



The Administrative Court of Thailand

Newsletter

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สวัสดีปีใหม่ 2568

Happy
NEW YEAR
2025



**สารอวยพรเนื่องในโอกาสขึ้นปีใหม่ 2568
แก่พี่น้องประชาชนชาวไทย**

**ของ นายประสิทธิ์ศักดิ์ มีลาก
ประธานศาลปกครองสูงสุด**



**2025 New Year Message delivered by
President of the Supreme Administrative Court**

Brothers, sisters, and fellow citizens

On the auspicious occasion of the 2025 New Year, and on behalf of the Administrative Court of Thailand, I would like to invite all Thai people to offer prayers for sacred blessings and convey their best wishes to Their Majesties the King and the Queen, the Queen Mother, and all members of the Thai Royal Family. Long live the Royal Family.

Over the past years, the Administrative Court has been committed to delivering administrative justice to strengthen good governance in society. In 2025, it will continue to ensure justice is delivered fairly, efficiently, and in alignment with modern standards by managing cases to completion within specified time frames, allowing people to receive justice without delay. The Court will also compile precedents to serve as guidelines for consistent and effective judgments or orders, and promote alternative dispute resolution through mediation in administrative cases to facilitate simple and timely dispute settlements. Furthermore, the Court will analyze the underlying causes of administrative cases to provide administrative agencies and government officials with principles of official duties established by Administrative Court judgments. It will also advance the Administrative Court Online Learning Center (ALL Cloud) as a hub for learning about administrative law principles and the principles of official duties outlined in court judgments, ensuring people can access this knowledge anytime, anywhere.

Henceforth, the Administrative Court will strive to elevate the standard of justice by advancing the e-Admincourt system and modernizing the organization to align with international standards. This will be achieved through the development of a modern, transparent organizational management system that

adheres to the principles of good governance. By integrating information technology into its operations, the Administrative Court aims to enhance its efficiency and service delivery. This initiative focuses on establishing a fully functional electronic administrative court (e-Admincourt), encompassing both public service facilitation (e-Service) and court proceedings management (e-Court). This transformation will cover the entire process – from dispute mediation, trials and adjudication to the enforcement of administrative case rulings. These efforts will ensure that individuals interacting with the Administrative Court receive services that are more convenient, accurate, and prompt. The personnel of the Administrative Court are dedicated to implementing these policies, ensuring that all people have equal and comprehensive access to administrative justice. By achieving these goals, the Administrative Court will become a reliable institution and a vital force in upholding justice within Thai society.

On the occasion of the New Year, the judges of the Administrative Courts, the personnel of the Office of the Administrative Courts, and I would like to extend our heartfelt wishes to all Thai people. May the holy spirits you revere and the sacred powers of Their Majesties the King and Queen bestow blessings upon you. We wish you happiness, prosperity, good health, and success in all your endeavors.

Happy New Year!



(Honorable Justice Prasitsak Meelarp)
President of the Supreme Administrative Court



The Administrative Court of Thailand

Interesting Administrative Case



Photo: <https://highlight.kapook.com/view/42737>

The Supreme Administrative Court reviewed and affirmed the legality of the Milk and Dairy Products Committee’s (the Defendant) exercise of discretion in prescribing the qualifications of entrepreneurs eligible to be suppliers of milk for the “School Milk Program”, which was a kind of public service. The Supreme Administrative Court considered the purpose of the School Milk Program, which was to provide good-quality milk for students in order to enhance their wellness, and found that milk products supplied for this program must be produced and delivered in accordance with related standards. The disqualification of milk producers failing to meet production standards was deemed an indispensable measure to compel the contractors to place importance on the quality of the milk produced, despite the entrepreneurs’ rights and liberties to engage in their occupation. Ultimately, as the disqualification was imposed for only one semester, the Court concluded that it was in accordance with the Principle of Proportionality, and thus was lawful.

(The Supreme Administrative Court Judgment No. A.PA. 294/2566, dated November 17, 2023)



The Administrative Court of Thailand

Interesting Administrative Case

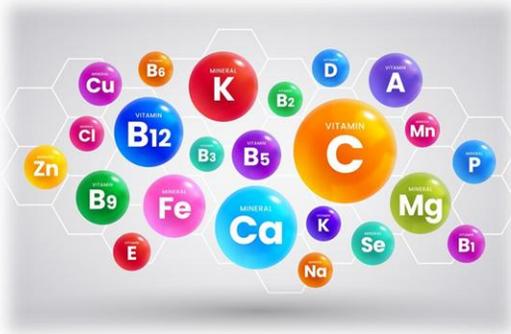


Photo: Freepik



In 2015, the National Broadcasting and Telecommunications Commission (Defendant No. 2) ordered the Plaintiff to cease broadcasting advertisements of food products T. and G., and other health products without obtaining permission under related laws. Otherwise, an administrative fine would be imposed. In considering this case, the Supreme Administrative Court placed emphasis on the intention of the law when reviewing the exercise of administrative discretion in controlling advertisements, which was an aspect of consumer protection. Subsequently, in 2018, Defendant No. 2 issued another order imposing an administrative fine on the Plaintiff based on the 2015 order, as a result of broadcasting advertisements for food product D., a health product, without approval from the Thai FDA. The Supreme Administrative Court considered the intention of the Act on Organization to Assign Radio Frequency and to Regulate the Broadcasting and Telecommunications Services, B.E. 2553 (2010) and the purpose of Defendant No. 2's order, both of which were to protect the consumers. The Supreme Administrative Court held that it was clear that the 2018 order covered the case of food product D. and that, therefore, the advertisement of food product D. was prohibited and the administrative fine was legitimately imposed.

(The Supreme Administrative Court Judgment No. A.PA. 130/2566, dated May 30, 2023)



The Administrative Court of Thailand

Interesting Administrative Case



Sakom Beach

Photo: Tourism Authority of Thailand (TAT)

The Supreme Administrative Court affirmed the legitimacy of the construction of a jetty in the area of the Sakom water channel in Songkhla Province. The project aimed to support the duties of the Marine Department of Thailand (Defendant No. 1) in taking care of public domains by modifying water channels to prevent sedimentation and thereby ensuring the convenience and safety of marine navigation. The jetty, a rockfill dam, was neither a reclamation of the sea nor an activity subject to the Environmental Impact Assessment (EIA) requirement. Consequently, the operation of the project was lawful and could be resumed to protect public interests in maintaining the proper condition of the Sakom water channel.

(The Supreme Administrative Court Judgment No. A. 1424/2564, dated December 29, 2021)



The Administrative Court of Thailand

AC News Update

Cooperation with DES on Digital Support for People



On 22 November 2024, Mr. Chamnan Tippayachanawong, Deputy Secretary-General of the Office of the Administrative Courts, and Miss Piyada Sootkangwan, Advisor to Ministry of Digital Economy and Society (Communication) discussed the possibility of launching the Administrative Court's one-stop web portal in order to provide people with integrated judicial services. If possible, the web portal will be installed in computers of 2,222 community digital centres throughout Thailand.

The web portal is intended to assist people in accessing administrative justice in a fast, easy, and transparent manner. It includes integrated services such as e-Admincourt system, online queuing for case consultancy, and All Cloud Learning Centre.





The Administrative Court of Thailand

AC News Update

Digital Government Awards 2024



On 27 December 2024, Mr. Jamnong Thavornvisith, Acting Secretary-General of the Office of the Administrative Courts; Mr. Chamnan Tippayachanawong, Deputy Secretary-General of the Office of the Administrative Courts; and Mr. Thodsapol Thongtuak, Director of Bureau of Information Technology, participated in a Digital Government Awards 2024 Ceremony, at the Government House of Thailand, Bangkok.

On this occasion, the Office of the Administrative Courts was presented with the "Excellent Digital Services Provider" award for the year 2024.



The Administrative Court of Thailand

International Cooperation

ISAJ Exchange Program



Mr. Peter Potásch, Judge of the Supreme Administrative Court of the Slovak Republic, attended the Exchange Program for Judges of the International Association of the Supreme Administrative Jurisdictions (IASAJ) for the year 2024 from 25 November – 6 December 2024 at the Supreme Administrative Court of Thailand. Mr. Potásch paid a courtesy call on the President of the Supreme Administrative Court, had meetings with administrative judges to share knowledge and experience, participated in first court hearings of the Supreme Administrative Court and the Central Administrative Court, visited a Trial Room, the Case Filing Units, the Consultation Room, the Facts Inquiry Room, the Public Law Library and the Administrative Court Museum as well as attended a briefing on “e-Admincourt” and a presentation of “Use of e-Court system”. Study visits to other organizations were included in the program, including visits to the Office of the Ombudsman, the Supreme Court of Thailand as well as the Office of the National Human Rights Commission. Judge Peter Potásch also delivered a lecture on “The Supreme Administrative Court of the Slovak Republic and the Slovak Administrative Judiciary” to personnel of the Administrative Court and the Office of the Administrative Courts.



The Administrative Court of Thailand

Lectures

Special Lectures under Cooperation with France

The Office of the Administrative Courts (OAC) coordinated two special lectures at the Administrative Court Premises, Bangkok as follows:

- (1) Lecture on “Administrative Appeals” (Le recours administratif) delivered by Prof. Stéphane Mouton from Université Toulouse I Capitole, French Republic, on 26 November 2024; and
- (2) Lecture on “Public Service Delegations” (Des délégations de service public en France) delivered by Prof. Pierre Esplugas-Labatut from Université Toulouse I Capitole, French Republic, on 7 January 2025.



The lectures were also broadcasted via Cisco Webex Meetings and Web Live Streaming to Central and Regional Administrative Courts and also via Cisco Webex for domestic cooperation partners.



The Administrative Court of Thailand

International Conference

The 6th Semesterly Meeting of the Global Rule of Law Commission of the EPLO



On 18 - 19 January 2025, the European Public Law Organization (EPLO) hosted the 6th semesterly meeting of the Global Rule of Law Commission of the EPLO and an international conference on “The Rule of Law and the Administration of Justice” at Cascais, Portuguese Republic. In this regard, Mr. Vishnu Varunyou, Vice - President of the Supreme Administrative Court, as a member of the Global Rule of Law Commission of the EPLO, attended the meeting. During the conference, Mr. Vice - President Varunyou was invited to participate as one of the two general rapporteurs of the session on “Social and Cultural Conditions of Judicial Independence”.



The Administrative Court of Thailand

International Conference

the 45th ASEAN Law Association (ALA) Governing Council Meeting

The ASEAN Law Association of the Philippines hosted the 45th ASEAN Law Association (ALA) Governing Council Meeting from 18 to 20 November 2024 at Shangri-La Hotel, Mactan, Cebu, Philippines. The ASEAN Law conference is organized with the objective of promoting relations as well as knowledge sharing and cooperation among lawyers in ASEAN countries.



In this regard, Mr. Jirasawat Surariddhidhamrong, Judge of the Chiang Mai Administrative Court, was designated as the Administrative Court's representative in the National Committee and Standing Committee of the ASEAN Law Association in Thailand. Also, Mr. Chanwit Chaikan, Judge of the Rayong Administrative Court, was appointed as the Administrative Court's representative in the Working Group on Establishing a Panel of Experts which ASEC can consult regarding specific legal areas.

Mrs. Chanakarn Theeravechpolkul, the President of the Supreme Court of Thailand and President of the Supreme Court of ASEAN countries as well as Chairman of the National Committee of the ASEAN Law Association in Thailand also attended the event. She was accompanied by Mr. Adisak Tantiwong, President of the Court of Appeals; Mrs. Muntharee Ujjin, First Vice - President of the Supreme Court of Justice; justices of the Court of Justice; Mr. Adisorn Chaiyakupt, Deputy Attorney General; representatives of the Lawyers Council under Royal Patronage; and delegates from Srinakharinwirot University.



The Administrative Court of Thailand

Notable Visit

A Visit by Delegation from the Shanghai High People’s Court



On 21 November 2024, Hon. Mr. Prasitsak Meelarp, President of the Supreme Administrative Court, welcomed a delegation from the Shanghai High People’s Court, led by Mr. Xi Jianlin, President of the Shanghai Third Intermediate People’s Court, on the occasion of their visit to the Administrative Court for a courtesy call and study visit. Mr. Vishnu Varunyou, Vice-President of the Supreme Administrative Court and Mr. Pornchai Manussiripen, Vice President of the Supreme Administrative Court also joined in welcoming the delegation.

During the visit, the delegation exchanged views and insights on the theme “Practice and Experience in Judicial Protection of Ecological Environment and Natural Resources in ASEAN Countries.” The discussion was attended by Mr. Anont Adireksombat and Mr. Prapot Klaisuban, judges of the Supreme Administrative Court. In addition to the discussion, the delegation visited Courtroom 9 (e-Courtroom) and the Administrative Court Museum.





The Administrative Court of Thailand

Notable Visit

H.E. Ambassador of Switzerland visited the Administrative Court of Thailand.



On 9 December 2024, H.E. Mr. Pedro Zwahlen, Ambassador of Switzerland to Thailand, and a delegation from the Swiss Embassy paid a courtesy call on Honourable Mr. Prasitsak Meelarp, President of the Supreme Administrative Court. On this occasion, Mr. Jamnong Thavornvisith, Acting Secretary-General of the Office of the Administrative Courts, and Mr. Jait Satawornseelporn, Deputy Secretary-General of the Office of the Administrative Courts, jointly welcomed H.E. Mr. Pedro Zwahlen and the delegation.

H.E. Ambassador of Switzerland and the delegation also visited Courtroom 9 (e-Courtroom) of the Central Administrative Court, Administrative Court Museum, and Public Law Library.





The Administrative Court of Thailand

Notable Visit

A Study Visit by the Delegation of George Mason University



On 27 January 2025, a delegation of faculty and students from George Mason University paid a study visit to the Administrative Court of Thailand in order to exchange knowledge and experience on administrative court proceedings, mediation, and e-Admincourt. On this occasion, Mr. Visoot Vachamastienhul, President of the Central Administrative Court; and Mr. Jamnong Thavornvisith, Acting Secretary-General of the Office of the Administrative Courts, jointly welcomed the delegation at Seminar Room 2 (Theatre), B1 Floor, the Administrative Court Premises, Chaeng Watthana Road, Bangkok.

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During the study visit, Mr. Ekkanut Jinasen, President of a Chamber of the Administrative Court of First Instance, attached to the Supreme Administrative Court; Mr. Wiwat Sawetariyaphong, President of a Chamber of the Central Administrative Court; and Mr. Churtwut Sinpimonboon, Judge of the Central Administrative Court, delivered lectures providing an overview of administrative court proceedings, mediation in administrative disputes, and the adoption of technology in judicial proceedings in the Administrative Courts at all levels.

After the lectures, the delegation also visited Courtroom 9 (e-Courtroom) of the Central Administrative Court, the Administrative Court Museum, Public Law Library, and Reception Hall.



The Administrative Court of Thailand

Event

The National Day of Qatar



On December 12, 2024, the President of the Supreme Administrative Court assigned the Office of the Administrative Courts to deliver a floral arrangement to congratulate the Embassy of the State of Qatar on the occasion of its National Day at InterContinental Hotel.

Ms. Wanasanan Kanchanaphalin, Director of Bureau of Foreign Affairs, represented the Office of the Administrative Courts in delivering the congratulations.



The Administrative Court of Thailand

Event

The National Day of Korea



On October 1, 2024, the President of the Supreme Administrative Court assigned the Office of the Administrative Courts to deliver a floral arrangement to congratulate the Embassy of the Republic of Korea on the occasion of its National Day at Shangri-la Hotel.

Ms. Wanasanan Kanchanaphalin, Director of Bureau of Foreign Affairs, represented the Office of the Administrative Courts in delivering the congratulations.

The Administrative Court of Thailand

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