

[This is an unofficial translation version.]

MAEJO UNIVERSITY ACT, B.E. 2560

**His Majesty King Maha Vajiralongkorn Bodindradebayavarangkun
Given on the 2nd Day of April B.E. 2560.
Being the 2nd Year of the Present Reign.**

His Majesty King Maha Vajiralongkorn Bodindradebayavarangkun is graciously pleased to proclaim that:

Whereas it is expedient to amend the law on Maejo 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 is called the “Maejo University Act, B.E. 2560.”

Section 2. This Act shall come into force after 30 days from the date of its publication in the Government Gazette.

Section 3. This Act shall repeal the Maejo University Act B.E. 2539.

Section 4. In this Act:

“University” means Maejo University.

“Campus” means the University’s Educational Area which consists of at least two University departments. In one department, there shall be a faculty, a college or others that are equivalent to a faculty or a college and located in a place prescribed by the University.

“University Council” means the Maejo University Council.

“Academic Council” means the Maejo University Academic Council.

“Employee Council” means the Maejo University Employee Council.

“University Employees” means the Maejo University Employees.

“Work-Executors in the university” means the Maejo University employees, civil servants and employees of government agencies who work in the university, and the university workers.

“Minister” means the minister acting under this Act.

Section 5. Maejo University under the Maejo University Act B.E. 2539 shall be Maejo University pursuant to this Act and shall be a juristic person.

Maejo University is a governing body politic attached to the Government, which is not a government agency under the Civil Service Laws, the Ministry of Education Civil Service Laws, and laws related to the improvement of ministries and/or departments, and it is not a state enterprise pursuant to the laws of budgeting and other laws.

Section 6. The Minister of Education shall be acting under this Act.

Chapter 1 General

Section 7. The University is an educational and high professional institute whose objectives are to provide education, to promote academic and professional matters, to conduct educational research studies, to provide academic services and vocational know-how to society and to maintain art and culture and the environment and to create a body of knowledge that can be utilized for developing the country in a sustainable manner.

The University has a strong determination to be excellent in a variety of fields based on agriculture and to educate its graduates to be fully intellectual, skillfully practical, ethical, moral and responsible to society and the country.

Section 8. To achieve the objectives in Section 7, the University is required to take into consideration the followings:

- (1) Equal opportunity in education.
- (2) Academic freedom while having acceptable educational standards and quality along with ethics and morality.
- (3) The dissemination of knowledge to society.
- (4) Transparency and accuracy, as well as accountability and responsibility to the state and society.
- (5) Effectiveness and efficiency of administration and management.
- (6) Participatory administration of work-executors in the University.

Section 9. The University may be divided into the following departments:

- (1) University Council Office.
- (2) Office of the University.
- (3) Office of the Campus.

- (4) Faculty.
- (5) College.
- (6) Institution.
- (7) Office.

The University may set up other departments under different names which are equivalent to a faculty, a college, an institution or an office as its department to undertake the objectives mentioned in section 7.

Section 10. To set up, to combine, and to close down any University departments as referred to in Section 9, a notification of the University shall be made and announced in the Government Gazette. In the case of setting up and combining any University departments, prescribing the status, roles and duties of such departments shall be required.

To divide departments internally as mentioned in Section 9 shall be regulated per the rules of the University.

To undertake the tasks as in paragraphs 1 and 2 above, the University shall take into consideration the educational quality, the worthiness of budget expenditures, a reduction of redundancy, and most importantly improved management effectiveness.

Section 11. Under the objectives stated in Section 7, the University may create any higher education colleges or other institutions as an affiliated institution and shall be empowered to confer a degree, a diploma, or a certificate of any classes upon a graduate from such an affiliated institution.

To accept or to terminate an affiliation of such higher educational colleges or other institutions as in paragraph 1, a notification of the University shall be made and announced in the Government Gazette.

Monitoring of higher education colleges or other institutions affiliated with the University shall be subject to the University's provisions.

Section 12. Under the objectives stated in Section 7, the University may manage the education system and undertake research studies jointly with other higher education colleges or other research institutions in the country or abroad, or international organizations, by which the University has power of education management to confer a degree, a diploma, or a certificate of any classes jointly with such higher education colleges, institutes or research institutes upon a graduate.

To manage education or to terminate education management as in paragraph 1, a notification of the University shall be made and announced in the Government Gazette.

Undertakings such as in paragraph 1, shall comply with the University's provisions.

Section 13. The University's operation shall not be under the laws of labor protection and labor relations but the University employees shall be guaranteed protection and benefits, which shall not be less than those regulated by the laws of labor protection.

Section 14. The University has power and duties in doing things as per the objectives referred to in Section 7. Such power and duties include:

(1) To purchase, sell, hire, be hired, build, provide, transfer, be transferred, rent, let, hire purchase, lease, distribute and exchange or enter into any legal binding, in order to benefit the University as well as to possess them. To have the right to hold possessions or property rights or have rights in or to gain benefit from the University's properties and to sell the properties both inside and outside of the kingdom, including receiving money or property donated by supporters or devotees.

The sale or exchange of the University's real property shall be made only for real property obtained as in Section 17, which has the objective to distribute or exchange it.

(2) To operate radio broadcasting, radio, television, telecommunications or information technology in order to benefit the provision of educational and academic services.

(3) To take in education fees, fees, compensation, fines and any service charges within the power and duties of the University, as well as to make agreements or prescribe the conditions of these matters.

(4) To cooperate with government or private entities or with organizations, foreign agencies or international organizations in operation in accordance with Section 7.

(5) To borrow and lend money with personal guarantees or other collateral, hold shares, enter shareholder and investment instruments or joint ventures in order to benefit the University's operation.

When borrowing, lending, holding shares, becoming a shareholder and holding investments or partnering in a joint venture, if the amount exceeds the limit specified by the Minister, it shall be subject to the prior consent of the Cabinet.

(6) To issue bonds or other deeds for investments approved by the minister.

(7) Determining rewards or special rewards as well as welfare and other benefits to the work-executors in the university, are all based on the criteria, procedures, and conditions specified by the University's provisions.

(8) To provide funds for any operation per the University's objectives in accordance with the funding management of the University regulations.

(9) To continuously provide academic development and Work-Executors development in the University.

(10) To govern, take care of, maintain, manage, utilize, and provide benefits from assets of the University and the Ratchaphatsadu Land pursuant to the Ratchaphatsadu Land laws.

(11) To set up or join with other persons to set up an organization which is a juristic person as well as invest or partner in a joint venture with any persons or juristic persons in order to conduct operations related or relevant to the University's operation, or to bring research results and research studies to the public or utilize them to benefit as the University's revenue, especially an investment with a juristic person who has advanced technology, in order to bring such technology to develop the country in various fields.

Section 15. The University's revenues are as follows:

- (1) General subsidies allocated annually by the government.
- (2) Funds and properties donated by supporters of the University.
- (3) Principal Protection Funds organized by government or the University, and incomes or benefits from such funds.
- (4) Fees, subscriptions, rewards, penalty fees, and service charges of the University.
- (5) Incomes or benefits gained from joint ventures or investments and from the University's assets.
- (6) Incomes or benefits gained from utilizing Ratchaphatsadu Land or making profits off Ratchaphatsadu Land under the University's governing, control, usage, or profit making.
- (7) Other revenues or benefits.

General subsidies as in (1) shall be allocated by the government for the University directly in a sufficient amount for necessary expenditures, for the University's development to assure the quality of education.

The University's revenues are not income subject to be remitted to the Ministry of Finance pursuant to the laws of treasury reserves and budgeting.

In case the revenue amount as stated in paragraph 1 is insufficient for expenses of the University's operation and for appropriate burdens, and the University cannot obtain money from other sources, the government shall allocate additional general subsidies to the University to meet the University's needs.

In case the government has adjusted salaries, position allowances, rewards or any other fringe benefits to civil servants, the government shall allocate an additional budget as a general subsidy to the University in the same proportion for such disbursements to the University employees.

Section 16. The University shall promote and support the students who have already been admitted by the University to study in the University, and offer those students who are genuinely poor the opportunity to study up to bachelor's degree level.

The criteria and procedures to consider who is genuinely poor must comply with regulations prescribed by the University Council.

Section 17. All real properties which the University gains from donations, or purchased by the University's revenue, or exchanged with the University's properties, or gained by other means shall not be deemed as Ratchaphatsadu Land and shall belong to the University.

Section 18. The University's assets which are used directly to benefit education, research studies, academic and professional services, as well as the maintenance of art and culture shall not be liable to all legal executions, including governing enforcement.

No persons shall challenge or adjudicate the legal validity, or the period of possession, against the University, with regard to the University's properties.

Section 19. All revenues and assets of the University shall be managed to achieve the objectives of the University as referred to in Section 7.

Funds and assets donated by devotees to the University must be managed according to the conditions prescribed by the devotees, but if it is necessary to change such conditions, consent must be given by the devotees or their heirs. If there is no heir or their heirs are unknown, consent must be approved by the University Council.

Chapter 2

Operation

Section 20. There shall be a University Council which consists of:

- (1) The Chairperson who will be graciously appointed by His Majesty the King.
- (2) Twelve Honorary Members of the University Council, who will be graciously appointed by His Majesty the King, from persons outside the University.
- (3) The President.
- (4) The Chairperson of the Employee Council, the Chairperson of the University Promotion Committee, and the Chairperson of Maejo University Alumni Association.
- (5) Four Members of the University Council, one of whom is elected from a group of vice presidents, two of whom are elected from a group of the deans, and the last one of whom is elected from the directors of the institutions, offices and other departments under different names which have a status equivalent to an institution or an office.
- (6) Four Members of the University Council, three of whom are elected from a group of lecturers, and the fourth one of whom is elected from a group of University Staff, but not regular lecturers.

Qualifications, criteria and procedures for the selection of the Chairperson of the University Council and Honorary Members of the University Council as in (2) must comply with the University's provisions, and is subject to the selection of one Honorary Member of the University Council from a list of persons proposed by the Higher Education Commission.

Qualifications, criteria and procedures for the selection of Honorary Members of the University Council as in (5) and (6), must comply with the University's provisions.

The University Council shall select one Honorary Member of the University Council to be Vice Chairperson of the University Council, and the Vice Chairperson shall perform the duties of the Chairperson when the Chairperson cannot perform his/her duties or when there is no Chairperson holding office. In case the Vice Chairperson cannot perform his/her duties or when there is no Vice Chairperson holding office, the University Council shall appoint one Honorary Member to act for the Chairperson.

The University Council shall appoint one Vice President to be Secretary of the University Council and may also appoint an Assistant Secretary.

Section 21. The Chairperson and Honorary Members of the University Council as in Section 20 (2) shall hold office for a three-year term but may be graciously re-appointed by His Majesty the King.

Members of the University Council as in Section 20 (5) and (6) shall hold office for a three-year term and may be re-elected.

Apart from the expiration of the term of office as in Paragraphs 1 or 2 above, the Chairperson and Members of the University Council as in Section 20 (2) (5) and (6) cease to hold the office upon:

- (1) Death.
- (2) Resignation.
- (3) Disqualification for being the Chairperson or Honorary Members of the University Council in such category.
- (4) Incompetency or Quasi-incompetency.
- (5) Bankruptcy.
- (6) Removal by the adoption of a resolution by no less than half of all members of the University Council.
- (7) Being sentenced by final judgment to imprisonment.

In the case that the office of the Chairperson of the University Council or the offices of Members of the University Council are vacant for any reason, and remained unfilled, the University Council shall consist of existing Members remaining in office.

In the case that the Chairperson or Members of the University Council as provided for in Section 20 (2) (5) and (6 above) are terminated from the office before expiry of his/her term and His Majesty the King has graciously appointed or elected a replacement to fill in the vacancy, then the appointed or elected replacement graciously granted by His Majesty the King shall be in office for the remaining period of the respective term of the terminated member. If the remaining period of the term of office is less than ninety days, replacement may not be required.

If the Chairperson or Members of the University Council terms have expired, but His Majesty the King has not graciously appointed new Chairperson or Honorary Members of the University Council, or other Council Members have not been duly elected, the Chairperson or Honorary Members of the University Council or Members of the University Council whose terms have expired shall continue conduct duties of their office until His Majesty the King graciously grants the appointment of a new Chairperson or Honorary Members of the University Council or other new Members of the University Council have been elected.

Section 22. The University Council has the power and duties to control and oversee the general activities of the University. Such power and duties include:

(1) To prescribe directions, objectives, and policies, as well as approving, the University's development plans with reference to the University's operation to achieve its objectives.

(2) To issue provisions, regulations, and notifications of the University, for purposes of the University's operation and may assign any departments of the University to issue provisions, regulations, and notifications for such departments on a case by case basis.

(3) To issue provisions on personnel management of the University.

(4) To issue provisions on the University's financial, materials and assets management.

(5) To approve setting up and closing down the campus.

(6) To approve setting up, combining, and closing down the University departments, as well as dividing such departments internally.

(7) To approve setting up a juristic person as well as to prescribe policies of such juristic person.

(8) To prescribe policies and the procedures of generating revenues, sources of investment funds and other resources.

(9) To approve borrowing, loaning money, holding shares, being a partner, investments or joint ventures or investments.

(10) To approve the University's revenue and expenditure budgets.

(11) To approve course openings and course studies, including the improvement, merging, and canceling of course studies.

(12) To approve the affiliation or cancellation of affiliation with higher education colleges or other institutions.

(13) To approve joint education or the cancellation of joint education with higher education colleges or other research institutions.

(14) To approve the conferring of a degree, diploma/associate degree and certificate as well as approving the conferring of honorable degrees.

(15) To consider the implementation for His Majesty the King's approval of the appointment and removal of the Chairperson of the University Council, Honorary Members of University Council, president, professors, and special professors.

(16) To appoint and remove Chairperson and Members of the University Promotion Committee, including Members of the Academic Council.

(17) To appoint and remove the Vice President, Dean, Directors of institutes, Directors of offices and Directors of other departments under different names which have a status equivalent to an institutes or an office.

(18) To appoint and remove Professor Emeriti, Associate Professors, Special Associate Professors, Assistant Professors, Special Assistant Professors, and other academic statuses of a different name.

(19) To follow up on and assess the performance of the President, Dean, Directors of institutes, offices, and other departments under different names which have a status equivalent to an institute or an office.

(20) To appoint committees, sub-committees, or any persons to conduct any actions under the University Council's authority and duties, including authorizing the committees, sub-committees or such persons to conduct any actions and report to the University Council for acknowledgement.

(21) To endorse the University's annual report and submit the report to the Minister for acknowledgement.

(22) To perform any duties related to University operations, which are not specified under any specific duties of any particular departments or persons.

Section 23. Meetings and operation procedures of the University Council must comply with the University's provisions.

Section 24. There shall be a University Academic Council which consists of the Chairperson and no less than fifteen but no more than twenty Members appointed by the University Council.

The qualifications, criteria, and acquiring procedures, terms of office, and dismissal of the Chairperson and Members of the University Academic Council, as well as meetings and operation procedures of the University Academic Council must comply with the University's provisions.

Section 25. The University Academic Council has the power and duties as follows:

(1) To propose policies and a development plan for the University to the President.
(2) To prescribe and supervise the quality and academic standards of the University.
(3) To make recommendations to the University Council with regard to the academics of the University.

(4) To assess and propose the approval of course openings and course of studies, including the improvement, merging and canceling of courses of study to the University Council.

(5) To provide recommendations and opinions with regard to the approval or cancellation of affiliations with higher education institutes or other institutes, as well as management or cancellation of joint education with other higher education institutes, institutes or other research institutes, to the University Council.

(6) To provide recommendations and opinions with regard to the appointment and removal of professors, professors emeritus, special professors, associate professors, special associate professors, assistant professors, special assistant professors or person in other designated academic positions to the University Council.

(7) To provide recommendations and opinions with regard to approval of setting up, combining, or closing down a faculty, a college, an institute, an office or other departments

under different names which have a status equivalent to a faculty, a college, an institute or an office, as well as dividing departments internally, to the University Council.

(8) To establish committees and sub-committees, or designate any persons to conduct any actions pursuant to the University Academic Council's power and responsibilities.

(9) To perform other duties as assigned by the University Council.

Section 26. There shall be an Employee Council which consists of the Chairperson of the Employee Council and Members from Work-Executors in the university.

The quantity, qualifications, criteria, acquiring procedures, terms of office and termination from office of the Employee Council Chairperson and Members, as well as meetings and the administration of the Employee Council must be subject to the University's provisions.

Section 27. The Employee Council shall have power and duties as follows:

(1) To give advice and to consult with the University Council and the President with regard to all of the University's operations.

(2) To promote good relationships between the University and the Work-Executors in the university and also among the Work-Executors.

(3) To perform other duties as assigned by the University Council or the President.

Section 28. There shall be a University Promotion Committee, consisting of the Chairperson and some Members appointed from persons outside the University.

The University Promotion Committee has the duty to recommend, to consult with, and to support the University related to University operations.

The quantity, qualifications, criteria and acquiring procedures, term of office, and dismissal of the Chairperson and Members, as well as meetings of the University Promotion Committee, must comply with the University's provisions.

Section 29. There shall be a University Administrative Committee which consists of:

(1) The President as the Chairperson.

(2) The holders of the office of the Vice-Presidents, Deans, Directors of Institutes, Directors of Schools or Directors of other designated units which have a status equivalent to institutes or schools, and the Chairperson of the Employee Council.

The President shall appoint one Vice President to be Secretary of the University Administrative Committee and may also appoint an Assistant Secretary.

Section 30. The University Administrative Committee have power and duties as follows:

(1) To suggest the University development plan to the University Council.

(2) To scrutinize the University provisions and regulations to be submitted to the University Council.

(3) To recommend opinions to the University Council with regard to setting up, combining, and closing down the University departments as well as dividing such departments internally.

(4) To manage the University's operations as assigned by the University Council or the President.

(5) To appoint sub-committees, or any persons to conduct any actions under the power and duties of the University Administrative Committee.

(6) To perform other duties as assigned by the University Council.

Meetings and operation procedures of the University Administrative Committee must comply with the University's provisions.

Section 31. There shall be a University Personnel Management Committee, a University Finance and Asset Committee, a University Appeal and Complaint Committee and also a University Ethics Committee.

The composition, quantity, qualifications, criteria, acquiring procedures, terms of office, and dismissal of the Chairpersons and members, as well as the power, duties, meetings and operational procedures of the Committees as specified in the first paragraph, must comply with the University's regulations.

Section 32. There shall be the President as the commander-in-chief who is responsible for the University's administration, and there may be a Vice Presidents or Assistants to the President, or both Vice Presidents and Assistants to the President in the number prescribed by the University Council to perform duties and to be responsible for any affairs as assigned by the President.

Section 33. The President will be graciously appointed by His Majesty the King, with the University Council's advice, from among persons with the qualifications and without the proscribed characteristics pursuant to Section 36.

The criteria and procedures governing the selection of the President must comply with the University's regulations.

The University Council shall appoint the Vice Presidents with the President's advice from among persons with the qualifications and without the proscribed characteristics pursuant to Section 37.

The President shall appoint Assistants to the President from among qualified persons and the proscribed characteristics pursuant to Section 37.

Section 34. The President, Vice Presidents, Assistants to the President, faculty Deans, Institute Directors, Office Directors and Directors of other departments under different names which have a status equivalent to institutes and offices, may be appointed from among the University staff or persons who are not work-executors in the University.

Section 35. The President shall have a four-year term of office, and may be graciously reappointed by His Majesty the King, but cannot hold office consecutively more than two terms.

When the President vacates the position, Vice Presidents and Assistants to the President shall also vacate their positions.

Apart from being removed from office as the term expires, the President is removed from office upon:

- (1) Death.
- (2) Resignation.
- (3) Disqualification or having proscribed characteristics under Section 36.
- (4) Incompetency or Quasi-incompetency.
- (5) Bankruptcy.
- (6) Dismissal by University Council resolution with votes of more than half of total Members.
- (7) Dismissal by a University Council resolution due to failure to pass a performance evaluation under criteria prescribed by the University Council under Section 51.
- (8) Being Sentenced to imprisonment by final judgment.

Section 36. The President shall have one of the following qualifications:

(1) Graduated with a degree not lower than a doctor of philosophy or an equivalence from a university or other tertiary education institution which the University Council approves, and has been lecturing at a university or other tertiary education institution which the University Council approves, for a period no less than three years, or has experience in management in a university or other tertiary education institution which the University Council approves under the criteria prescribed in the University's regulations, for a period no less than three years, or has experience in other fields of management under the criteria prescribed in the University's regulations, for a period no less than three years.

(2) Graduated with a degree of any classes or an equivalence from a university or other tertiary education institutions which the University Council approves, and has been lecturing at a university or other tertiary education institution which the University Council approves, for a period not less than five years, or has experience in the management in a university or other tertiary education institution which the University Council approves under the criteria prescribed in the University's regulations, for a period not less than five years, or has experience in other fields of management under the criteria prescribed in the University's regulations, for a period not less than five years, or holding the position of member of the University Council for a period not less than four years.

In addition to the qualifications specified in the first paragraph, the President shall also have other qualifications and shall not have proscribed characteristics as prescribed in the University's regulations.

Section 37. The Vice Presidents and Assistants to the President shall be a graduate with a degree or an equivalence from a university or other tertiary education institution which the University Council approves, as well as hold other qualifications and have no proscribed characteristics as prescribed in the University's regulations.

Section 38. The President shall act as the representative of the University in all activities, and shall have the power and duties as follows:

(1) To manage the University's operation in compliance with the University's laws, regulations, rules and notifications, as well as the University's policies and objectives.

(2) To manage the University's personnel, finance, materials, and assets pursuant to the laws, and regulations, rules and notifications of the University,

(3) To appoint, assign, remove and take disciplinary action against University staff and employees pursuant to the University's regulations.

(4) To oversee and follow up on the operations of Faculty Deans, Institute Directors, Office Directors and Directors of other departments under different names which have a status equivalent to institutes or offices.

(5) To appoint and remove Assistants to the President, Deputy Deans, Institute Deputy Directors, Office Deputy Directors and Deputy Directors of other departments under different names which have a status equivalent to institutes or offices including special lecturers.

(6) To establish University development plans and implement the policies and plans, and follow up on and assesses various areas of the University's operation,

(7) To provide revenue and resources from various sources in order to promote the achievement of the University's objectives.

(8) To submit an Annual Report on the University's various activities to the University Council.

(9) To prepare the University's revenue and expenditure budgets in order to propose them to the University Council.

(10) To perform other duties pursuant to the laws and regulations, rules and notifications of the University, or as assigned by the University Council.

Section 39. In the case that the President is absent or unable to perform his/her duties, a Vice President shall act for the President. If there are several Vice Presidents, the Vice President being assigned by the President shall act for him/her. If the President assigns no persons, the most senior Vice President under the criteria specified by the University Council shall act for the President.

In the case that there is no President in the office or no person is acting for the President as specified in the first paragraph, or the person is available but unable to perform his/her duties, the University Council shall appoint a person who holds the required qualifications and is without any proscribed characteristics under Section 36 as a person in charge.

Section 40. On each campus, there shall be one Vice President appointed by the University Council with the advice of the President, acting as the chief commander and responsible for the campus operation pursuant to the laws and regulations, rules, notifications and orders of the University, and performing other duties as assigned by the President.

Section 41. There shall be one Campus Committee on each campus.

The composition, quantity, qualifications, criteria, acquiring procedures, terms of office, and dismissal of members of the Campus Committee, as well as the power, duties, meetings and operational procedures of the Campus Committee, must comply with the University's regulations.

Section 42. In a faculty, a college or other departments under different names which have a status equivalent to a faculty or a college, there shall be one Dean who will act as the head commander and be responsible for the department's operation, and may also be Deputy Deans or Assistants to the Dean, or both, in a number prescribed by the University Council, to perform duties and be responsible for work as assigned by the Dean.

The Dean shall hold office for a four-year term and may be re-appointed but will not hold more than two consecutive terms of office.

The Dean shall be appointed by the University Council from among qualified persons and without proscribed characteristics under the first and third paragraphs of Section 43.

The Deputy Dean shall be appointed by the President with advice of the Dean, from among qualified persons and without proscribed characteristics under the second and third paragraphs of Section 43.

The appointment and dismissal criteria and procedures, for the Dean, Deputy Deans and Assistants to the Dean, must comply with the University's regulations.

When the Dean vacates the office, the Deputy Deans and Assistants to the Dean shall also vacate the office.

Section 43. The Dean shall have one of the following qualifications:

(1) Graduated with a degree not lower than a doctoral degree or an equivalence from a university or other tertiary education institution which the University Council approves, and has been lecturing at a university or other tertiary education institution which the University Council approves, for a period no less than three years, or has experience in management in a university or other tertiary education institution which the University Council approves under the criteria prescribed in the University's regulations, for a period no less than three years, or has experience in other fields of management under the criteria prescribed in the University's regulations, for a period no less than three years.

(2) Graduated with a degree of any classes or an equivalence from a university or other tertiary education institutions which the University Council approves, and has been lecturing at a university or other tertiary education institution which the University Council approves, for a period not less than five years, or has experience in the management in a university or other tertiary education institution which the University Council approves under the criteria prescribed in the University's regulations, for a period not less than five years, or has experience in other fields of management under the criteria prescribed in the University's regulations, for a period not less than five years.

The Deputy Deans shall be appointed from among persons graduated with a degree of any classes or equivalent from a university or other tertiary education institution which the University Council approves, and has experience in the management in a university or other

tertiary education institution which the University Council approves under the criteria prescribed in the University's regulations, for a period not less than three years.

In addition to the qualifications specified in the first and second paragraphs, the Dean and Deputy Deans shall also have other qualifications and must not have proscribed characteristics as prescribed in the University's regulations.

Section 44. In an institute, an office or other departments under different names which have a status equivalent to an institute or an office, there shall be one Director who will act as the head commander and be responsible for the department's operation, and there may also be Deputy Directors in a number as prescribed by the University Council, to perform duties and be responsible for work as assigned by the Director.

The Director shall hold office for a four-year term and may be re-appointed, but will not hold more than two consecutive terms of office.

The qualifications, appointment criteria and procedures, and dismissal of the Director and Deputy Directors, must comply with the University's regulations

When the Director is removed from the office, the Deputy Director shall be removed as well.

Section 45. In the faculties, colleges or other departments under different names which have a status equivalent to the faculties or colleges, there shall be a Committee for such departments.

In the institutes, offices or other departments under different names which have a status equivalent to the institutes or offices, the University Council may appoint a Committee for such departments.

The composition, quantity, qualifications, criteria, acquiring procedures, terms of office, and dismissal of the chairperson and members of the Committee, as well as the power, duties, meetings and operational procedures of the Committee for any departments under the first and second paragraphs, must comply with the University's regulations.

Section 46. The President, Vice Presidents, Assistants to the President, Deans, Deputy Deans, Institute Directors, Office Directors and Directors of other departments under different names which have a status equivalent to institutes or offices, shall perform duties full time, and shall not simultaneously hold more than one position.

The holder of an office under the first paragraph may only act for another position, but for a period not exceeding one hundred eighty days.

Section 47. Besides those being prescribed in this Act, anyone acting for, or authorized to act for, another person holding an office of the University, as well as the granting of any such authorization shall be in accordance with this Act and University Rules.

In the case that there are laws, regulations, rules, orders or resolutions of the Cabinet appointing or requiring any holder of office to act as committee member, subcommittee member, or have any power and duties, the authorized person acting for or acting on his/her behalf, shall also act for such committee members, subcommittee member or have the same power and duties as the holders of such offices during the acting or serving period, as the case may be, unless the person granting power determines otherwise in his/her order.

Chapter 3

Quality Assurance and Assessment

Section 48. The University shall ensure the quality of education to raise the quality and standards of education of the University.

The system, criteria and procedures for education quality assurance under the first paragraph must comply with University's Rules.

Section 49. The University shall conduct a quality assessment on all the University's operational departments to raise the quality and standards of education of the University.

The system, criteria and procedures for the assessment of the University's operational departments must comply with the University Rules.

Section 50. The Academic Council shall arrange an assessment of educational curricula, instruction and course measurements in order to propose it for the University Council's consideration, in conformity with the criteria, procedures and duration timing prescribed by the University Council.

Section 51. The University Council shall arrange an assessment of the overall performance of the President, Deans, Institute Directors, Office Directors and Directors of other departments under different names which have a status equivalent to the institutes or offices, in conformity with the criteria, procedures and duration timing prescribed in the University's regulations.

Section 52. The President shall arrange an assessment of the overall performance of University Personnel in conformity with the criteria, procedures and duration timing prescribed in the University's regulations.

Chapter 4

Accounting and Auditing

Section 53. The University shall prepare and maintain a proper accounting system, organized by departments of the University, in accordance with the principle of good internal control, with bookkeeping organizing items in the different categories of assets, liabilities, capital, income, and expenditure as actually incurred, together with statements showing the sources of such items, and there shall be internal auditing on a regular basis.

The recording of items in books and accounts as specified in the first paragraph must comply with generally acceptable accounting standards.

Section 54. The University shall prepare financial budgets, and accounts receivable and payable for submission to the University's Auditor within ninety days from the end of each accounting period.

The beginning and ending dates of the University's accounting period shall be subject to the University's notification.

Section 55. The Office of the Auditor General of Thailand or any third party appointed by the University Council by consent of the Office of the Auditor General of Thailand shall be the University's Auditor and shall audit and verify all categories of accounts and financial budgets of the University for every accounting period.

Section 56. The Auditor shall have the power to examine all of the University's relevant accounting books and documentary evidence. For this purpose, the Auditor shall have the power to question the President and work-executors in the University, and additionally to call for the submission of all of the University's relevant accounting books, and documentary evidence as additionally required, if necessary.

Section 57. The Auditor shall prepare an auditor's report and submit it to the University Council within one hundred fifty days from the end of the accounting period for the University Council to present it to the Minister.

The University shall publish an annual report for the year ended, presenting an audited balance sheet, accounts and statements of income, and the University's overall operation in the past year, as well as plans to be executed in the following year, within one hundred eighty days from the end of the accounting period.

Section 58. The President shall be the holder of a high-ranking position pursuant to the law supplementary to the constitution on corruption prevention and suppression.

Chapter 5

Direction and Supervision

Section 59. The Minister shall have the power and duty to direct and oversee the University's activities in general in order to ensure their compliance with the University's objectives under Section 7 and in conformity with the government policy or the Cabinet's resolutions specifically related to the University.

In the case that there is any conflict in the University's operation which may cause damage to the public, the Minister shall propose it for the Cabinet's consideration. When the Cabinet decision is finalized with whatever outcome, those parties involved shall be required to comply with the Cabinet's decision.

Section 60. All matters that the University is required to propose to the Cabinet pursuant to this Act, shall be proposed by the Minister.

Chapter 6

Academic Ranks

Section 61. Regular lecturers of the University shall have the following academic ranks:

- (1) Professor.
- (2) Associate Professor.

(3) Assistant Professor.

(4) Lecturer.

A Professor will be graciously appointed by His Majesty the King, on the advice of the University Council.

The University Council may stipulate to have other designated academic ranks by publicizing them in the University's notification and announcing them in the Government Gazette.

The qualifications, criteria, and procedure of appointment and removal of academic rank holders must comply with the University's regulations.

Section 62. A-Professor who has special knowledge, capabilities and expertise and is removed from office without any offence may be appointed by the University Council as a Professor Emeritus/Emerita in the field in which such Professor has the expertise as an honorable rank.

The qualifications, criteria, and procedure of appointment and removal of a Professor Emeritus/Emerita must comply with the University's regulations.

Section 63. An Adjunct Professor will be graciously appointed by His Majesty the King on the advice of the University Council, from among persons who are not work-executors in the University.

The qualifications, criteria, and procedure of appointment and removal of an Adjunct Professor must comply with the University's regulations.

Section 64. The University Council may appoint persons having appropriate qualifications and who are not work-executors in the University as Adjunct Associate Professors or Adjunct Assistant Professors on the advice of the Academic Council.

The President may appoint persons having appropriate qualifications and who are not regular lecturers of the University as Adjunct Lecturers on the advice of the Dean.

The qualifications, criteria, and procedure of appointment and removal of Adjunct Associate Professors, Adjunct Assistant Professors and Adjunct Lecturers must comply with the University's regulations.

Section 65. Any persons graciously appointed by His Majesty the King to be Professor, Adjunct Professor, or appointed as Professor Emeritus/Emerita, Associate Professor, Adjunct Associate Professor, Assistant Professor, or Adjunct Assistant Professor pursuant to this Act shall be entitled to use such academic ranks as permanent title to exhibit academic status.

Titles to be used in front of the names as referred to in the first paragraph shall have the following abbreviations:

(1) Professor	abbreviated	Prof.
(2) Professor Emeritus/Emerita	abbreviated	Prof. (Em.)
(3) Adjunct Professor	abbreviated	Prof. (Adj.)
(4) Associate Professor	abbreviated	Assoc. Prof.
(5) Adjunct Associate Professor	abbreviated	Assoc.Prof. (Adj.)
(6) Assistant Professor	abbreviated	Asst. Prof.
(7) Adjunct Assistant Professor	abbreviated	Asst. Prof. (Adj.)

Titles and abbreviations to be used in front of the names for other designated academic ranks shall be subject to the University's regulations.

Chapter 7

Degrees and Marks for Academic Status

Section 66. There shall be three classes of degrees as follows:

The Doctoral Degree shall be called Doctor of Philosophy, abbreviated, Ph.D.

The Master's Degree shall be called Master, abbreviated, M.

The Bachelor's Degree shall be called Bachelor, abbreviated, B.

Section 67. The University shall have the power to confer degrees, diplomas, or certificates of any classes, for courses of studies in the University, and jointly confer degrees, diplomas, or certificates in any classes, for courses of studies which are jointly provided for studying with other higher education institutes, institutes, or research institutes in the country or overseas, or of international organizations.

Determining which courses will have degrees, diplomas, or certificates in which classes, and how the abbreviations for such courses should be written, must comply with the University's notification and be announced in the Government Gazette.

Section 68. The University Council may issue regulations specifying that a graduate of a bachelor's degree will receive a first class honors bachelor's degree or a second class honors bachelor's degree.

Section 69. The University Council may issue regulations specifying the classes of certificate and diploma as follows:

(1) Higher Graduate Diplomas are conferred to the graduates of any one field of study, after having been conferred a master's degree or its equivalent.

(2) Graduate Diplomas are conferred to the graduates of any one field of study, after having been conferred a bachelor's degree or its equivalent.

(3) Diplomas are conferred to the graduates of any one field of study, before being conferred a bachelor's degree.

(4) Other certificates are conferred to the graduates of a specific course.

Section 70. The University shall have the power to confer Honorary Degrees to those whom the University's council deems highly qualified, moral, virtuous, and deserving such degrees, but such degrees shall not be conferred to lecturers who hold offices in the University, the Chairperson of the University Council or Members of University Council while they are holding such offices.

The classes, fields of degrees, and criteria to confer Honorary Degrees must comply with the University's regulations.

Section 71. The University may prescribe academic status gowns or academic status pins as marks representing the academic status of the conferees of degrees, diplomas, or certificates in any classes, and may prescribe official gowns for the Chairperson of the University Council, official gowns for the Members of the University Council, official gowns for the executives, or official gowns for the lecturers of the University.

The specifications of the designs, types, categories, and composition of the academic gowns, academic pins, and official gowns shall be regulated by the University's notification and be announced in the Government Gazette.

The occasions when and conditions under which academic gowns, academic pins, and official gowns will be used, shall be subject to the University's regulations.

Section 72. The University Council may define a seal, an emblem, or a logo of the University or the University's departments, by issuing a notification of the University and announcing it in the Government Gazette.

The use of a seal, an emblem, or a logo under the first paragraph for commercial purposes or the use of such materials for purposes other than to the benefit of the University or the University's departments must obtain prior written permission from the University.

Section 73. The University Council may define uniforms, marks, or student and work-executor attire in the University by prescribing University's regulations and announcing them in the Government Gazette.

Chapter 8 Penalties

Section 74. Any persons using an academic gown, an academic pin, an official gown, a uniform, a mark, or student and work-executor attire, or anything that imitates such materials without the entitlement to use, or exhibiting by any means that one has a degree, a diploma, or a certificate, or holds any office in the University without the entitlement to do so, and if one has performed such conduct to make other persons believe that one has the entitlement to use or have such an academic position or office, then such a person shall be penalized by imprisonment for not more than six months, or a fine not exceeding fifty thousand Baht, or both imprisonment and fine.

Section 75. Any persons displaying the following behavior shall be penalized by imprisonment for not more than one year, or a fine not exceeding one hundred thousand Baht, or both imprisonment and fine:

(1) Making fake or imitated copies of a seal, an emblem, or a logo of the University or the University's departments, made in whatever colors or by whatever means.

(2) Using fake or imitated copies of a seal, an emblem, or a logo of the University or the University's departments.

(3) Using or making a seal, an emblem, or a logo of the University or the University's departments appear on any materials or products in violation of the second paragraph of Section 72.

If an offender who is guilty of this violation as in Item (1) is also guilty of infringement as in Item (2), punishment shall be imposed for the offense of (2) only.

Offenses as in Item (3) may be settled out of court.

Transitory Provisions

Section 76. All affairs, assets, rights, liabilities, obligations, funds, and revenue of Maejo University pursuant to Maejo University Act B.E. 2539 shall be transferred to the University pursuant to this Act.

Section 77. The Chairperson of the University Council, the Deputy Chairperson of the University Council and the Members of the University Council pursuant to Maejo University Act B.E. 2539 holding a position prior to the effective date of this Act, shall continue to act as the Chairperson of the University Council, Deputy Chairperson of the University Council and Members of the University Council pursuant to this Act and perform their duties until there is a new University Council pursuant to this Act, the time of instauration of which shall not exceed a period of one year from the effective date of this Act.

Any committee or subcommittee being appointed by the University Council prior to the effective date of this Act, shall continue to perform their duties as assigned until the University Council resolves otherwise.

Section 78. The Chairperson of the Faculty Senate and Members of the Faculty Senate holding positions pursuant to Maejo University Act B.E. 2539 prior to the effective date of this Act, shall continue to act as the Chairperson of the Staff Council and Members of the Staff Council, not to exceed a period of one hundred eighty days from the effective date of this Act.

For the operation of the Staff Council as specified in the paragraph immediately above, the Chairperson of the Public Servant, Staff and Employee Council, pursuant to Maejo University's regulations regarding the Public Servant, Staff and Employee Council B.E. 2553, shall also take part in the Staff Council's affairs.

Section 79. The Chairperson and Members of the University Affairs Promotion Committee pursuant to Maejo University Act B.E. 2539 holding a position prior to the effective date of this Act, shall continue to act as the Chairperson and Members of University Affairs Promotion Committee pursuant to this Act and perform their duties until there is a new

University Affairs Promotion Committee pursuant to this Act, the time of instauration of which shall not exceed a period of one year from the effective date of this Act.

Section 80. Any government bodies at Maejo University pursuant to Maejo University Act B.E. 2539, and internal departments that the University Council has approved and established in the University prior to the effective date of this Act shall remain as the University's departments until there will be a notification of the University to establish departments pursuant to Section 10.

Section 81. The holder of the office of the President pursuant to Maejo University Act B.E. 2539, prior to the effective date of this Act shall continue to hold the office until the term expires.

The holders of the offices of the Vice Presidents and Assistants to the President pursuant to Maejo University Act B.E. 2539, prior to the effective date of this Act shall continue to hold their offices until the person holding the President position will be removed.

In the case that the persons holding the President, Vice Presidents and Assistants to the President positions are civil servants of the University, those persons shall declare their intent to change status from civil servants to University Staff pursuant to this Act by providing a written letter of intent within sixty days from the effective date of this Act. If upon completion of such a period, the persons holding those positions have not declared their intent to change their status from civil servants to University Staff, then these persons shall be removed from their positions.

Section 82. The holders of the offices of Faculty Deans, Office Directors and Heads of internal departments that the University Council has approved and established in the University prior to the effective date of this Act shall continue to hold the offices until their term expires.

The holders of the office of Deputy Deans and Assistants of the persons holding the positions as specified in the first paragraph shall continue to hold the offices until the persons holding the positions as specified in the first paragraph are removed.

In the case that the persons holding the positions as specified in the first paragraph are civil servants of the University, those persons shall declare their intent to change status from civil servants to University Staff pursuant to this Act by providing a written letter of intent within sixty days from the effective date of this Act. If upon completion of such a period, the persons holding those positions have not declared their intent to change their status from civil servants to University Staff, then these persons shall be removed from their positions.

Section 83. Offices held in the positions of President, Deans, Office Directors, or Directors of other departments under different names which have a status equivalent to institutes or offices pursuant to Maejo University Act B.E. 2539 shall be counted as terms of office for such holders pursuant to this Act.

Section 84. Members of the Faculty Committee, Office Committee, and Committee of internal departments that the University Council has approved and established in the University, and other committees appointed and selected pursuant to Maejo University Act B.E. 2539 and holding office prior to the effective date of this Act, shall continue to serve as

members of those committees of those departments or perform duties as being appointed or selected, until new committees will be appointed or selected pursuant to this Act, no later than a period of one hundred eighty days from the effective date of this Act.

Section 85. The persons serving as Professor, Professor Emeritus/Emerita, Adjunct Professor, Associate Professor, Adjunct Associate Professor, Assistant Professor, Adjunct Assistant Professor and Lecturer of Maejo University pursuant to Maejo University Act B.E. 2539 prior to the effective date of this Act shall continue serving as Professor, Professor Emeritus/Emerita, Adjunct Professor, Associate Professor, Adjunct Associate Professor, Assistant Professor, Adjunct Assistant Professor and Lecturers pursuant to this Act.

The persons serving as Adjunct Lecturers of Maejo University pursuant to Maejo University Act B.E. 2539 prior to the effective date of this Act shall continue serving as Adjunct Lecturers of the University pursuant to this Act until their appointment term expires.

Section 86. Civil servants, employees of public sectors, government employees, University staff and University employees pursuant to Maejo University Act B.E. 2539 shall be reassigned as civil servants, employees of public sectors, government employees, University Staff and University employees pursuant to this Act.

For purposes of personnel administration of civil servants, employees of public sectors, and government employees as specified in the first paragraph, the University shall be deemed a government sector and those civil servants, employees of public sectors, and government employees shall receive a salary, wages, and other monies through the University by payment from a government budget, a personnel budget that is paid in the form of salary and regular wages and other relevant monies, and the laws regarding Civil Servants Regulations in Higher Education Institutions or the Ministry of Finance's Regulations on Employees of Public Sectors or the Office of the Prime Minister's Regulations on Government Employees, shall be enforceable, as the case may be.

In the case that the laws on Civil Servants Regulations in Higher Education Institutions or the Ministry of Finance's Regulations on Employees of Public Sectors or the Office of the Prime Minister's Regulations on Government Employees are applied but are not in line with this Act, or in the case that those regulations cannot be applied for any reason whatsoever, the execution of the part that is not in line with this Act or of the part that cannot be applied, shall be subject to the regulations as prescribed by the University Council.

Section 87. Any civil servants or employees of a government body under Section 86 who:

(1) Declare the intent to change their status and become University Staff or employees pursuant to this Act by providing a written notice within one year from the effective date of this Act, will be accepted by the University as University Staff or employees immediately, as the case may be.

(2) Declare the intent to change their status and become University Staff or employees pursuant to this Act, by providing a written notice after the period as specified in Item (1) but no later than five years from the effective date of this Act, will be accepted by the University as University Staff or employees without probation when the University has assessed and deemed that they have the knowledge and capability to meet the criteria prescribed by the University.

(3) Declare the intent to change their status and become University Staff or employees pursuant to this Act, by providing a written notice after the period as specified in Item (2), will be accepted by the University as University Staff or employees pursuant to the University's regulations if the University deems that the acceptance of those persons will be beneficial to the University and there are positions available.

The declaration of intent under the first paragraph must comply with the University's regulations, and once the intent is submitted, it may not be withdrawn.

The civil servants or employees of a government body under Section 86 who have not been appointed as University Staff or employees pursuant to this Act, shall continue to have their status as civil servants or employees of a government body in accordance with applicable laws and regulations.

Section 88. The persons who have been employed as University Staff or employees pursuant to Section 81, Section 82 and Section 87, shall receive salary, wages, welfare, and other benefits not less than the salary, wages, welfare and other benefits which they received before becoming University Staff or employees.

Section 89. Civil Servants who are employed as University Staff pursuant to Section 81, Section 82 and Section 87 shall be deemed as leaving the civil service because the government has dissolved or closed down the position pursuant to the law on Civil Servant Pensions or the law on the Government Pension Fund, as the case may be, from the date of being employed as University Staff.

Employees of a government body who have been accepted by the University as University Staff or employees pursuant to Section 87 shall be deemed as leaving government employment because the government has closed down the position, and shall have rights to receive compensation pursuant to the Ministry of Finance's regulations on Employee Compensation.

Civil servants who are members of the Government Pension Fund shall be entitled to continue their membership after leaving government service, and, in such case, they shall be deemed retired civil servants and shall be entitled to receive benefits from the government body consistent with persons receiving a pension pursuant to the law on the Government Pension Fund.

University Staff who have received benefits as retired civil servants shall be exempted from the laws on social security, but they will not be deprived of their entitlement to voluntary self-insurance.

If any permanent employees of a government body who are members of the registered provident fund for employees of a government body, who have become University Staff and subscribed as members of the provident fund being established by the University, have transferred their contributions and other benefits from the registered provident fund for employees of government body to the provident fund being established by the University, their membership period may be continuously counted, provided that the criteria and conditions as prescribed in the University's regulations shall be complied with.

Section 90. The entitlement to become Professor, Associate Professor, Assistant Professor or enter into any other positions by civil servants or employees being transferred pursuant to Section 86 or having a change in status pursuant to Section 81, Section 82 and Section 87, and the entitlement to promotion for existing employees, shall not impede such transferring, changing status or not changing status as University Staff or employees.

Section 91. In case there are vacant positions of civil servants and employees of a government body in the University, whether before or after the effective date of this Act, those positions shall be terminated, and the positions and government budget for the positions, as well as the personnel budget with payment in the form of salary, regular wages and other related monies which are planned for those positions, shall be transferred to the University, and such transfer of budget shall be deemed a transfer of expenditure budget pursuant to the law on Budgeting Procedures.

Section 92. The regulations, rules or notifications shall be issued for complete implementation pursuant to this Act within two years from the effective date of this Act.

During the period that no rules, regulations or notifications under the first paragraph are issued for implementation, the Royal Decrees, regulations, rules and notifications being issued by virtue of Maejo University Act B.E. 2539 and being applicable prior to the effective date of this Act, shall apply, mutatis mutandis, as far as they do not contradict or conflict with this Act.

Countersigned by
General Prayut Chan-o-cha
The Prime Minister

Remarks: The reason for the promulgation of this Act is that, as it is expedient to improve the tertiary education's alignment with economic and social changes by promoting the state's universities move towards becoming universities of the state which are not government agencies but merely under the direction of the state, have an independent administration and management and more liquidity, these universities be able to manage and provide tertiary education with improved quality and efficiency, and have academic excellence in accordance with the laws on national education; it is deemed expedient to improve the administration of Maejo University in conformity with such guidelines, and therefore it is necessary to enact this Act.

[This is an unofficial translation version.]

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