม”

A Bachelor's Degree or in Thai มหาลัยบัณฑิต abbreviated with the Thai letter “บ”

Section 61: The University is empowered to confer degrees, diplomas or certificates in a field of study taught in the University and to jointly confer degrees, diplomas or certificates in a field of study taught in the University jointly with other high-level institution or institutes in Thailand or abroad or an international organization.

The determination of a given field of study for a given degree, diploma or certificate and of an abbreviation for such a field of study should conform with the University's announcements and shall be announced in the Government Gazette.

Section 62: The University Council may issue rules to institute a person completing his Bachelor's Degree to receive a Bachelor's Degree, first class honours or second class honours.

Section 63: the University Council may issue rules to institute certificates of various levels and a diploma as follows:

- (1) A Graduate Certificate shall be delivered to a person who has graduated in a given field of study after having already obtained a Master's degree or the equivalent
- (2) A diploma shall be delivered to a person who has completed his study in a given field of study after the holder has already received a Bachelor's degree or the equivalent.
- (3) A certificate shall be delivered to a person who has completed his study in a specific subject before receiving a Bachelor's degree.
- (4) Other types of diplomas shall be delivered to persons who have completed their studies in a specific subject.

Section 64: The University is empowered to confer an honorary degree upon a person deemed by the University Council to be academically and ethically qualified to deserve such a degree but this degree cannot be conferred upon a regular faculty member or upon a Chairman of the University Council or its members.

A level of degree, type of degree and criteria for conferring an honorary degree shall conform with the University's regulations.

Section 65: The University may prescribe a royal patron gown to be presented to the University's royal patron.

The specifications and components of the royal patron gown shall be specified as a University announcement and published in the Government Gazette.

Section 66: The University may prescribe an official gown or an academic pin as insignia showing academic qualifications of the recipient of a bachelor's degree, a diploma or certificate and may prescribe an official gown for the position of the Chairman of the University Council, a gown for the position of the Members of the University Council Committee, the University administrators and for faculty members.

The specification of characteristics, type, category and components of an official gown, an academic pin or an academic gown shall be specified as a University announcement and published in the Government Gazette.

The academic gown, academic pin and official gown can be used on any occasion under the conditions specified in the rules and regulations of the University.

Section 67: The University has as its emblem the *Phra Kieo* a head ornament placed on a pillow deriving from the personal emblem of King Chulalongkorn.

The University may specify an emblem, badge or symbol of a work unit of the University which shall be specified as a University announcement and published in the Government Gazette.

The use of the emblem, badge or symbol in accordance with Clause 1 and Clause 2 for commercial purposes and the use of the said items in ways that do not benefit the University or work units of the University must be done with written permission from the University.

Section 68: The University may specify a uniform or a badge for students or persons working for the University which shall be specified as a University announcement and published in the Government Gazette.

Chapter VIII

Penal Provisions

Section 69: Any person who uses a royal patron gown, an academic gown, an academic pin, an official gown, a uniform, a badge or a student uniform and a uniform of a person working for the University or a forgery of the said items without the entitlement to use or show by any means that he has a degree, a graduate certificate, a diploma or a certificate or has a position in the University in order to make other persons believe that he has the right to use the said items or holds an academic position or a said position shall be liable to imprisonment of no more than six months or a fine of no more than fifty thousand baht or both penalties combined.

Section 70: Any person who

- (1) Forges or makes an imitation of an emblem, badge or symbol of the University or a work unit of the University in whatever colour and by what ever method,
- (2) Uses a forgery or imitation of an emblem, badge or symbol of the University or a work unit of the University, or
- (3) Uses and displays an emblem, badge or symbol of the University or a work unit of the University on an object or piece of merchandise in violation with Clause 3 of Section 67 shall be liable to imprisonment of no more than one year or a fine of no more than one hundred thousand baht or both penalties combined.

If the person who commits the offence as stipulated in (1) is also the offender in (2) only the penalty according to (2) will be applied.

A penalty as stipulated in (3) is a penalty that can result in a settlement.

Transitory Provisions

Section 71: All the matters, assets, rights, debts, obligations, budgets and incomes belonging to Chulalongkorn University in accordance with the Chulalongkorn University Act, B.E. 2522 shall be transferred to the University in accordance with this Act.

Section 72: The University Council and the Faculty Senate according to stipulations in the Chulalongkorn University Act, B.E. 2522 shall continue to perform their duties until there can be a University Council and Faculty Senate in accordance with this Act.

The government units in Chulalongkorn University according to stipulations in the Chulalongkorn University Act, B.E. 2522 and work units that the University Council has approved and established in the University that are in existence of the day that this Act is enforced shall continue to be a part of the University's work unit in the meantime until a University announcement in accordance with Section 9 Clause 3 deems otherwise.

The University shall proceed with studies to ensure that a new arrangement of work units or restructuring that is appropriate to the tasks, objectives, efficiency and economical concepts. These should be completed within two years from the day that this Act is taken into effect.

Section 73: The Chairman of the University Council, the Deputy Chairman of the University Council, members of the University Council, President of the Faculty Senate and members of the Faculty Senate according to stipulations in the Chulalongkorn University Act, B.E. 2522 who are in office on the day that this Act is taken into effect shall perform the responsibilities of Chairman of the University Council, the Deputy Chairman of the University Council, members of the University Council, President of the Faculty Senate and members of the Faculty Senate in accordance with this Act until there can be a University Council and Faculty Senate in accordance with this Act which must not exceed a year from the day that this Act is taken into effect.

Section 74: The President according to stipulations in the Chulalongkorn University Act, B.E. 2522 on the day that this Act is taken into effect shall hold the office until the end of his term. However, if the said person is a civil servant of the University he will have to express his intention to change his status to that of a University employee in accordance with stipulations in this Act within fifteen days from the day that this Act is taken into effect.

Once the fifteen day period according to Clause 1 is completed if the person who is holding the said position does not express his intention to change his status to that of a University employee his position shall be terminated and stipulations in Clause 2 of Section 78 shall be used *mutatis mutandis*.

A person holding the position of Vice President and Assistant to the President according to stipulations in the Chulalongkorn University Act, B.E. 2522 on the day that this Act is taken into effect shall remain in his position until the term of office of the person who is in the position of President is over.

Section 75: The person holding the position of Dean, Director, Department Head or a Head of a Government Section by another name whose status is the equivalent of a Faculty or Department according to the Chulalongkorn University Act, B.E. 2522 on the day that this Act is taken into effect shall remain in the position of Dean, Director, Department Head or a Head of a Work Unit or an agency in accordance with stipulations in the Act until the term of office is over.

The person holding the position of deputy or assistant of those holding the positions in accordance with stipulations in Clause 1 until the person holding the position according to Clause 1 is no longer in that position.

Section 76: The calculation of the term in office of a President in accordance with Section 29, a Dean in accordance with Section 35, Director or a Head of a Work Unit designated by other names in accordance with Section 38 shall also be inclusive of the term of office held under the Chulalongkorn University Act B.E. 2522 as well.

Section 77: The civil servants, government workers, civil servant employees and workers of Chulalongkorn University in accordance with the Chulalongkorn University Act B.E. 2522 shall be transferred over to serve as civil servants, civil servant employees and workers of the University in accordance with stipulations in this Act.

For the benefit of personnel administration of civil servants and government workers according to Clause 1 it shall be deemed that the University is part of the government sector and the said civil servants and government workers shall receive salaries, wages and other payments through the University from the national budget, personnel budgets paid in the form of salaries, regular wages and other related funds and that the laws regarding civil servants in institutions of higher learning or Ministry of Finance regulations regarding government workers should be enforced, whatever is the case.

In the case where a law, rule, regulation or guideline issued according to the laws regarding civil servants in institutions of higher learning or Ministry of Finance regulations regarding government workers being enforced in accordance with Clause 2 are not congruent with this Act or if for any reason it cannot be enforced it shall be that the segments that are not congruent with this Act or where those laws, rules, regulations or guidelines may not be enforced then the University's regulations shall be used.

Section 78: Any civil servant or worker who according to Section 77 has

- (1) Expressed his intention to change his status to that of a university employee or university worker according to this Act within ninety days from the day of its enforcement the University should proceed with the appointment as a university employee or a university worker, whichever is applicable, immediately

- (2) Expressed his intention to change his status to that of a university employee or university worker according to this Act after the time stipulated in (1) but not exceeding four years from the day of its enforcement when the University has carried out an assessment and finds that the person has the knowledge and capability according to the criteria stipulated by the University it should proceed with the appointment as a university employee or a university worker, without any trial period.
- (3) Expressed his intention to change his status to that of a university employee or university worker according to this Act after the time stipulated in (2), if the University deems it that recruitment of that person shall be beneficial to the University and if a position is available as such it should proceed according to University regulations.

The expression of intention according to Clause 1 should conform with University regulations and once such intention has been expressed it may not be revoked.

Section 79: A person who has been accepted by the University as a university employee or university worker according to Section 74 and Section 78 shall receive salaries, wages, welfare and other benefits no less than what he was receiving prior to becoming a university employee or university worker.

Section 80: A civil servant who has been accepted as a university employee according to Section 74 and Section 78 shall be deemed to have left government service as a result of the government's termination or cancellation of that position according to the law on civil servants pensions or pension fund law whichever is the case. This matter is taken into affect from the day of acceptance by the University as a university employee.

A government worker who has been accepted as a university employee or university worker according to Section 78 shall be deemed to have left the service as a result of the government's cancellation of that position and is entitled to receiving the retirement pay according to Ministry of Finance regulations on retirement pay for employees.

A civil servant who is already a member of the Civil Servant Retirement Fund shall be entitled to continue his membership despite his termination from civil service. In such a case he is entitled to receive the same welfare benefits as that of a person receiving a pension according to the law on the Civil Servant Retirement Fund.

A university employee who has the rights and benefits as a civil servant retiree shall be exempted from being covered by the social welfare law but can retain the right to apply for social welfare coverage on his own volition.

Section 81: The Committee for the Consideration of Academic Positions already in existence on the day that this Act takes effect shall perform the role of the Khana Vuttayajarn as stipulated by this Act.

Section 82: The Faculty Committee, the Graduate School Committee, Committees for colleges, schools and centers and other committees that have been appointed or elected according to the Chulalongkorn University Act, B.E. 2522 or in accordance with a resolution of the University Council in office on the day that this Act takes effect shall continue to remain as such committees and perform the role of an administrative committee for the work units stipulated in this Act or to perform the roles according to what they have been appointed or elected to until a new committee has been appointed or elected according to the Act. This new appointment or election must take place no less than one hundred and eighty days from the day this Act takes effect.

Section 83: The positions of Professor, Professor Emeritus, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor or Chulalongkorn University lecturer according to specifications in the Chulalongkorn University Act B.E. 2522 shall be the positions of Professor, Professor Emeritus, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor or lecturer in accordance with this Act and those who occupy those positions shall remain in them in accordance with stipulations in this Act.

A special lecture of Chulalongkorn University according to the Chulalongkorn University Act B.E. 2522 on the day that this Act takes effect shall be a special lecturer of the University in accordance with this Act until the end of the designated term of appointment.

Section 84 The rights to proceed to the positions of Professor, Associate Professor, Assistant Professor or any other position of a civil servant or a personnel who has been transferred according to stipulations in Section 77 or has changed his status in accordance with Section 78 and the rights for promotions of a civil servant staff have not been lost as a result of a transfer, changing or not changing of status to a University employee.

Section 85: In the case that the position of a civil servant or an employee of a government agency in the University becomes vacant whether – be it before or after the day that this Act takes effect the said position shall be revoked and that position and the national budget assigned to the position as well as the personnel budget that is paid in the form of salaries, regular wages and other related monies designated for that position are transferred to the University. It should also be considered that the transferal of the said budgets is a transferal of an expense budget in accordance with the budgetary laws.

Section 86: Rules, regulations or announcements are to be issued to execute this Act to its completion within two years from the day this Act is enforced.

In absence of rules, regulations and announcements according to Clause 1, a Royal Decree, ministerial rules, announcement by the Ministry of University Affairs, regulations, guidelines or other announcements made in compliance of this act, the Chulalongkorn University Act, B.E. 2522 shall remain in force *mutatis mutandis* where does not conflict with this Act.

Countersigned by
General Surayud Chulanont
Prime Minister

Note: The reason for announcing the use of this Act is that since university level education should be congruent with social and economic changes taking place by promoting education in government universities to develop in such a way that they evolve into a state university that does not belong to the civil service but under state jurisdiction to ensure independent management and administration with greater flexibility so that quality university education may be provided in a more systematic and efficient manner. To ensure independence and academic excellence it is therefore deemed that the management and administration of Chulalongkorn University be in compliance with the said guidelines and therefore making it necessary for this issuance this Act.

