

(Emblem)

Suan Dusit University Act

B.E. 2558 (2015)

Bhumibol Adulyadej REX.

Given on the 16th Day of July, B.E. 2558 (2015)

Being the 70th Year of the Present Reign

His Majesty King Bhumibol Adulyadej has been graciously pleased to proclaim that:

Whereas it is expedient to enact a law governing Suan Dusit University;

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

Section 1. This Act shall be called “Suan Dusit University Act, B.E. 2558 (A.D. 2015)”.

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 this Act:

“University” refers to Suan Dusit University.

“Campus” refers to an educational zone, comprising Parts of the University, situated in the precinct as may be established by the University Council.

“University Council” refers to Suan Dusit University Council.

“Academic Council” refers to the Academic Council of Suan Dusit University.

“Faculty and Staff Council” refers to the Faculty and Staff Council of Suan Dusit University.

“University Staff” refers to staff of Suan Dusit University.

“University Personnel” refers to university staff, civil servants, employees of governmental agencies, governmental staff, and university employees.

“Minister” refers to the Minister, taking charge and control of the execution of this Act.

Section 4. Rajabhat Suan Dusit University under Rajabhat University Act, B.E. 2547, shall be Suan Dusit University hereunder and become a juristic person.

Suan Dusit University shall be a unit under the governmental supervision, and not be a governmental agency under the law governing State Affairs Administrative Procedures, the law governing Ministry of Education Affairs Administrative Procedures, and the law governing Adjustment of Ministry, Governmental Department, and Department, and not be a state enterprise under the law governing Budgetary Method and other laws.

Section 5. Minister of Education shall take charge and control of the execution of this Act.

Chapter 1

General

Section 6. The University shall be an academy of advanced knowledge and profession, aiming to provide education, enhance advanced knowledge and profession, generate graduates, research, provide academic services to society and locality, initiate, improve, transfer, and develop body of knowledge with expertise, and maintain arts and culture.

The University means to generate graduates with knowledge and conscience, replete with intelligence and ethics, longing for knowledge, applying judgment, with selfless spirit, appropriate personality, and public accountability.

Section 7. In order to attain the objectives mentioned in Section 6, the University shall take the following into account:

- (1) Equality of educational opportunity.
- (2) Technical excellence in conjunction with conscience and ethics.
- (3) Academic standard and quality.
- (4) Applying knowledge into society for guidelines of social problem solution.
- (5) Social and public accountability on national and local basis.
- (6) Efficient and effective administration with transparency and readiness for inspection.
- (7) Administration with participation of personnel.
- (8) Optimization of resources and encouragement of resource sharing.

Section 8. The University may be divided into the followings:

- (1) University Office
- (2) Campus Office
- (3) Faculties / Schools
- (4) Offices
- (5) Institutes
- (6) Other faculty-equivalent parts

Section 9. Establishment, combination, and dissolution of any part under Section 8 shall be announced by the University and promulgated in the Government Gazette.

Establishment, combination, and dissolution of any internal unit of the parts under Section 8 shall be announced by the University.

Section 10. Under such objectives in Section 6, the University may admit any higher academy or other institutes to join the University, and is competent to grant any degree, diploma, or certificate of any level to graduates from such associate institutions.

Admission or dissolution of admission on the higher academy or other institutions under the first paragraph shall be announced by the University and promulgated in the Government Gazette.

Control on any higher academy or other institutes, having joined the University, shall be subject to the University's Articles of Association.

Section 11. Under such objectives in Section 6, the University may provide education and conduct research in cooperation with other local or foreign higher academy or other institutes or international organizations; and, for such purposes, the University is competent to grant any degree, diploma, or certificate of any level in cooperation with such higher academy to any graduates.

Provision of education or dissolution of educational provision, mentioned in the first paragraph, shall be announced by the university and promulgated in the Government Gazette.

Implementation, mentioned in the first paragraph, shall be subject to the University's Articles of Association.

Section 12. The businesses of the University shall not be subject to either the Labor Protection Law or the Labor Relations Law. However, the University's personnel shall be provided with protection and remuneration not less than that prescribed in the Labor Protection Law.

Section 13. The University shall have authority to perform actions under the objectives, mentioned in Section 6. Such authority shall include the following:

(1) To purchase, sell, hire, engage, construct, provide, transfer, take on transfer, rent, lease, hire purchase, let hire purchase, exchange, and distribute or enter into any juristic act for the benefit of the businesses of the University, and own, possess, hold intellectual property rights or proprietary rights in the University's properties, and dispose properties within and out of the kingdom, and receive money or properties donated.

Disposal or exchange of immovable properties of the University may be done on the immovable properties, acquired in accordance with Section 16 with purposes of allowed disposal or exchange.

(2) To receive fees, subscription fees, remuneration, penalty, and service charges for the services, rendered within the authority of the University, and agree and stipulate conditions in relation to the foregoing.

(3) To cooperate with other agencies of the government or private individual or foreign or international organizations or agencies in connection with any business in respect of implementation under the objectives, mentioned in Section 6.

(4) To borrow and to lend money with security by person or property, hold shares, become partner, and invest or jointly invest for the benefit of the University's affairs.

Borrowing money, lending money, holding shares, participation in any partnership, investment or joint investment, with the fund exceeding the limit, prescribed by the Minister, shall be subject to the approval of the Cabinet.

(5) To establish or jointly establish corporate organizations for implementation under the objectives, mentioned in Section 6.

(6) To provide scholarships and research fellowships of different fields.

(7) To determine remuneration or special remuneration as well as welfare and other benefits to the University's Personnel.

(8) To establish a fund for undertakings under the University's objectives with the administration of the fund conformable to the University's Articles of Association.

(9) To administrate, supervise, maintain, manage, use and make profit from the University's properties and Royal Store land under the Royal Store Land Law.

Section 14. The University's revenues come from the followings:

(1) General subsidy, annually distributed by the Government.

(2) Money and properties, donated to the University.

(3) Fees, subscription fees, remuneration, penalty, and service charges of the University.

(4) Revenues or benefits, earned from investment or joint investment and from the University's properties.

(5) Revenues or benefits, earned from usage of Royal Store land or making of profit from the Royal Store land, administrated, supervised, used, or utilized by the University.

(6) Fund, established by the Government or University, and revenues or benefits, earned from the Fund.

(7) Other revenues or benefits.

General subsidy under (1) shall be directly distributed by the Government to the University in sufficient amount to cover the expenses, required for compliance with the University's objectives and development to secure educational quality.

The University's revenues are not required to be remitted to the Treasury as public revenue in accordance with the Treasury Reserves Law, Budgetary Method Law, or other laws.

In case that the revenues, mentioned in the first paragraph, are insufficient to cover the expenses of the University's reasonable undertakings and charges and the University is unable to raise money from other sources, the Government shall distribute additional general subsidy to the University as may be necessary.

In case that the Government has adjusted the Civil Servants' salary, position allowance, remuneration, or other privileges, the Government shall distribute additional budget in terms of general subsidy to the University at the same proportion to cover the expenses to the University Staff.

Section 15. The University shall encourage and support students, admitted by the University to study, and truly economically disadvantaged students to have opportunity to complete a bachelor's degree.

The rules and methods of diagnosis on who truly economically disadvantaged students are shall be subject to the University's Articles of Association.

Section 16. Immovable properties, donated to the University or purchased with the University's revenues or exchanged with the University's assets or otherwise acquired, shall not be deemed to be the Royal Store land and shall belong to the University.

Section 17. The University's revenues and assets shall be managed to attain the University's objectives in accordance with Section 6.

Money and assets, donated to the University, shall be managed under the terms, stipulated by donors. When it is necessary to modify the said terms, the University shall be given consent by donors or heirs thereof. In case of no heirs or the heirs not appearing, approval by the University Council shall be required.

Section 18. The University's assets for the benefits of education and research directly are not subject to liability for any execution or administrative enforcement, and nobody may set up the prescription against the University in respect of the University's assets.

Chapter 2 Implementation

Section 19. The University Council shall be established, consisting of the following:

- (1) Chairman of the University Council graciously appointed by His Majesty the King.
- (2) Members of the University Council, i.e. President, Chairman of the Board of University Operation Promotion, and Chairman of Faculty and Staff Council.
- (3) One Member of the University Council, elected from holders of the position of Vice President.

(4) Two Members of the University Council, elected from holders of the position of Dean.

(5) Two Members of the University Council, elected from holders of the position of Office Director, Institute Director, or Chief of Other Faculty-Equivalent Part but not the holders of the position of Dean.

(6) Two Members of the University Council, elected from Permanent Faculties, having lectured for no less than five years, and not holders of the positions Vice President, Dean, Office Director, Institute Director, or Chief of Other Faculty-Equivalent Part.

(7) Two Members of the University Council, elected from University Support Staff, having worked for no less than five years, and not holders of the positions of Associate President, Dean, Office Director, Institute Director, or Chief of other Faculty-Equivalent Parts.

(8) Twelve Distinguished members of the University Council to be graciously appointed by His Majesty the King from the third party.

Qualifications, rules, and how to recruit Chairman of the University Council and Distinguished members of the University Council shall be subject to the University's Articles of Association. One out of such Distinguished members shall be recruited from the List, nominated by Higher Education Commission.

Qualifications, rules, and how to elect Members of the University Council under (3), (4), (5), (6) and (7) shall be subject to the University's Articles of Association

The University Council shall elect one of its Distinguished members to serve as its Vice Chairman, and the Vice Chairman of the University Council shall represent the Chairman of the University Council when the Chairman is unable to perform his duty or there is no holder of the position of Chairman of the University Council. If the Vice Chairman of the University Council is unable to perform his duty or there is no holder of the position of Vice Chairman of the University Council, the University Council shall elect one of its Distinguished members to represent the Chairman of the University Council.

The University Council shall appoint one Vice President to assume the position of Secretary of University Council upon the President's recommendation, and the Director of the University Office to assume the position of Assistant Secretary.

Section 20. Chairman of the University Council and Distinguished members of the University Council under Section 19 (8) shall be in their office for a term of three years and may be graciously re-appointed by His Majesty the King.

Members of the University Council under Section 19 (6) and (7) shall be in their office for a term of three years and may be re-elected.

Other than retirement from their office on completion of the term, the Chairman of the University Council and Members of the University Council under Section 19 (6), (7) and (8) shall leave their office in the following cases.

- (1) Death.
- (2) Resignation.
- (3) Being removed by resolution of the University Council.
- (4) Not qualified to be Chairman of the University Council or Member of the University Council of that class.
- (5) Imprisonment by final judgment of imprisonment.
- (6) Becoming bankrupt.
- (7) Being incompetent or quasi-incompetent.

In case of vacancy of the position of Chairman of the University Council or Members of the University Council by any cause whatever and such vacancy having not yet been replaced, the University Council shall consist of the remaining Members thereof.

In case of the Chairman of the University Council or any Member thereof under Section 19 (6), (7) and (8) retiring his office prematurely and the substitute having been graciously appointed by His Majesty the King or otherwise appointed or elected, such substitute so graciously appointed by His Majesty the King or otherwise appointed or elected shall retain the office during such time only as the previously assuming person, whom he is replacing, is entitled to retain the same. However, if the remaining term of office is less than ninety days, no substitute may be required.

In case of the Chairman of the University Council or any Member thereof retiring their office upon completion of the term, and the new Chairman of the University Council or Distinguished member of the University Council having not yet been graciously appointed by His Majesty the King, or other new Member of the University Council having not yet been elected, the Chairman of the University Council or any Member thereof so retiring shall continue to perform his duty until such new Chairman of the University Council or Distinguished member of the University Council is graciously appointed by His Majesty the King or other new Member of the University Council is elected.

Section 21. The University Council shall have authority to supervise the general businesses of the University, including the following:

- (1) To impose the policy and development direction in order to attain the University's objectives.
- (2) To approve the University's development plan and operation plan.
- (3) To enact regulations, procedures, announcement and instruction of the University for the sake of the University's operation, and possibly assign any Part of the University to enact regulations, procedures, announcement and instruction for such Part on case by case basis.
- (4) To approve granting of Degree, Advanced Certificate, Certificate of Graduate, Diploma, and Certificate of the University itself or under the educational provision by the University and any other higher academy or other institute, and approve granting of Honorary Degree.

(5) To approve establishment, combination, or dissolution of any Part of the University under Section 8, and division of Internal Units of the Part as such.

(6) To approve admission and dissolution of admission, joint educational provision or dissolution of joint educational provision with any higher academy or other institutes.

(7) To approve curriculum and opening for instruction, as well as improvement, dissolution, combination, or annulment of curriculum.

(8) To consider to proceed for His Majesty the King to graciously appoint and consider to remove the Chairman of the University Council, any Distinguished member of the University Council, President, Professor and Special Professor.

(9) To appoint and remove any member of Academic Council and member of University Operation Promotion.

(10) To appoint and remove any Associate President, Dean, Office Director, Institute Director, Chief of Other Faculty-Equivalent Part, Associate Professor, Special Associate Professor, Assistant Professor, and Special Assistant Professor.

(11) To enact regulations and procedures governing the University's personnel administration.

(12) To impose the policy and how to raise revenue and establish corporate organizations.

(13) To enact regulations and procedures governing administration of the University's budget, finance, supplies and assets.

(14) To approve the setting of the University's revenue budget and expenditure budget.

(15) To approve borrowing, lending, investment or joint investment under Section 13 (4).

(16) To enact regulations governing remuneration or special remuneration as well as welfare and other benefits to the University's Personnel.

(17) To appoint any committee, sub-committee, or any person for any action to be performed under the authority of the University Council, and delegate such committee, sub-committee, or person, and then report it to the University Council.

(18) To follow up and evaluate the operating result of the management by the President.

(19) To confirm the University's annual operating report and present such report to the Cabinet for acknowledgement.

(20) To perform other duties in relation to the University's activities, not specifically assigned to any Part or person.

Section 22. The meeting and operating method of the University Council shall be subject to the University's Articles of Association.

Section 23. The Academic Council shall be established as Organization, entrusted by the University Council, to conduct the University's academic activities, with authority to provide

consultancy and suggestion to the University Council and the President in respect of curriculum, teaching, research, and educational quality.

Member of Academic Council shall be appointed by the University Council and comprise the President as Chairman and Distinguished members from the University and the third party.

Number, qualifications, rules, and how to acquire, term of office and retirement from office of the Members, as well as the meeting and operating method of the Academic Council shall be subject to the University's Articles of Association.

Section 24. Faculty and Staff Council shall be established and consist of Chairman and Members from Permanent Faculties and the University Personnel.

Number, qualifications, rules, and how to acquire, term of office, retirement from office, as well as the meeting and operating method of the Faculty and Staff Council shall be subject to the University's Articles of Association.

Section 25. The Faculty and Staff Council shall be obliged to the following:

- (1) To provide advice and suggestion to the University Council and the President on the University's operation.
- (2) To enhance ethics of Faculty and Staff of the University.
- (3) To enhance advancement and uphold honor of the Faculty and Staff of the University.
- (4) To perform other duties as may be entrusted by the University Council or the President.

Section 26. A Board of University Operation Promotion shall be established, consisting of Chairman and Members, appointed by the University Council from third parties.

The Board of University Operation Promotion shall be obliged to promote and provide suggestion and advice to the University, promote provision of scholarship for needy students to have an opportunity to study in the University, and raise revenue to the University.

Number, qualifications, rules, and how to acquire, term of office, retirement from office of the Chairman and Members of the Board of University Operation Promotion, as well as the meeting and operating method of the Board of University Operation Promotion shall be subject to the University's Articles of Association.

Section 27. The President shall serve as supreme superior and take charge of the administration of the University, and the Vice President or Assistant President or both the Vice President and Assistant President, in the number as may be established by the University Council, may be sought to perform duties and take charge as may be assigned by the President.

Section 28. The President shall be graciously appointed by His Majesty the King upon recommendation by the University Council from the qualified persons without prohibition as may be prescribed in Section 29.

Rules and how to recruit the President shall be subject to the University's Articles of Association.

The Vice President shall be appointed by the University Council upon recommendation by the President from the qualified persons under Section 30.

The Assistant President shall be appointed by the President from the qualified persons under Section 30.

Section 29. The President shall be qualified either of the following:

(1) Having graduated with no lower than doctorate degree or comparable from a university or any other higher education institutes, recognized by the University Council, and having provided lessons, or having experienced with administration for no less than three years in a university or any other higher education institutes, recognized by the University Council, or having otherwise experienced with administration in accordance with the rules, prescribed in the University's Articles of Association, for no less than three years.

(2) Having graduated with any degree or comparable from a university or any other higher education institutes, recognized by the University Council, and having provided lessons, or having experienced with administration for no less than five years in a university or any other higher education institutes, recognized by the University Council, or having otherwise experienced with administration in accordance with the rules, prescribed in the University's Articles of Association, for no less than five years, or having assumed the position of Member of University Council for no less than five years.

Besides the qualifications under the first paragraph, the President shall be otherwise qualified without prohibition as may be prescribed in the University's Articles of Association.

Section 30. Vice President and Assistant President shall graduate with any degree or comparable from a university or any other higher education institutes, recognized by the University Council, and having provided lessons, or having experienced with administration for no less than three years in a university or any other higher education institutes, recognized by the University Council, or having otherwise experienced with administration in accordance with the rules, prescribed in the University's Articles of Association, for no less than three years, or having assumed the position of Member of University Council for no less than three years.

Besides the qualifications under the first paragraph, the Associate President and Assistant President shall be otherwise qualified without prohibition as may be prescribed in the University's Articles of Association.

Section 31. The President shall assume his office for a term of four years, and may be graciously re-appointed by His Majesty the King but for no more than two terms of office consecutively.

When the President retires his office, the Vice President and Assistant President shall retire their office as well.

Other than retirement from his office upon completion of the term, the President shall leave his office in the following cases.

- (1) Death.
- (2) Resignation.

(3) Ineligible or disqualified in accordance with Section 29.

(4) Removed by resolution of the University Council with votes of no less than two-thirds of the numbers of all existing Members.

(5) The University Council's resolution of retirement from office due to failure of evaluation in accordance with the rules, prescribed by the University Council.

(6) Imprisonment by final judgment of imprisonment.

(7) Becoming bankrupt.

(8) Being incompetent or quasi-incompetent.

Section 32. The President shall represent the University for all affairs and shall have the following authority:

(1) To administer the University's operation in accordance with the law, regulations, procedures, announcement, and instruction of the University as well as the policy and objectives of the University.

(2) To prepare the University's Development Plan to be presented to the University Council, and perform the University's policy and Development Plan, follow up and evaluate the operating activities of the University.

(3) To carry out the University's academic administration, personnel administration, financial administration, supply administration, and other assets administration in accordance with the law, regulations, procedures, announcement, and instruction of the University.

(4) To appoint and remove the Assistant President, Vice Dean, or Deputy Chief of Other Faculty-Equivalent Parts.

(5) To raise revenues and resources from sources in order to support the University's implementation.

(6) To prepare revenue budget and expenditure budget to be presented to the University Council for approval.

(7) To present the annual report in terms of the University's businesses to the University Council.

(8) To perform other duties in accordance with the law, regulations, procedures, announcement, and instruction of the University, or as may be assigned by the University Council.

Section 33. In case that the President is absent or cannot perform his duty, the Vice President shall be in charge of the functions on behalf. If there are several Vice Presidents, the one, entrusted by the President, shall be in charge of the functions on behalf. If the President fails to entrust anyone, the most senior Vice President shall be in charge of the functions.

If there is no holder of the position of President, or no one in charge of the functions of the President under the first paragraph, or the one in charge of the functions cannot perform the duty, the University Council shall appoint a qualified person under Section 29 to take charge of the

functions on behalf but for no more than one hundred and eighty days as from the date of appointment.

Section 34. In a Campus, the Campus Office shall be established, and an Associate President, appointed by the University Council upon recommendation by the President, shall command and take charge of the functions of such Campus in accordance with the law, regulations, procedures, announcement, and instruction of the University, and perform other duties as may be assigned by the President.

Section 35. In a Faculty or Other Faculty-Equivalent Part with Schooling Provided, a Dean shall command and take charge of the functions of such Faculty or Other Faculty-Equivalent Part with Schooling Provided; and one or several Vice Deans in accordance with the number as may be established by the University Council shall perform duty and take charge as may be assigned by the Dean.

Rules and how to recruit the Dean shall be subject to the University's Articles of Association.

The Dean shall be appointed by the University Council from the qualified persons under Section 36 and assume his office for a term of four years, and may be re-appointed but for no more than two terms of office consecutively.

The Associate Dean shall be appointed by the President upon recommendation by the Dean from the qualified persons under Section 36, and the President shall be competent to remove the Associate Dean upon recommendation by the Dean.

When the Dean retires his office, the Associate Dean shall retire his office as well.

Section 33 shall be applicable to taking charge of the functions on behalf of the Dean *mutatis mutandis*.

Section 36. Dean and Associate Dean shall graduate with any degree or comparable from a university or any other higher education institute, recognized by the University Council, and having provided lessons, or having experienced with administration for no less than three years in a university or any other higher education institute, recognized by the University Council, or having otherwise experienced with administration in accordance with the rules, prescribed in the University's Articles of Association, for no less than three years, or having assumed the position of Member of University Council for no less than three years.

Besides the qualifications under the first paragraph, the Dean and Associate Dean shall be otherwise qualified without prohibition as may be prescribed in the University's Articles of Association.

Section 37. In a Faculty or Other Faculty-Equivalent Part with Schooling Provided, a Board of the Faculty or a Board of the Other Faculty-Equivalent Part with Schooling Provided shall be established.

Number, qualifications, rules and method of acquisition, term of office and retirement from office of Members, as well as authority and the meeting and operating activities of the Board of the Faculty or the Board of the Other Faculty-Equivalent Part with Schooling Provided under the first paragraph shall be subject to the University's Articles of Association.

Section 38. In a Office, Institute, or Other Faculty-Equivalent Part without Schooling Provided, a Director or a Chief of Part, appointed by the University Council, shall command and take charge of the functions of such Part; and Deputy Director or Deputy Chief of Part in the number as may be established by the University Council may perform duty and take charge as may be assigned by the Director or the Chief of Part.

The Director or the Chief of Part under the first paragraph shall assume his office for a term of four years, and may be re-appointed but for no more than two terms of office consecutively. When the Director or the Chief of Part retires his office, the Deputy Director or the Deputy Chief of Part shall retire his office as well.

Qualifications, rules and how to appoint the Director or the Chief of Part and the Deputy Director or Deputy Chief of Part, and retirement from office prematurely shall be subject to the University's Articles of Association.

Section 39. In the University Office or the Campus Office, a Director shall command and take charge of the functions of such Part; and one or several Deputy Directors may perform duty and take charge as may be assigned by the Director.

Number, qualifications, rules and how to acquire, how to appoint, as well as the authority of the Director and the Deputy Director shall be subject to the University's Articles of Association.

Regarding acting for the Director, Section 33 shall be applicable thereto *mutatis mutandis*.

Section 40. Holder of the position of President, Vice President, Assistant President, Dean, Vice Dean, Director, Deputy Director, Chief or Deputy Chief of Other Faculty-Equivalent Part, shall perform his duty on full time basis and shall not hold more than one position at the same time.

Holder of one position under the first paragraph may be in charge of the functions of another position only but for no more than one hundred and eighty days.

Section 41. For the benefit of the administration of the University Office, Campus Office, Faculty, Office, Institute, and Other Faculty-Equivalent Parts, the President may delegate the holder of the position of Dean, Director, or Chief of such Part to perform duty or take charge of the functions on behalf of the President particularly for such Part.

The Dean, Director, or Chief of Part, delegated by the President, may sub-delegate the Vice Dean, Deputy Director, or Deputy Chief of Part to perform duty delegated on behalf upon approval by the President. Such delegate or sub-delegate shall have authority as may be assigned by the President.

Section 42. Taking charge of the functions, delegation, and sub-delegation by holders of positions in the University shall be subject to the University's Articles of Association.

In case that any law, regulations, procedures, instruction, or resolution of the Cabinet appoints or assigns any holders of position as Member or Sub-member, or with any authority, the person in charge of the functions shall perform the duties of Member or Sub-member or have the same authority as such holder of position does during the term of taking charge of the functions.

Chapter 3

Quality Assurance and Evaluation

Section 43. The University shall establish the educational quality assurance system for the development of the University's educational quality and standard.

System, rules, and how to assure the educational quality shall be subject to the University's Articles of Association.

Section 44. The University shall establish the evaluation system for the University's Parts in order to develop the University's quality and standard.

System, rules, and how to evaluate the University's Parts shall be subject to the University's Articles of Association.

Section 45. The Academic Council shall establish evaluation of the curriculum, schooling, and matriculation in accordance with the curriculum and rules, methods, and terms as may be prescribed by the University Council, and submit to the University Council for consideration.

Section 46. The University Council shall establish evaluation of performance of the President and Chief of Part in accordance with the rules, methods, and terms as may be prescribed in the University's Articles of Association.

Section 47. The President shall establish evaluation of performance of the University Personnel in accordance with the rules, methods, and terms as may be prescribed in the University's Articles of Association.

Chapter 4 **Accounting and Audit**

Section 48. The University shall impose and maintain proper accounting system, classified by the University's Parts, with ledgers of actual assets, liabilities, cost, revenue, and expenditure, and particulars thereof; and, internal audit shall be performed on regular basis.

Entries to be input on the ledgers under the first paragraph shall be subject to generally-accepted accounting standard.

Section 49. The University shall prepare a financial statement and revenue and expenditure account, to be submitted to the University's auditor within ninety days as from the end of annual accounting period.

The starting date and the ending date of the University's annual accounting period shall be subject as the University's announcement.

Section 50. The Office of the Auditor General or the third party, appointed by the University Council upon approval by the Office of the Auditor General, shall serve as the University's auditor, and audit and confirm the University's accounts and finance of all kinds at every annual accounting period.

Section 51. The auditor shall be competent to audit all related books, documents, and evidence of the University, and, for these purposes, to inquire the President and the University Personnel, and to call for all related books, documents, and evidence of the University to be submitted in addition as may be necessary.

Section 52. The auditor shall prepare the report of the result of auditing of accounts and finance, to be presented to the University Council within one hundred and fifty days as from the end of the annual accounting period, for the University Council to submit to the Minister.

The University shall publish the annual report of the ended year, present the balance sheet, operating account, revenue and expenditure account, confirmed by the auditor; and, present the University's performance of the previous year and the operating plan for the following year within one hundred and eighty days as from the end of the annual accounting period.

Section 53. The President shall assume the senior position in accordance with the Organic Law governing Prevention and Combat of Corruption.

Chapter 5 Supervision

Section 54. The Minister shall have authority to generally supervise the University's activities in accordance with the objectives, mentioned in Section 6, and the Government's policy or the Cabinet's resolution, specifically related to the University. In case of any conflict with the University's operation, likely to cause damage to the community at large, the Minister shall submit the issue to the Cabinet for consideration. Upon the Cabinet's adjudication, those concerned persons shall be obliged to comply with such adjudication of the Cabinet.

Section 55. The Minister shall present all the matters to be submitted by the University to the Cabinet hereunder.

Chapter 6 Academic Positions

Section 56. The University's Permanent Faculties shall hold the following academic positions.

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

Professor shall be graciously appointed by His Majesty the King upon recommendation by the University Council.

The University Council may establish any otherwise-called academic position, to be announced by the University and promulgated in the Government Gazette.

Qualifications, rules, and how to appoint and remove the academic position holders shall be subject to the University's Articles of Association.

Section 57. The Special Professor shall be graciously appointed by His Majesty the King from Non- University Personnel upon recommendation by the University Council.

Qualifications, rules, and how to appoint and remove the Special Professor shall be subject to the University's Articles of Association.

Section 58. The University Council may appoint any properly qualified person, who is not a member of University Personnel, as Special Associate Professor and Assistant Special Professor upon recommendation by the Academic Council.

The President may appoint any properly qualified person as Special Lecturer upon recommendation by the Dean or Chief of Other Faculty-Equivalent Part with Schooling Provided.

Qualifications, rules, and how to appoint and remove the Special Associate Professor, Assistant Special Professor, and Special Lecturer shall be subject to the University's Articles of Association.

Section 59. Any person, graciously appointed by His Majesty the King to assume the position of Professor, Special Professor, or appointed to assume the position of Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor, or otherwise-called academic position hereunder, shall be entitled to apply the said academic position as his title of academic standing perpetually.

Abbreviation of the title, mentioned in the first paragraph, may be applied as follows.

	Abbreviation
Professor	Prof.
Special Professor	Prof. (Special)
Associate Professor	Assoc. Prof.
Special Associate Professor	Assoc. Prof. (Special)
Assistant Professor	Asst. Prof.
Assistant Special Professor	Asst. Prof. (Special)

Application of the title and abbreviation thereof for the otherwise-called academic position shall be subject to the University's Articles of Association.

Chapter 7

Degree and Academic Standing Mark

Section 60. There are 3 levels of degree as follows:

- Doctorate Degree
- Master Degree
- Bachelor Degree

Section 61. The University is competent to grant degrees, diplomas, or certificates of academic branches, where courses are provided by the University, and cooperate to grant degree of academic branches, where courses are provided in cooperation with other local or foreign higher academy or institute or international organization.

Determination of degrees, diplomas, or certificates of any levels for any academic branches and abbreviations for such academic branch shall be announced by the University and promulgated in the Government Gazette.

Section 62. The University Council may effect a regulation for a graduate to be granted with a bachelor degree with 1st class honor or a bachelor degree with 2nd class honor.

Section 63. The University Council may effect a regulation for Certificate of any Level and Diploma as follows:

- (1) Higher Graduate Diploma, to be granted to any graduate of any academic branch after having been granted of Master Degree or comparable.
- (2) Graduate Diploma, to be granted to any graduate of any academic branch after having been granted of Bachelor Degree or comparable.
- (3) Diploma, to be granted to any person having completed courses of any academic branch before bachelor degree.
- (4) Other Certificates, to be granted to any person having completed any specific subject.

Section 64. The University is competent to grant an honorary degree to any person, whom the University Council considers properly qualified for such degree, but shall not grant the said degree to incumbent Permanent Faculties, Position Holders in the University, Chairman of the University Council, or Members of the University Council.

Levels and branches of degrees and rules of granting of honorary degree shall be subject to the University's Articles of Association.

Section 65. The University may prescribe any academic standing hood or academic standing pin as a marking for academic standing of a grantee of Degree, Advanced Certificate of Graduate, Certificate of Graduate, Diploma, and Certificate; and, may prescribe an official hood for Chairman of the University Council, official hood for Members of the University Council, official hood for the Management, or official hood for the Faculties of the University.

Determination of nature, kind, class, and component of the academic standing hoods, academic standing pins, and official hood shall be announced by the University and promulgated in the Government Gazette.

Occasion and terms of using of the academic standing hood, academic standing pin, and official hood shall be subject to the University's Articles of Association.

Section 66. The University may prescribe any seal, marking, or emblem of the University or any Part of the University, to be announced by the University and promulgated in the Government Gazette.

Usage of the seal, marking, or emblem under the first paragraph, for business purposes or not for the benefit of the University or Parts of the University, shall be approved in writing by the University.

Section 67. The University may establish uniform, marking, or apparel for students and University Personnel, to be prescribed in the University's Articles of Association and promulgated in the Government Gazette.

Chapter 8 Stipulated Penalty

Section 68. Any person, using the academic standing hood, academic standing pin, official hood, uniform, marking, or apparel for students and University Personnel without right to use or represent in any respect that she/he has any degrees, Higher Graduate Diploma, Graduate Diploma, Diploma, or Certificate, or holds any position in the University without right, and trying to convince other people that she/he is entitled to use or have such academic standing or position, shall be punished by imprisonment for no more than six months or by a fine of no more than fifty thousand baht or both imprisonment and fine.

Section 69. Any person, who commits any of the following acts, shall be punished by imprisonment for no more than one year or by a fine of no more than one hundred thousand baht or both imprisonment and fine.

(1) To falsify or imitate the seal, marking, or emblem of the University or Parts of the University in any color or manner.

(2) To use any false or imitated seal, marking, or emblem of the University or Parts of the University.

(3) To use or present the seal, marking, or emblem of the University or Parts of the University on any object or product in violation with Section 66, Second Paragraph.

A person, who has committed an offense under (1) and an offense under (2), shall be punished according to (2) on single count of offenses.

The offenses under (3) are compoundable offenses.

Transitory Provision

Section 70. All undertakings, assets, rights, liabilities, obligations, budgets and revenues of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, shall be transferred to the University under this Act.

Section 71. Rajabhat Suan Dusit University Council in accordance with Rajabhat University Act, B.E. 2547, shall hold its incumbency further till the University Council under this Act is established, which shall not exceed one year as from the effective date of this Act.

Section 72. The Academic Council, the Faculty and Government Official Council, and the Board of University Operation Promotion of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, shall hold their incumbency further till the Academic Council, the Faculty and Staff Council, and the Board of University Operation Promotion under this Act are established, which shall not exceed two years as from the effective date of this Act.

Section 73. Governmental Agencies of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, and Units, approved by the University Council and established in the University on the day prior to the effective date of this Act, shall remain in existence until it is announced by the University that Parts are established in accordance with Section 8.

Section 74. The Board of the Faculty and the Board of the Governmental Agency or Otherwise-Called and Faculty-Equivalent Unit of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, shall hold their incumbency further till re-division of Parts is effected hereunder, which shall not exceed two years as from the effective date of this Act.

Section 75. Professor, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor, and Lecturer of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, on the day prior to the effective date of this Act, shall further hold the positions of Professor, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor, and Lecturer of the University under this Act.

Special Lecturer of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, on the day prior to the effective date of this Act, shall further hold the position of Special Lecturer of the University under this Act till completion of appointment term.

Section 76. Holders of the positions of President, Dean, Director of Office of the President, Office, Director, Institute Director, and Chief of Governmental Agency or Otherwise-Called and Faculty-Equivalent Unit of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, on the day prior to the effective date of this Act, shall hold their incumbency further till completion of the term. If such persons are the University's Civil Servants, they shall declare their intention of changing of status to University Staff hereunder within sixty days as from the effective date of this Act. If the persons fail to declare their intention as such within the prescribed period, they shall retire from office.

Section 77. Calculation of office term of the holder of position of President under Section 31, Dean or Chief of Other Faculty-Equivalent Part under Section 35, shall include the office term in accordance with Rajabhat University Act, B.E. 2547.

Section 78. The Civil Servants, University Staff, Employees of the Governmental Agencies under Rajabhat Suan Dusit University, Governmental Staff and Employees of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, on the day prior to the effective date of this Act, shall further hold the positions of Civil Servants in the Higher Education Institute, University Staff, Employees of the Governmental Agencies, Governmental Staff, and Employees of the University hereunder, and shall perform their duty in the University hereunder, to be deemed to perform their official duty, or to perform their duty as University Staff, or to perform their duty as Employees of the Governmental Agencies, Governmental Staff, or Employees of the University, as the case may be.

During the term of their service under the first paragraph, the eligibility into the positions of Professor, Associate Professor, Assistant Professor, or any other position of the University Personnel under the first paragraph, and the eligibility for promotion of the Civil Servants, shall be subject to the Law governing Procedures of Civil Servants in Higher Education Institute.

For the sake of personnel administration of Civil Servants, Governmental Staff, and Employees of the Governmental Agencies under the first paragraph, the University shall be deemed to be a Governmental Agency, and such Civil Servants, Governmental Staff, and Employees of the Governmental Agencies shall obtain their salary, remuneration, and other emolument through the University by means of disbursements from the national budget, personnel budget in terms of salary and permanent wages and other related emolument; and, the Law governing Procedures of Civil Servants in Higher Education Institute, Procedures of the Office of the Prime Minister governing Governmental Staff, or the Procedures of Ministry of Finance governing Employees of the Governmental Agencies shall be applicable thereto as the case may be.

Eligibility for promotion of the Employees of the Governmental Agencies under the first paragraph shall be subject to the Procedures of Ministry of Finance governing Employees of the Governmental Agencies.

In case that the Law governing Procedures of Civil Servants in Higher Education Institute, Procedures of the Office of the Prime Minister governing Governmental Staff, or the Procedures of Ministry of Finance governing Employees of the Governmental Agencies are applicable but inconsistent with this Act, or in the event that they are not applicable by any cause whatever, implementation for the part inconsistent with this Act or for the part inapplicable shall be subject to the Regulations, prescribed by the University Council.

Section 79. For any Civil Servant, Member of Governmental Staff, and Employee of the Governmental Agency under Section 78, who declares her/his intention of changing of status to University Staff Member or University Employee hereunder within three years as from the effective date of this Act, the University shall place such person as University Staff Member or University Employee as the case may be in accordance with the rules and method, prescribed by the University Council.

Section 80. Any Civil Servant, who has been placed as University Staff Member, shall be deemed to be discharged from government service due to the official position having been dissolved or depleted in accordance with the Law governing Gratuity and Pension of Civil Servants or the Law governing Government Pension Fund as the case may be as from the date of being placed as University Staff Member.

Employees of the Governmental Agencies, having been admitted by the University as University Staff under Section 79, shall be deemed to be discharged from service due to the position having been depleted by the Governmental Agencies, and shall be entitled to obtain gratuity in accordance with the Procedures of Ministry of Finance governing Gratuity of Employees.

Civil Servants, being Members of the Government Pension Fund, shall be entitled to hold membership further even after having been retired from the official service; in such a case, they shall be entitled to obtain the official welfare benefits as pensioners under the Law governing Government Pension Fund do.

University Staff, having obtained privileges as official pensioners, shall be exempt from being subject to the Law governing Social Security; however, they shall not be deprived of the right to be voluntarily secured.

Section 81. In case of any vacancy of the positions of Civil Servants, Governmental Staff, and Employees of the Governmental Agencies in the University prior to or after the effective date of this Act, such positions shall be dissolved, and the related position rates and the national budget for the rates, as well as the personnel budget in terms of salary and permanent wages and other related emolument, set up for such positions, shall be transferred to the University, and such budget shall be deemed to be expenditure budget being transferred in accordance with the Law governing Budgetary Method.

Section 82. The University shall affect regulations, procedures, announcement and instruction of the University in compliance with this Act completely within two years as from the effective date of this Act.

Pending effect of the regulations, procedures, announcement and instruction of the University in compliance with this Act; the Royal Decree, Ministerial Regulations, regulations, procedures, announcement and instruction of Rajabhat Suan Dusit University in accordance with Rajabhat University Act, B.E. 2547, applicable on the day prior to the effective date of this Act, shall apply mutatis mutandis as may be neither contradictory nor discrepant to this Act.

Counter-signed by
General Prayut Chan-O-Cha
Prime Minister

Remarks: Reasons for promulgation of this Act are as follows. Whereas it is expedient to extend the scope of education, provided by Rajabhat Suan Dusit University, established by Rajabhat University Act, B.E. 2547, for broader implementation, by means of establishment of Suan Dusit University; and, whereas the Constitution of the Kingdom of Thailand has provided for a Law governing the National Education and educational improvement in harmony with economic and social transformation; in addition, whereas the Government's policy has encouraged public universities to develop to become non-governmental agency public universities under the Government's supervision for the sake of streamlined and identity management to be able to provide higher education with quality, efficiency, and more social usefulness, and to be internationally competitive; and, whereas higher educational provision should take independency and academic excellence into account; it is expedient to reorganize Rajabhat Suan Dusit University in accordance with the foregoing guidelines; and, it is therefore necessary to enact this Act.