

Unofficial Translation

**Parliamentary Regulation on Code of Ethics for Members of
the House of Representatives and Members of the Committees B.E. 2563 (2020)**

By virtue of Section 128 and 219 paragraph two of the Constitution of the Kingdom of Thailand, B.E. 2560 (2017), and Rule 190 of the Rules of Procedure of the House of Representatives, B.E. 2562 (2019), the House of Representatives hereby issues the **Parliamentary Regulation on Code of Ethics for Members of the House of Representatives and Committee Members** as follows:

Rule 1. These rules are called “**Parliamentary Regulation on Code of Ethics for Members of the House of Representatives and Members of the Committees B.E. 2563 (2020)**”

Rule 2. These rules shall come into force as from the day following the date of the publication in the Government Gazette.

Rule 3. In these Rules,

“**Regulation**” means the **Parliamentary Regulation on Code of Ethics for Members of the House of Representatives and Members of the Committees, B.E. 2563 (2020)**

“**Member**” means the member of the House of Representatives;

“**Committee member**” means a committee member which have been established by the House of Representatives, including persons or groups of persons appointed by committee;

“**Meeting**” means any meetings of the House of Representatives and of the committees, including any other meetings within the mandates of **members of the House of Representatives and members of the committees**;

“**Sitting**” means any sittings of the House of Representatives and of the committees.

“**Precinct of the House**” means any area marking a territory of the House of Representatives, the various office buildings of the House, including any places used as a temporary venue for the House’s sittings and office building of the Secretariat of the House of Representatives;

“**Commission**” means the Ethics Commission of the House of Representatives;

“President of the Commission” means President of the Ethics Commission of the House of Representatives;

“Commissioner” means commissioner of the Ethics Commission of the House of Representatives.

Rule 4. Pursuant to Section 219 of the Constitution of the Kingdom of Thailand, B.E. 2560 (2017), the Ethical Standards of the Judges of the Constitutional Court and persons holding positions in the Independent Organs, including the Auditor-General and heads of the secretariat of the Constitutional Court and the Independent Organs B.E. 2561 as annexed to the regulation shall apply to member and committee member.

Rule 5. Speaker of the House of Representatives shall have charge and control of the execution of the regulation and shall have power to issue rules, notifications, or orders for the purpose of the execution of the regulation.

CHAPTER 1

CORE VALUES OF MEMBERS AND COMMITTEE MEMBERS

Rule 6. Member and committee member have a duty to be faithful and protect and uphold the nation, religions, the King, and the democratic regime of government with the King as Head of State.

Rule 7. Member and committee member shall strictly uphold and observe the Constitution of the Kingdom of Thailand.

Rule 8. Member and committee member shall faithfully perform their duties in utmost dedication for the interest of the nation and of the people.

CHAPTER 2

ETHICS CONCERNING PERFORMANCE OF DUTIES BY MEMBERS AND COMMITTEE MEMBERS

Rule 9. Member and committee member shall strictly uphold and observe the laws, Rules of Procedure of the House of Representatives and its resolutions.

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

Rule 10. Member and committee member shall protect the reputation of the House of Representatives, and shall never undertake any action which would cause damage to the honours of the nation and of the House of Representatives.

Rule 11. Member and committee member must adhere to ethics and be resolute in acting rightfully and fairly and perform duties without prejudice.

Rule 12. Member and committee member shall respect the rights and liberties of others, shall not make any inappropriate remarks nor gestures in an insulting, contemptuous, sarcastic or defamatory manner, and shall not discuss any false statements in the sitting or any other places.

Rule 13. Member and committee member shall not threaten, nor assault others in the sittings, the precinct of the House, or any other places.

Rule 14. Member and committee member shall dedicate times to and attend the meeting on a punctual basis, and shall not be absent from the meeting without unreasonable grounds, except for the case of sickness or accident.

Rule 15. Member and committee member shall, in an expeditious manner, consider bills, motions, questions, or public complaints that affect the interests of the nation and of the public.

Rule 16. Member and committee member shall consider and give approval to appointment of a person for any position under the laws by taking into account such person's knowledge, capability, and ethical conduct.

Rule 17. Member and committee member shall carefully monitor the undertakings or performance of the duties by their expert, specialist, assistant, person or group of persons appointed by standing committees, or any other persons with close contact, to prevent them from undertakings any action that would cause damage to the reputation of the House of Representatives, members, or committee members.

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

Rule 18. Member and committee member shall disclose information to the sitting or to the public; upon discovering any action that would be detrimental to the government, others and the public, any abuse of powers, and any corruption and malfeasance.

Rule 19. Member and committee member shall dress appropriately in accordance with the Rules of Procedures of the House of Representatives, show respect, and behave in appropriate manner within the precinct of the House.

Rule 20. Member and committee member shall not work, conduct business, nor undertake any action which would tarnish their honours as member or committee member.

Rule 21. Member and committee member are expected to visit and meet people to listen to their complaints, opinions, and recommendations; and shall treat people without discrimination.

Rule 22. Member and committee member shall take responsibility for any error in the performance of duties as appropriate in such case.

CHAPTER 3 UPHOLDING THE CODE

Rule 23. There shall be a commission called "Ethics Commission of the House of Representatives", which consists of 15 commissioners as follows:

- (1) Speaker of the House of Representatives as President of the Commission;
- (2) Leader of the Opposition in the House of Representatives;
- (3) Two commissioners who are former Speaker of the House of Representatives or former Leader of the Opposition in the House of Representatives, having been selected by commissioners under (1)(2)(4)(5)(6)(7) and (8);
- (4) Chairperson of the Standing Committee on the House of Representatives Affairs
- (5) the Government Chief Whip of the House of Representatives;
- (6) the Opposition Chief Whip of the House of Representatives or a member of the Opposition Whip of the House of Representatives as assigned by the Opposition Chief Whip of the House of Representatives;

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

(7) Four commissioners who are member of the political party with some members assuming the duties of Ministers, Speaker of the House of Representatives, or Deputy Speaker of the House of Representatives, and at least one of which shall be woman;

(8) Four commissioners who are member of the political party that has no member assuming the duties of Ministers, Speaker of the House of Representatives, or Deputy Speaker of the House of Representatives, and at least one of which shall be woman;

In the case where the number of commissioners under (3) cannot be fulfilled, due to the fact that there is no such former Speaker of the House of Representatives nor Leader of the Opposition in the House of Representatives or that there is such former Speaker of the House of Representatives or Leader of the Opposition in the House of Representatives but he/she is unable to perform the duty; the commissioner under (3) shall be selected among those who are former member.

Specifications for the appointment of commissioners under (3) (7) and (8) shall be made by the Speaker of the House of Representatives.

The Commission shall appoint one commissioner as a secretary to the commission.

Rule 24. A commissioner shall vacate office upon:

- (1) expiration of the term or dissolution of the House of Representatives;
- (2) termination of his/her membership;
- (3) death;
- (4) resignation;
- (5) being absent from the Commission's meetings for three consecutive times without proper justification and without written notification to the President of the Commission;
- (6) having his/her membership of the Commission revoked by a resolution of the House of Representatives;
- (7) dissolution of the political party to which such commissioner is a member;
- (8) being disqualified under Rule 23
- (9) being punished under Rule 28

Rule 25. The Commission shall have the following powers and duties:

- (1) to promote, support, and supervise the strict observation of these Rules;

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

(2) to review complaints concerning ethical issues made by any member, person, or agency, which allege that a member or committee member has violated or failed to comply with the regulation;

(3) to decide any issues arising from the implementation of the regulation, with its decisions being final;

(4) to set up any sub-commissions or working groups as required to support the implementation of the regulation;

(5) to set out any rules, methods and procedures with respect to proceedings and fact-findings for the purpose of implementing the regulation;

(6) to perform other duties as assigned by the House of Representatives.

Rule 26. All proceedings by the Commission shall at least guarantee openness, the right for all parties involved to present evidences and express opinions before decision making, the right for all parties involved to access any documents related to themselves, and the right to challenge or recuse a commissioner.

At a meeting of the Commission, no less than half the number of existing commissioners shall constitute a quorum.

Any decision or order by the Commission shall be made by no less than two-thirds of the existing number of commissioners, and shall at least include reasoning, context or allegation, fact summary from its proceedings, as well as the applicable provisions of laws or regulation. Such decision or order shall also include individual opinions in the written form.

Rule 27. Upon receiving a complaint concerning ethical issue of a member or committee member, the Commission shall review the matter within 60 days as from the date of receiving such complaint. If such review cannot be completed within the period, the Commission may seek a 30-day extension of review time from the House of Representatives for each extension. In case of the end of parliamentary session, Speaker of the House of Representatives shall have power to extend the review period as deemed appropriate, upon which he/she shall later notify the House of Representatives of the extension.

Rule 28. In the case where the Commission believes there is sufficient admissible evidence to prove and the meeting of the Commission has decided that a member or committee member has violated or failed to comply with the regulation, the Commission may punish such member or committee member by means of warning, reprimand, ordering the person to apologise before the sitting of the House of Representatives as stipulated by the Commission, or by public condemnation.

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

In the case where the Commission believes there is insufficient evidence to prove that a member or committee member has violated or failed to comply with these Rules, the Commission shall discharge the case without delay.

Decisions of the Commission under paragraph one and two shall be final, and shall be reported to the House of Representatives.

In the case where the Commission believes there is sufficient evidence to prove that a member or committee member has committed a gross breach of or serious non-compliance with these Rules concerning ethical standards, the Commission shall make recommendation to the House of Representatives for further consideration.

In the case where the House of Representatives later decides that such matter is a gross breach or serious non-compliance of these Rules concerning ethical standards, the Speaker of the House of Representatives shall forward the matter to the National Anti-Corruption Commission for further actions.

Voting for the decision of the House of Representatives under paragraph five shall consist of no less than two-thirds of the existing members of the House.

Rule 29. Any violations or failures to comply with any Rules under Chapter 1 shall constitute gross breach of ethical standards under these Rules.

In deciding whether any violations or failures to comply with any Rules under Chapter 2 may constitute a gross breach or serious non-compliance with these Rules concerning ethical standards or not, it shall take into account the nature of such action, intent, and the extent of damage caused by such breach or non-compliance.

Rule 30. Member and committee member are required to abide by these Rules; and respect all decisions, resolutions, orders made by the Commission, or the House of Representatives, whichever the case may be.

Given on 27 January B.E. 2563 (2020)

(Mr. Chuan Leekpai)

Speaker of the House of Representatives

DISCLAIMER: THIS TEXT HAS BEEN PROVIDED FOR EDUCATIONAL/ COMPREHENSION PURPOSES AND CONTAINS NO LEGAL AUTHORITY.

THE SECRETARIAT OF THE HOUSE OF REPRESENTATIVES SHALL ASSUME NO RESPONSIBILITY FOR ANY LIABILITIES ARISING FROM THE USE AND/OR REFERENCE OF THIS TEXT. ONLY ORIGINAL THAI TEXT HAS LEGAL FORCE.

Schedule annexed to Regulation on Code of Ethics for Members of the House of Representatives
and Members of the Committees B.E.2563

The Ethical Standards of the judges of the Constitutional Court and persons holding positions
in the Independent Organs, including the Auditor-General and heads of the secretariat
of the Constitutional Court and the Independent Organs B.E.2561

Whereas section 219 of the Constitution of the Kingdom of Thailand B.E. 2560 provides that the Constitutional Court and Independent Organs shall jointly prescribe ethical standards applicable to the judges of the Constitutional Court and persons holding positions in the Independent Organs, including the Auditor-General and heads of the secretariat of the Constitutional Court and the Independent Organs. Such ethical standards shall include the upholding of honour and interests of the Nation, and shall also explicitly specify the type of violation or non-compliance of ethical standards which is of a serious nature, in order to enable the Constitutional Court and the Independent Organs including the Auditor-General and heads of the secretariat of the Constitutional Court and the Independent Organs observe.

Such ethical standards shall also apply to Members of the House of Representatives, Senators, and the Council of Ministers according to section 219 paragraph two of the Constitution of the Kingdom of Thailand.

By virtue of section 219 of the Constitution of the Kingdom of Thailand, the Constitutional Court and the Independent Organs accordingly jointly prepare ethical standards which is prepared with taking opinions of the House of Representatives, the Senate, and the Council of Ministers into consideration, as follows:

Article 1. Such ethical standards is called "The Ethical Standards of the judges of the Constitutional Court and persons holding positions in the Independent Organs, including the Auditor-General and heads of the secretariat of the Constitutional Court and the Independent Organs B.E.2561".

Article 2. Such ethical standards shall come into force as from the day following the date of its publication in the Government Gazette.

Article 3. Such ethical standards shall apply to the following persons:

- (1) the President of the Constitutional Court and the judges of the Constitutional Court;
- (2) persons holding positions in the Independent Organs are Chairperson and Commissioners of the Election Commission, Chief Ombudsman and Ombudsmen, President and Commissioners of the National Anti-Corruption Commission, President and Commissioners of State Audit Commission, and Chairperson and Commissioners of the National Human Rights Commission;

- (3) the Auditor-General;
- (4) heads of the secretariat of the Constitutional Court and the Independent Organs are Secretary-General of the Office of the Constitutional Court, Secretary-General of the Election Commission, Secretary-General of the Office of the Ombudsman, Secretary-General of the National Anti-Corruption Commission, and Secretary-General of the National Human Rights Commission.

Such ethical standards shall also apply to Members of the House of Representatives, Senators and the Council of Ministers according to section 219 paragraph two of the Constitution.

Article 4. The President of the Constitutional Court, Chairperson of the Election Commission, Chief Ombudsman, President of the National Anti-Corruption Commission, President of State Audit Commission, and Chairperson of the National Human Rights Commission shall be jointly in charge and control of the execution of this ethical standards.

Chapter 1 Ethical Standards Being Ideology

Article 5. One shall adhere to and maintain the democratic regime of government with the King as Head of State according to the Constitution of the Kingdom of Thailand.

Article 6. One shall protect and uphold the institution of kingship, independence, sovereignty, integrity of the territories and the areas over which Thailand has the sovereignty rights, honour and interests of the Nation, security of the State, and public order.

Article 7. One shall pursue national interests above personal interests.

Article 8. One shall perform duties honestly, not exploit wrongfully for oneself or others, or act in having knowledge of or condone to wrongfully exploitation of one's position by others.

Article 9. One shall not request, not demand, not receive, or not accept properties or any other benefits in a way which may have an effect on the performance of duties.

Article 10. One shall not receive presents, gifts, properties or any other benefits except for receiving from giving pursuant to moral etiquette and receiving subject to the provisions of laws, regulations, or rules which permit such receiving.

Chapter 2
Ethical Standards Being the Core Values

Article 11. Refraining from committing an act which constitutes a conflict between personal and common interests whether directly or indirectly.

Article 12. Adhering to the rule of law and behave in public morals frames.

Article 13. Performing duties fairly, independently, neutrally, and without prejudice, without fear of influence, social trends or unlawful pressure while having regard to people's rights and liberties as appropriate status.

Article 14. Maintaining confidentiality of meetings and decisions including strictly respect the resolution passed by a majority of votes of meeting and reasons of all relevant people.

Article 15. Providing accurate, complete, and undistorted information within one's responsibility according to facts to the public or mass media.

Article 16. Refraining from rendering advice to a third person or express opinions or information to public media or public on matters which are under the consideration, which may cause damage or loss of justice to performance of duties except for performance of duties according to the laws of an organization.

Article 17. Refraining from committing any act which is detrimental to the honour of holding the position.

Article 18. Refraining from neglecting or condone to the demand, receipt, or acceptance by people in one's family or under one's supervision or within one's responsibility of properties or any other benefits from a party or from any other people in a way which may have an effect on one's performance of duties.

Article 19. Refraining from associating with a party, offenders, influencers or people having infamous conduct or renown which may have an effect on a public faith in performance of duties.

Article 20. Refraining from committing an act in a way which is a sexual violation or harassment, thereby being a cause for grievance and the damage to injured persons or for affecting performance of duties in which injured person are in a state of necessity of accepting such act.

Not allowing sexual relationships with any other people to cause or influence or manipulate the exercise of discretion in performance of duties in favour of or to the detriment of any person.

Chapter 3 General Ethics

Article 21. Performing governmental duties pursuant to one's full potential and adhere to righteousness, transparency, and accountability and comply with the laws, the regulations and arrangements of the government service while having regard to interests of the nation and the happiness of Thai people as a whole.

Article 22. Devoting one's time to the government service and not misappropriate official time on conducting a business for the personal or others' interests.

Article 23. Treating people with willingness and provide services expeditiously, equally, accurately, and transparently without prejudice and respect the human dignity.

Article 24. Taking care of, maintain, and use properties of the government service sparingly and economically. Such acts shall be carefully done to prevent properties from inessential damage or wasteness.

Article 25. Maintaining the confidentiality of the government according to the laws, the regulations and arrangements of the government service.

Article 26. Performing, overseeing, or governing personnel management, budget, and other activities in accordance with the laws, rules, and the merit system including promoting and supporting unity in performing duties for the common good.

Chapter 4 Violation of and Failure to Comply with Ethical Standards

Article 27. Violation of or failure to comply with ethical standards provided in Chapter 1 shall be deemed to be of a serious nature.

As to whether or not violation of or failure to comply with ethical standards provided in Chapter 1 and Chapter 3 shall be deemed to be of a serious nature shall take into consideration behaviors pertaining to violation or failure to comply with, intention and the severity caused by such violation or failure to comply with.

Article 28. Proceeding against persons provided in Article 3, who are alleged that violating or failing to comply with such ethical standards shall be in accordance with the provisions of the Constitution, laws, regulations, or rules on such act.