

BUNDITPATANASILPA INSTITUTE ACT,  
B.E. 2550 (2007)

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His Majesty King Bhumibol Adulyadej, Rex.

Given on the 27<sup>th</sup> Day of June 2007,

Being the 62<sup>th</sup> Year of the Present Reign.

His Majesty King Bhumibol Adulyadej is graciously pleased to proclaim that:

Whereas it is expedient to revise the law on the provision of undergraduate studies by Bunditpatanasilpa Institute;

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

**Section 1** This Act is called the "Bunditpatanasilpa Institute Act, B.E. 2550 (2007)".

**Section 2**<sup>1</sup> This Act shall come into force from the day following the date of its publication in the Government Gazette.

**Section 3** The Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) shall be repealed.

**Section 4** Bunditpatanasilpa Institute, which was established by the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998), the College of Dramatic Arts, Kalasin College of Dramatic Arts, Chantaburi College of Dramatic Arts, Chiang Mai College of Dramatic Arts, Nakhon Si Thammarat College of Dramatic Arts, Nakhon Ratchasima College of Dramatic Arts, Phatthalung College of Dramatic Arts, Roi Et College of Dramatic Arts, Lopburi College of Dramatic Arts, Sukhothai College of Dramatic Arts, Suphanburi College of Dramatic Arts, Angthong College of Dramatic Arts, College of Fine Arts, Nakhon Si Thammarat College of Fine Arts, and Suphanburi College of Fine Arts shall be merged and established as the Institute under this Act.

Bunditpatanasilpa Institute is a juristic person and a government unit under the law on budgetary procedures that is affiliated with the Ministry of Culture.

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<sup>1</sup> The Government Gazette, Vol. 124, Part 32 A/Page 1/9 July B.E. 2550 (2007).

**Remark:** "This translation is provided by Bunditpatanasilpa Institute for information purpose only. Whilst the Bunditpatanasilpa Institute has made efforts to ensure the accuracy and correctness of the translation, the original Thai text as formally adopted and published shall in all events remain the sole authoritative text having the force of law."

**Section 5** In this Act,

“Institute” means Bunditpatanasilpa Institute;

“Institute Council” means the Bunditpatanasilpa Institute Council;

“Academic Council” means the Bunditpatanasilpa Institute Academic Council;

“Faculty and Staff Senate” means the Faculty and Staff Senate of

Bunditpatanasilpa Institute;

“Campus” means the Institute’s academic area(s) where a faculty, school, college, center or two or more government units designated by any other name which are equivalent in status to a faculty are located as determined by the Institute Council;

“Ministry” means the Ministry of Culture;

“Minister” means the Minister who has charge and control of the execution of this Act.

**Section 6** For the benefit and compliance with the personnel management of the Institute’s faculty members, government teachers and educational personnel, the Institute Council shall have the powers and duties to oversee the Institute’s personnel management in accordance with the law on government teachers and educational personnel, unless it is otherwise specified by this Act.

**Section 7** The Minister of Culture shall have charge and control of the execution of this Act and shall have the power to issue the ministerial regulations and notifications for the execution of this Act.

Such ministerial regulations and notifications shall come into force following their publication in the Government Gazette.

## PART I GENERAL PROVISIONS

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**Section 8<sup>2</sup>** The Institute is an educational institution whose objectives are to provide and promote basic to high vocational education in the fields of Thai and international drama, music, vocal, fine arts, visual arts as well as local and national art and culture; to teach, perform, conduct research and provide academic services; to promote, continue, create, preserve, and disseminate the unique art and culture which represent the national identities and diversity of local art and culture.

**Section 9** The Institute may have its organization divided into the following units:

- (1) Office of the President;
- (2) Campus Offices;

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<sup>2</sup> Section 8 was amended by the Bunditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

- (3) Graduate Schools;
- (4) Faculties;
- (5) Schools;
- (6) Colleges;
- (7) Centers.

The Institute may set up government units designated by any other name which are equivalent in status to a faculty, as its government units, to achieve the objectives set forth in Section 8.

The Office of the President and campus offices may be divided into divisions or government units designated by any other name which are equivalent in status to a division.

Graduate Schools may be divided into the Office of the Dean, divisions or government units designated by any other name which are equivalent in status to a division.

Faculties may be divided into the Office of the Dean, academic departments, divisions or government units designated by any other name which are equivalent in status to an academic department or a division.

Schools, centers and government units designated by any other name which are equivalent in status to a faculty may be divided into the Office of the Director, divisions or government units designated by any other name which are equivalent in status to a division.

Colleges may be divided into the Office of the Director, academic departments, divisions or government units designated by any other name which are equivalent in status to an academic department or a division.

Offices of the Dean, Offices of the Director, divisions or government units designated by any other name which are equivalent in status to a division may be divided into work units or government units designated by any other name which are equivalent in status to a work unit.

**Section 10** The establishment, merging and dissolution of a campus office, Graduate School, faculty, school, college and center or government unit designated by any other name which is equivalent in status to a faculty shall be implemented through the issuance of a ministerial regulation.

The division of a government unit into the Office of the Dean, Office of the Director, academic departments, and divisions or government units designated by any other name which are equivalent in status to a faculty or a division shall be implemented through the issuance of the Ministry's notification.

The division of a government unit into work units or government units designated by any other name which are equivalent in status to a work unit shall be implemented through the issuance of the Institute's notification.

**Section 11** Under the objectives set forth in Section 8, the Institute may accept other high-level educational institutions or institutes as its affiliated institutions or institutes, and shall have the power to confer degrees, diplomas or certificates of any class to graduates of such affiliated institutions or institutes.

Acceptance or cancellation of the affiliation of such high-level educational institutions or institutes shall be carried out in accordance with the Institute's regulations and shall be published in the Government Gazette.

Control over an affiliated high-level educational institution or institute shall as prescribed in the Institute's regulations.

**Section 11/1**<sup>3</sup> Under the objectives set forth in Section 8, the Institute may provide joint education or conduct joint researches with other high-level educational institutions or institutes, and shall have the power to confer joint degrees, diplomas or certificates of any class to graduates of such affiliated institutions or institutes.

The provision or cancellation of joint education or joint researches with other high-level educational institutions or institutes shall be as prescribed in the Institute's regulations and published in the Government Gazette.

Control over the provision of joint education or joint researches with other high-level educational institutions or institutes shall be as prescribed in the Institute's regulations.

**Section 12** In addition to the funds allocated to the Institute in the government's budgets, the Institute income may come from the following sources:

(1) financial benefits, fees, dues, remunerations, penalty fees, fines and charges for services rendered by the Institute;

(2) earnings or benefits derived from the use or utilization of Ratchaphatsadu land administered, maintained, used or managed for profits by the Institute;

(3) funds and properties donated to the Institute;

(4) subsidies from local government agencies or other subsidies received by the Institute for use in the operation of its affairs;

(5) other incomes or benefits.

The Institute shall have the power to administer, supervise, maintain, use and manage for profits the Institute's properties, both the Ratchaphatsadu land under the law on Ratchaphatsadu land and other types of properties.

All of the Institute's income and benefits, including benefits from Ratchaphatsadu land, penalty fees from breaches of an educational leave contract and property sale contract or hiring contracts allotted from government budgets, shall not be considered an income required by the treasury reserves and budgetary laws to be submitted to the Ministry of Finance.

**Section 13** All immovable properties that the Institute obtained through donation or purchase with its income or an exchange of its property or any other means from the date that this Act comes into force shall not be considered the Ratchaphatsadu land and shall belong the Institute.

**Section 14** All of the Institute's incomes and properties must be managed for the Institute's benefits under the objectives set forth in Section 8.

The monies and assets donated to the Institute must be managed in accordance with the conditions specified by the donor and the Institute's objectives. If it is necessary to have such conditions altered, prior consent must be obtained from the donor or his/her heir(s).

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<sup>3</sup> Section 11/1 was added by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

If there is no such heir or none can be found, such alteration must be approved by the Institute Council.

## CHAPTER II OPERATION

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**Section 15**<sup>4</sup> There shall be an Institute Council consisting of:

(1) the Chairperson appointed by a royal command;

(2) ex-officio members, namely, the Permanent Secretary of the Ministry of Education, Science, Research, and Innovation; the Permanent Secretary of the Ministry of Culture; the Secretary of the Government Teachers and Educational Personnel Commission; the Director-General of the Fine Arts Department, the Chairperson of the Faculty and Staff Senate, and the President.

(3) four members selected from the Vice Presidents, Deans, School/College/Center Directors or heads of a government unit designated by any other name which is equivalent in status to a faculty;

(4) three members selected from the Institute's regular faculty members, government teachers and educational personnel who are not currently in the positions set forth in (3);

(5) thirteen qualified members appointed by a royal command from persons outside the University upon the recommendation of the Chairperson and members of the Institute Council in (2), (3), and (4). Special consideration shall be given to the appointment of local persons with the knowledge and expertise in the fields of art and culture as qualified members.

The Institute Council shall appoint one Vice President who is not a member of the Institute Council, upon the recommendation of the President, as the Council Secretary.

The Institute Council shall appoint one of its qualified members as Deputy Chairperson. The Deputy Chairperson shall act on behalf of the Chairperson, when the Chairperson is unable to perform his/her duties or when there is no one in the position of the Chairperson of the Institute Council.

The qualifications, criteria and methods of selection of the Chairperson and members of the Institute Council in (3), (4), and (5) shall be as prescribed in the Institute's regulations.

**Section 16** The Chairperson and members of the Institute Council under Section 15 (3), (4) and (5) shall hold office for a term of four years and may be reappointed by a royal command or may be reelected to the position.

In addition to vacating office upon the expiration of the term as specified in paragraph one, the Chairperson and members of the Institute Council under Section 15 (3), (4) and (5) shall also vacate office upon:

(1) death;

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<sup>4</sup> Section 15 was amended by the Reorganization of Ministry, Sub-Ministry, and Department Act, (No. 19), B.E. 2562 (2019).

- (2) resignation;
- (3) lack the qualifications for the position of Chairperson or member in a specific category;
- (4) being dismissed by the Institute Council due to disgraceful behavior, negligence in the performance of duty or incapability;
- (5) being sentenced by a final judgement to imprisonment;
- (6) being bankrupt;
- (7) being an incompetent or a quasi-competent person.

The vacation of office under (4) must be passed by the Institute Council's resolution with a vote of no less than two-thirds of the existing Institute Council's members.

In the case that the position of Chairperson or member of the Institute Council is vacant for whatever reason, and no measure has been taken to fill such position, the Institute Council shall consist of the remaining members.

In the case that the Chairperson or member of the Institute Council in Section 15 (3), (4) and (5) vacates office before the expiration of the term and a replacement has been appointed by a royal command or that a replacement member has been selected, such person shall hold office for the remaining term of the Chairperson or member whom he/she replaces. However, if the remaining term of office is less than ninety days the position may be left vacant.

In the case that the Chairperson or member of the Institute Council vacates office upon the expiration of the term, but no measure has been taken to fill such position, the vacating Chairperson or member of the Institute Council shall perform their duties until a new Chairperson or member of the Institute Council is appointed.

**Section 17** The Institute Council shall have the powers and duties to control and supervise the Institute's general affairs, especially the following powers and duties:

(1) to formulate the Institute's policies on education, research, academic services to the society, the preservation of art and culture, and to support the art and culture related activities organized by government agencies, private agencies and local communities;

(2) to formulate the Institute's rules, issue the Institute's regulations and notifications, and to assign any Institute's government unit(s) to formulate the rules, and issue regulations and notifications for such unit on a case by case basis;

(3) to approve the conferring of degrees, higher graduate diplomas, graduate diplomas, diplomas and certificates;

(4) to deliberate the establishment, merging and dissolution of the Institute's government units under Section 9, and to carry out the internal division of such government unit;

(5) to approve the acceptance of other high-level educational institutions or institutes as the Institute's affiliated institutions or institutes;

(5/1)<sup>5</sup> to approve the provision or cancellation of joint education or joint researches with other higher education institutions or institutes;

(5/2)<sup>6</sup> to regulate compliance of the Institute's educational standards, quality control, performance evaluation monitoring and examination, and education quality assurance with the educational standards prescribed by the laws;

(6) to consider and approve the Institute's academic programs to ensure compliance with the standards prescribed by the Higher Education Commission and with the Institute's internal quality assurance system;

(7) to consider and arrange to obtain a royal command to appoint and remove Chairperson of the Institute Council, qualified member of the Institute Council, the President, professors and Special Professors;

(8) to appoint and remove the Vice Presidents, Deans, School/College/Center Directors and Heads of a government unit designated by any other name which is equivalent in status to a faculty, Emeritus Professors, Associate Professors, Special Associate Professors, Assistant Professors and Special Assistant Professors;

(9) to authorize the Institute's expenditure budgets from the Institute income;

(10) to formulate rules and issue regulations on work management, financial management, procurement, earning income and benefits from the Institute's properties;

(11) to appoint committees, sub-committees or any person(s) to consider and give opinion on a specific matter or to assign them to perform any task that is within the Institute Council's powers and duties;

(12) to consider and approve the Institute's affairs as proposed by the President and to assign the President to perform any task that is within the Institute Council's powers and duties;

(13) to give advice and recommendations to the President on the Institute's affairs;

(14) to perform any other duties relating to the Institute's affairs which are not specifically assigned to any person.

**Section 18** Meetings of the Institute Council shall be conducted in accordance with the Institute's regulations.

**Section 19** There shall be an Academic Council consisting of:

(1) the Chairperson who is the President;

(2) the Deputy Chairperson who is the Vice President for Academic Affairs;

(3) no more than five members selected from the Deans;

(4) no more than five members selected from the Directors of a School/College/Center or Heads of a government unit designated by any other name which is equivalent in status to a faculty;

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<sup>5</sup> Section 17 (5/1) was added by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

<sup>6</sup> Section 17 (5/2) was added by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

(5) no more than five elected members from the Institute's regular faculty members, government teachers and educational personnel;

(6) no more than nine appointed qualified members – one from the qualified members of the Higher Education Commission and one knowledgeable and expert outsider in each field of drama, music, vocal, fine arts or local art and culture.

The Academic Council shall, upon the recommendation of the President, appoint one Secretary from members who are the regular faculty members, government teachers or educational personnel. No more than two persons may be appointed as assistant secretaries.

The qualifications, criteria and methods of selection, term of office and vacation of office of members of the Academic Council, the meetings and operation of the Academic Council shall be as prescribed in the Institute's regulations.

**Section 20** The Academic Council shall have the following duties:

(1) to consider and ensure compliance of the Institute's educational standard criteria, curricula, instruction, research, academic performance evaluation and academic quality assurance with the standards prescribed by the Higher Education Commission and present them to the Institute Council;

(2) to give opinions on the merging and dissolution of an academic branch to the Institute Council;

(3) to give opinions on the offering of academic programs to the Institute Council;

(4) to consider and give opinions on the Institute's academic issues to the Institute Council;

(5) to promote researches that are consistent with the Institute's missions and community needs;

(6) to appoint committees, sub-committees or any person to perform any act that is within the Academic Council's powers and duties;

(7) to perform any mission relating to the Institute's academic issues as assigned by the Institute Council.

**Section 21** There shall be a Faculty and Staff Senate consisting of the Chairperson and members of the Faculty and Staff Senate who are the Institute's regular faculty members, government teachers and educational personnel and work at the Institute.

The number, qualifications, selection criteria and procedures, term of office and vacation of office of the President and members as well as the meetings and operation of the Faculty and Staff Senate shall be as prescribed in the Institute's regulations.

**Section 22** The Faculty and Staff Senate shall have the following duties:

(1) to give advice and recommendations to the Institute Council and the President in matters relating to the Institute's affairs;

(2) to promote positive work ethics and work culture for the Institute's regular faculty members, government teachers and educational personnel who work at the Institute;



(3) to foster and promote unity among the Institute's regular faculty members, government teachers and educational personnel who work at the Institute;

(4) to perform any other duties as assigned by the Institute Council or the President.

**Section 23** The President shall be the supervisor and the responsible person for the Institute's administration. There may be the Vice President(s) or assistant(s) to the President, or both, in the number determined by the Institute Council who shall perform the duties and responsibilities assigned by the President.

**Section 24** The President shall be appointed by a royal command, upon the recommendation of the Institute Council, from persons who have the qualifications specified in Section 25, paragraph one.

The criteria and procedures for the selection of the President shall be as prescribed in the Institute's regulations.

The President shall hold office for a term of four years each and may be reappointed by a royal command, but shall not hold office for more than two consecutive terms.

In addition to vacating office upon the expiration of the term, the President shall also vacate office upon:

(1) death;

(2) resignation;

(3) lack the qualifications or have any of the prohibited characteristics under Section 25;

(4) being dismissed by the Institute Council due to disgraceful behavior, negligence in the performance of duty or incapability;

(5) being subject to a serious disciplinary action or being discharged from the government service due to blemish or flaw in the performance of duty following a serious disciplinary investigation;

(6) being sentenced by a final judgement to imprisonment;

(7) being bankrupt;

(8) being an incompetent person or a quasi-incompetent person.

The removal of the President from office under (4) must be passed by the Institute Council's resolution with a vote of no less than two-thirds of the existing Institute Council's members.

The Vice Presidents shall be appointed by the Institute Council from persons who have the qualifications specified in Section 25, paragraph one.

The Assistants to the President shall be appointed by the President from the Institute's regular faculty members, government teachers and educational personnel who have the qualifications specified in Section 25, paragraph two.

Upon the President's vacation of office, the Vice Presidents and Assistants to the President shall also vacate office.

**Section 25** The President and Vice Presidents must have obtained not lower than a Bachelor's degree or its equivalent from the Institute or other higher education institution

recognized by the Institute Council, and must have taught or had no less than five years of administrative experience in the Institute or other higher education institution recognized by the Institute Council or have previously been a member of the Institute Council.

The Assistants to the President must have obtained not lower than a Bachelor's degree or its equivalent from the Institute or other higher education institution recognized by the Institute Council, and must have taught or had no less than three years of administrative experience in the Institute or other higher education institution recognized by the Institute Council.

In addition to the qualifications under paragraph one or paragraph two, as the case may be, the President, Vice Presidents and Assistants to the President must have other qualifications and none of the prohibited characteristics prescribed in the Institute's regulations.

**Section 26** The President shall have the following powers and duties:

(1) to administer the Institute's affairs in compliance with the government's and the Institute's laws, rules, and regulations as well as the Institute's policies and objectives;

(2) to control and supervise compliance of the Institute's personnel, finance, procurement process, spaces, and properties with the government's and the Institute's the laws, rules, and regulations;

(3) to prepare and implement the Institute's development plans as well as to monitor and evaluate Institute's performance in various aspects;

(4)<sup>7</sup> to appoint and remove from office Assistants to the President, Director of the Office of the President, Directors of Campus Office, Deputy Deans, Deputy Directors of a School/College/Center, Deputy Heads of a government unit designated by any other name which is equivalent in status to a faculty, Department Heads, Directors of a Division, Heads of a government unit designated by any other name which is equivalent in status to an academic department, and special lecturers;

(5) to uphold rules, disciplines, professional code of ethics and etiquettes of the Institute's regular faculty members, government teachers and educational personnel;

(6) to present operation plans, annual budgets, and annual reports on the Institute's affairs to the Institute Council;

(7) to promote, support student affairs and pursue joint missions with other institutes;

(8) to represent the Institute in general matters;

(9) to perform any other duties in accordance with the Institute's rules, regulations and notifications or as assigned by the Institute Council.

**Section 27** In the case that the President is unable to perform his/her duties, a Vice President shall act on his/her behalf. If there are several Vice Presidents, the Vice President assigned by the President shall act on his/her behalf. If the President has not assigned any person to act on his/her behalf, the most senior Vice President shall be the Acting President.

In the case that there is no one in the position of the President or no Acting President under paragraph one, or that there is such a person but he/she is unable to perform the duties, the Institute Council shall appoint one of its members as the Acting President under Section 15 (3). The provisions of Section 41 paragraph two shall apply *mutatis mutandis*.

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<sup>7</sup> Section 26 (4) was amended by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

**Section 28** On each campus, there shall be one Vice President as the supervisor and responsible person for the administration of the Campus on behalf of and as assigned by the President. There may be the Assistant(s) to the President, in the number specified by the Institute Council, to perform the duties and responsibilities as assigned by the President and Vice President.

**Section 29** On each campus, there shall be a Campus Administrative Committee consisting of the Vice President in charge of the campus as the Committee Chairperson and a number of Committee members.

The Campus Administrative Committee shall appoint one member as the Committee Secretary.

The number, qualifications, selection criteria and procedures, term of office and vacation of office of members of the Administrative Committee as well as the meetings and operation of the Campus Administrative Committee and the Campus' administrative system shall be as prescribed in the Institute's regulations.

**Section 30** The Campus Administrative Committee shall have the following powers and duties:

(1) to control and supervise compliance of the Campus' affairs with the Campus policies and development plans as prescribed by the Institute Council;

(2) to give advice and recommendations to the President on the Campus' operation;

(3) to collaborate with Graduate Schools, faculties, schools, colleges, centers and government units designated by any other name which are equivalent in status to a Campus' faculty;

(4) to consider and present the Campus' operation rules to the President, to formulate rules or issue other regulations as assigned by the Institute Council;

(5) to consider and present development plans, operation plans and annual budgets of the Campus' government units to the President;

(6) to appoint a sub-committee or a person to perform any act that is within the Campus Administrative Committee's powers and duties;

(7) to perform other duties assigned by the President.

**Section 31** In a Graduate School, there shall be a Dean as the supervisor and responsible person for the administration of the Graduate School's affairs. There may be the Deputy Dean(s), in the number specified by the Institute Council, to perform the duties and responsibilities assigned by the Dean.

The Dean shall be appointed by the Institute Council, through a selection process prescribed in the Institute's regulations, from persons who obtained not lower than a Bachelor's degree or its equivalent from the Institute or other higher education institution recognized by the Institute Council, and have taught or had no less than three years of administrative experience in the Institute or other higher education institution recognized by the Institute Council.

The Deputy Deans shall be appointed by the President, upon the recommendation of the Dean, from the persons with the same qualifications as the Dean. The President shall have the power to remove the Deputy Deans upon the recommendation of the Dean.

The Dean shall hold office for a term of four years and may be reappointed, but shall not hold office for more than two consecutive terms. The provisions of Section 24, paragraph four and paragraph five shall apply *mutatis mutandis* to the vacation of office of the Dean before the expiration of the term.

The provisions of Section 27 paragraph one shall apply *mutatis mutandis* to the acting on behalf of the Dean.

In the case that there is no one in the position of the Dean or Acting Dean, or that there is such a person but he/she is unable to perform the duties, the President shall appoint a regular faculty member, government teacher and educational personnel with the same qualifications as the Dean as the Acting Dean on a temporary basis.

Upon the Dean's vacation of office, the Deputy Dean(s) shall also vacate office.

**Section 32** In a Graduate School, there shall be a Graduate School Administrative Committee consisting of the Dean as the Committee Chairperson and a number of Committee members with the powers and duties to administer of the Graduate School's affairs.

The number, qualifications, selection criteria and procedures, term of office, and vacation of office of members of the Graduate School Administrative Committee as well as the meetings and operation of the Graduate School Administrative Committee and the Graduate School's administrative system shall be as prescribed in the Institute's regulations.

**Section 33** In a faculty, there shall be a Dean as the supervisor and responsible person for the administration of the Faculty's affairs. There may be the Deputy Dean(s) in the number determined by the Institute Council to perform the duties and responsibilities assigned by the Dean.

The provisions of Section 31 shall apply *mutatis mutandis* to the qualifications, appointment, term of office and vacation of office of the Dean and Deputy Deans under paragraph one as well as the acting on behalf of the person in such position.

**Section 34** In a faculty, there shall be a Faculty Administrative Committee consisting of the Dean as the Committee Chairperson and a number of Committee members.

The number, qualifications, selection criteria and procedures, term of office and vacation of office of members of the Faculty Administrative Committee as well as the meetings and operation of the Faculty Administrative Committee and the Faculty's administrative system shall be as prescribed in the Institute's regulations.

**Section 35** The Faculty Administrative Committee shall have the following powers and duties:

(1) to formulate the Faculty's policies and operation plans that are consistent with the Institute's policies;

(2) to consider academic programs and program details for presentation to the Academic Council;

(3) to consider and formulate rules and issue the Faculty's internal regulations as assigned by the Institute Council.

(3) to consider and approve applications for an academic position before submission to the Academic Council;

(5) to conduct academic assessment, performance evaluation and quality control the Faculty's educational standards;

(6) to promote research works, academic services to the society, and the preservation of art and culture;

(7) to give advice and opinions to the Dean;

(8) to perform any other duties relating to the Faculty's affairs or as assigned by the President;

(9) to appoint a sub-committee or a person to perform any act that is within the powers and duties of the Faculty Administrative Committee.

**Section 36** In case of necessity, an academic department or a government unit designated by any other name which is equivalent in status to an academic department in a faculty may be divided. There shall be a Department Head or Head of a government unit designated by any other name which is equivalent in status to an academic department as the supervisor and responsible person for the academic department's or a government unit designated by any other name which is equivalent in status to an academic department's affairs.

The Department Head or Head of a government unit designated by any other name which is equivalent in status to an academic department shall be appointed by the President, through a selection process prescribed in the Institute's regulations, from the Institute's regular faculty members, government teachers and educational personnel who have the same qualifications as the Dean. The President shall have the power to remove, upon the recommendation of the Dean, a Department Head or Head of a government unit designated by any other name which is equivalent in status to an academic department.

The provisions of Section 31 shall apply *mutatis mutandis* to the qualifications, appointment, term of office and vacation of office of the Department Head or Head of a government unit designated by any other name which is equivalent in status to an academic department under paragraph two as well as the acting on behalf of a person in such position.

**Section 37** In a school, center or government unit designated by any other name which is equivalent in status to a faculty, there shall be a School/Center Director or Head of a government unit designated by any other name which is equivalent in status to a faculty as the supervisor and responsible person for the school's, center's or government unit designated by any other name which is equivalent in status to a faculty's affairs, as the case may be. There may be the Deputy Director(s) of a School/Center or Deputy Head(s) of a government unit designated by any other name which is equivalent in status to a faculty, in the number determined by the Institute Council, to perform the duties and responsibilities assigned by the School/Center Director or Head of a government unit designated by any other name which is equivalent in status to a faculty.

The provisions of Section 31 shall apply *mutatis mutandis* to the qualifications, appointment, term of office and vacation of office of the School/Center Director or Head of a government unit designated by any other name which is equivalent in status to a faculty as well

as the Deputies of the persons in the positions under paragraph one and the acting on behalf of the person in such position.

**Section 38** In each school, center or government unit designated by any other name which is equivalent in status to a faculty, there shall be an Administrative Committee of the School/Center/Government Unit designated by any other name which is equivalent in status to a faculty, as the case may be.

The composition, number, qualifications, selection criteria and procedures, powers and duties, term of office and vacation of office of members of the Administrative Committee of a School/Center or government unit designated by any other name which is equivalent in status to a faculty as well as the meetings and operation of such Administrative Committees and the administrative system of such School/Center or government unit shall be as prescribed in the Institute's regulations.

**Section 38/1**<sup>8</sup> In the Office of the President and a Campus Office, there shall be a Director of the Office of the President and Director of the Campus Office as the supervisor and responsible person for the affairs of the Office of the President and the Campus Office, as the case may be.

In the Office of the Dean, Office of the Director, Office of a Division or government unit designated by any other name which is equivalent in status to a division, there shall be the Heads of the Office of the Dean, the Office of the Director, Director of a Division or Head of a government unit designated by any other name which is equivalent in status to a division as the supervisor and responsible person for the affairs of the Division or the government unit designated by any other name which is equivalent in status to a division, as the case may be.

The qualifications and criteria for the appointment of the Director of the Office of the President, Director of the Campus Office, Head of the Office of the Dean, Head of the Office of the Director, Director of a Section or Head of a government unit designated by any other name which is equivalent in status to a Section shall be as prescribed in the Institute's regulations.

**Section 39** In a college, there shall be a College Director as the supervisor and responsible person for the administration of the College's affairs. There may be the College Deputy Director(s) in the number determined by the Institute Council to perform the duties and responsibilities assigned by the College Director.

The provisions of Section 31 shall apply *mutatis mutandis* to the qualifications, term of office and vacation of office of the College Director and Deputy Director and the acting on behalf of the person in such position.

In case of the division of a college's academic department or a government unit designated by any other name which is equivalent in status to an academic department in the college, the provisions of Section 36 shall apply *mutatis mutandis*.

**Section 40** In a college, there shall be a College Administrative Committee.

The composition, number, qualifications, selection criteria and procedures, powers and duties, term of office and vacation of office of members of the College Administrative Committee, the meetings and operations of the College Administrative Committee as well as the College's administrative system shall be as prescribed in the Institute's regulations.

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<sup>8</sup> Section 38/1 was added by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

**Section 41** A person holding the position of the President, Dean, Director, Department Head and Head of a government unit designated by any other name which is equivalent in status to a faculty or an academic department, including the person holding the position of a deputy and assistant to such positions, shall not simultaneously hold more than one of such positions.

A person who is holding one of the positions under paragraph one may act on behalf of a person in another position for no longer than one hundred and eighty days.

**Section 42** The nomination of a person(s) for appointment to the position of a Dean, Director, Department Head and Head of a government unit designated by any other name which is equivalent in status to a faculty or an academic department shall be as prescribed in the Institute's regulations.

**Section 43** For the administrative benefits of a campus, Graduate School, Faculty, School, College, Center, academic department or a government unit designated by any other name which is equivalent in status to a faculty or an academic department shall have the power to direct, permit, approve, perform or execute any act that should be performed or executed by the President under the laws, rules, regulations, orders or Cabinet resolutions on any matter. If the laws, rules, regulations, orders or Cabinet resolutions on such matter have not specified the assignment of power otherwise or have not prohibited the assignment of power, the President may assign his/her power, in writing, to a person who is in the position of a campus's Vice President, Dean, Director and Department Head or Head of a government unit designated by any other name which is equivalent in status to a faculty or an academic department to act on behalf of the President for the affairs of such government unit only.

The person who acts on behalf of the President under paragraph one shall have the powers and duties as assigned by the President.

**Section 44** The person who acts on behalf of another person as prescribed in this Act shall have the same powers and duties as the person for whom he/she is acting on behalf.

In the case that there is any law, rule, regulation, order or Cabinet resolution appointing a person in a particular position to be a member or to have any power or duty, a person who acts on behalf of such person shall perform the same duties as such member or have the same powers and duties as the person who holds such position while acting on behalf of such person.

### CHAPTER III ACADEMIC POSITIONS

**Section 45** The academic positions of the Institute's regular faculty members are as follows:

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

A professor shall be appointed by a royal command upon the recommendation of the Institute Council.

The qualifications, criteria, methods of appointment and removal of the Institute's regular faculty members under paragraph one shall be in accordance with the law on the Regulations of Government Teachers and Educational Personnel.

**Section 46** Special Professors shall be appointed by a royal command, upon the recommendations of the University Council, from the persons who are not the Institute's regular faculty members.

The qualifications and criteria for the appointment of a Special Professor shall be as prescribed in the Institute's regulations.

**Section 47** A professor with special knowledge, ability and expertise who has left his/her post without any wrongdoing may be appointed by the Institute Council as an Emeritus Professor in the field of his expertise in his honor and for the Institute's benefits.

The qualifications, criteria and procedures for the appointment of an Emeritus Professor shall be as prescribed in the Institute's regulations.

**Section 48** The Institute Council may appoint a person with appropriate qualifications, who is not the Institute's regular faculty member, to the position of a Special Associate Professor or Special Assistant Professor upon the recommendation of the President.

The President may appoint a person with appropriate qualifications, who is not the Institute's regular faculty member, to the position of a special lecturer upon the recommendation of the Dean, Director or Head of a government unit designated by any other name which is equivalent in status to a faculty.

The qualifications, criteria, and procedures for the appointment of Special Associate Professor, Special Assistant Professor and special lecturer shall be as prescribed in the Institute's regulations.

**Section 49** A person who holds the academic position of a Professor, Special Professor, Emeritus Professor, Associate Professor, Special Associate Professor, Assistant Professor, and Special Assistant Professor is entitled to use the Professor, Special Professor, Emeritus Professor, Associate Professor, Special Associate Professor, Assistant Professor or Special Assistant Professor titles, as the case may be, to indicate the his/her academic standing indefinitely.

The academic titles in paragraph one is abbreviated as follows:

Professor	is abbreviated to Prof.
Honorary Professor	is abbreviated to Prof. (Special)
Emeritus Professor	is abbreviated to Prof. (Emeritus)
Associate Professor	is abbreviated to Assoc. Prof.
Honorary Associate Professor	is abbreviated to Assoc. Prof. (Special)
Assistant Professor	is abbreviated to Asst. Prof.
Honorary Assistant Professor	is abbreviated to Asst. Prof. (Special)



CHAPTER IV  
DEGREES AND ACADEMIC STANDING EMBLEMS

**Section 50** There are three levels of degrees:

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

A Master’s Degree or in Thai มหาบัณฑิต is abbreviated with the letter “ม”;

A Bachelor’s Degree or in Thai บัณฑิต is abbreviated with the letter “บ”.

**Section 51** The Institute has the power to confer degrees, diplomas or certificates of any class in a field of study that is offered at the Institute or in the field of study jointly offered with other high-level educational institutions or institutes.<sup>9</sup>

Determination of a given degree for any field of study and the abbreviation of the degree in such field of study shall be implemented through an enactment of a royal decree.

**Section 52** The Institute Council may issue regulations on the awarding of first-class honor or second-class honor to the Institute’s graduates with a Bachelor’s degree.

**Section 53** The Institute Council may issue regulations on the awarding of different levels of certificates and diplomas as follows:

(1) Higher graduate diplomas are awarded to the persons who had completed a study in any academic field after having earned a Master’s degree or its equivalence;

(2) Graduate diplomas are awarded to the persons who had completed a study in any academic field after having earned a Bachelor’s degree in any academic field;

(3) Diplomas are awarded to the persons who had completed a study in any academic program lower than a bachelor’s degree program;

(4) Certificates are awarded to the persons who had completed a study in a specific subject(s) in an academic program that is lower than a diploma.

**Section 54** The Institute has the power to award an honorary degree to a person whom the Institute Council deems to have appropriate qualification, merit and recognized academic achievement that is beneficial to the society and worthy of such honorary degree. However, it cannot award an honorary degree to the persons who hold a position at the Institute or to the Chairperson or members of the Institute Council while they are in office.

The class, academic field, and criteria for the awarding of an honorary degree shall be determined in accordance with the Institute’s regulations.

**Section 55** The Institute may prescribe different academic-standing gowns or academic-standing pins or insignia to indicate the academic qualifications of the recipients of a degree, higher graduate diploma, graduate diploma, diploma or certificate. It may also prescribe official gowns for the Chairperson and members of the Institute Council, the Institute’s administrators and faculty members.

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<sup>9</sup> Section 51, Paragraph One, was amended by the Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016).

Determination of the characteristics, categories, types, and components of the Institute's academic-standing gowns, academic-standing pins, and official gowns shall be implemented through an enactment of a royal decree.

The occasions and conditions for the use of the Institute's academic-standing gowns, academic-standing pins, and official gowns shall be as prescribed in the Institute's regulations.

**Section 56** The Institute Council may prescribe an emblem, badge or symbol of the Institute or its government units in the Institute's regulations and have them published in the Government Gazette.

A prior written permission of the Institute Council is required for the use of the emblems, badges or symbols under paragraph one for commercial purpose or in a manner that is not for the benefits of the Institute or the Institute Council.

The Institute Council may prescribe staff uniforms and badges as well as student uniforms in the Institute's regulations and have them published in the Government Gazette.

#### CHAPTER V PENALTIES

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**Section 57** Any person who uses the Institute's emblems, badges, symbols, academic-standing gowns, academic-standing pins, official gowns, staff uniforms, badges as well as student uniforms with no entitlement to such use, or who indicates by any means that he/she is a student or holder of the Institute's academic position, degree, higher graduate diploma, graduate diploma, diploma or certificate with no such entitlement, and any person who misleads another person into believing that he/she is entitled to use or hold said academic position or academic title, he/she shall be punished with imprisonment for a term not exceeding six months or a fine not exceeding fifty thousand baht, or to both.

**Section 58** Any person who:

(1) forges or produces an imitation of the emblems, badges or symbols of the Institute or its work units in whatever color and by whatever means;

(2) uses a forgery or imitation of the emblems, badges or symbols of the Institute or its work units; or

(3) uses or causes to appear the emblems, badges or symbols of the Institute or its work units on any material or merchandise without prior permission from the Institute;

shall be punished with imprisonment for a term not exceeding one year or a fine not exceeding one hundred thousand baht, or to both.

If a person who commits the offence under (1) also commits an offence under (2), he or she shall be punished for the offence under (2) only.

The offence under (3) is a compoundable offence.

## PROVISIONAL CLAUSES

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**Section 59** All of the operations, powers and duties, properties, budgets, liabilities, rights, government officials, employees and manpower of Bunditpatanasilpa Institute, College of Dramatic Arts, Kalasin College of Dramatic Arts, Chantaburi College of Dramatic Arts, Chiang Mai College of Dramatic Arts, Nakhon Si Thammarat College of Dramatic Arts, Nakhon Ratchasima College of Dramatic Arts, Phatthalung College of Dramatic Arts, Roi Et College of Dramatic Arts, Lopburi College of Dramatic Arts, Sukhothai College of Dramatic Arts, Suphanburi College of Dramatic Arts, Angthong College of Dramatic Arts, College of Fine Arts, Nakhon Si Thammarat College of Fine Arts, and Suphanburi College of Fine Arts, the Ministry of Culture, shall be transferred to the Institute under this Act.

All of the government officials who are transferred to be the government officials of the Institute under this Act shall continue to hold the original positions or positions with an academic standing, and shall receive the salaries, qualification allowances, position allowances as well as the rights and benefits not lower than the original ones until they are appointed to a new position under the law on the Regulations of Government Teachers and Educational Personnel or under this Act, as the case may be.

**Section 60** The person who serves as the Chairperson or member of the Bunditpatanasilpa Institute Council under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) on the date that this Act comes into force shall continue performing the duties of the Chairperson or member of the Bunditpatanasilpa Institute Council under this Act until the new Chairperson and qualified members of the Institute Council are appointed by a royal command, and until there is a selection of members of the Institute Council under this Act. Nevertheless, this process must be carried out within one year of the date that this Act comes into force.

**Section 61** The person who serves as President of the Institute under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) on the date that this Act comes into force shall continue holding such office until the expiration of the term.

The person who serves as the Dean, Department Head and Head of a government unit designated by any other name which is equivalent in status to a faculty or an academic department in Bunditpatanasilpa Institute under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) on the date that this Act comes into force shall continue holding such office until the division of government units and the appointment of new holders of the office under this Act are completed. The calculation of the term in office of such person shall not be inclusive of the term of office held under this Act.

The person who serves as a deputy or an assistant of the person who holds the position under paragraph one or paragraph two on the date that this Act comes into force shall continue holding such position until the person holding the position under paragraph one or paragraph two vacates office.

**Section 62** For the administrative benefits of a college, the person who serves as the Director and Deputy Director of an educational institution, who is also the administrator of different colleges on the date that this Act comes into force, shall continue serving in the original position or position with an academic standing until the expiration of the term or until he/she is appointed to serve in the new position under this Act.

**Section 63** The calculation of the term in office of the President shall be inclusive of the term of office held under this Act.

**Section 64** The person who is a Professor, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor, and regular faculty members of Bunditpatanasilpa Institute under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) on the date that this Act comes into force shall continue to retain the status of a Professor, Special Professor, Associate Professor, Special Associate Professor, Assistant Professor, Special Assistant Professor, and regular faculty members of the Institute under this Act.

The person who is a special lecturer under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) on the date that this Act comes into force shall continue to be the Institute's special lecturer under this Act until the expiration of the term of the appointment.

**Section 65** While there is no Academic Council under Section 19, the Institute Council established under Section 60 shall perform the Academic Council's duties until there is an Academic Council under this Act.

**Section 66** The persons who were awarded a degree, diploma and certificate under the Act on the Administration of Bunditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) and the persons who were awarded a diploma and certificate by the College of Dramatic Arts, Kalasin College of Dramatic Arts, Chantaburi College of Dramatic Arts, Chiang Mai College of Dramatic Arts, Nakhon Si Thammarat College of Dramatic Arts, Nakhon Ratchasima College of Dramatic Arts, Phatthalung College of Dramatic Arts, Roi Et College of Dramatic Arts, Lopburi College of Dramatic Arts, Sukhothai College of Dramatic Arts, Suphanburi College of Dramatic Arts, Angthong College of Dramatic Arts, College of Fine Arts, Nakhon Si Thammarat College of Fine Arts, and Suphanburi College of Fine Arts before the date that this Act comes into force shall have the same privileges and rights as those who were awarded a degree, diploma and certificate by the Institute under this Act.

**Section 67** While awaiting the enactment of royal decrees, ministerial regulations, notifications, rules and regulations for the execution of this Act, the royal decrees, ministerial regulations, notifications, rules and regulations under the Act on the Administration of Buditpatanasilpa Institute's Undergraduate Studies, B.E. 2541 (1998) and the Government Teachers and Educational Personnel Act, B.E. 2547 (2005) that are effective on the date that this Act comes into force shall apply *mutatis mutandis*, in so far as they are not contrary to or inconsistent with the provisions of this Act.

Countersigned by  
General Surayuth Chulanond  
Prime Minister

**Remark :-** The rationale for the promulgation of this Act is as follows: Whereas the laws on the national education system stipulate that higher education in Thailand must be provided by a university, institute, college or work agency designated by any other name, and that the government educational institutions offering degree programs must be a juristic person, which can freely govern its operations, develop its own administrative and management systems; such educational institutions shall have flexibility of operation and academic freedom under the regulation and supervision of the Institute Council, as specified by the laws on the establishment of the institution, it is, therefore, deemed expedient to enact a law to warrant the status of Buditpatanasilpa Institute as a juristic person in the Ministry of Culture for the provision of drama, music, vocal, and fine arts education; to continue and create the unique art and cultural heritages which represent the national identities and diversity of local art and culture at both local and national levels; to help producing craftsmen, professional artists, art instructors, scholars and researchers in art and culture as well as to promote aesthetics and dissemination of art and culture knowledge. The enactment of this Act is, therefore, necessary.

**Buditpatanasilpa Institute Act (No. 2), B.E. 2559 (2016)<sup>10</sup>**

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

**Remark :-** The rationale for the promulgation of this Act is as follows: Whereas the existing provisions of law on Buditpatanasilpa Institute regarding its objectives, personnel management system, and the regulating of educational standards do not properly facilitate the administrative functions of the Institute. There is no provision of law that allows the Institute to provide joint educational programs, rendering its educational management not as efficient as it should be. For this reason, it is deemed expedient to enact the provisions of law on said issues to provide flexibility and efficiency of the Institute's educational management and operations. The enactment of this Act is, therefore, necessary.

**Reorganization of Ministry, Sub-Ministry, and Department Act, (No. 19), B.E. 2562 (2019)<sup>11</sup>**

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

**Section 16** In all of the provisions of law, rules, regulations, notifications, orders and Cabinet resolutions, which are effective on the date prior to the date that this Act comes into force, any reference to the "Ministry of Education", "Education Minister", "Permanent Secretary of the Ministry of Education" or the persons holding office or performing duties relating to higher education affairs or the establishment of a higher education institution that

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<sup>10</sup> The Government Gazette, Vol. 133, Part 57 A/Page 1/5 July B.E. 2559 (2016).

<sup>11</sup> The Government Gazette, Vol. 136, Part 57 A/Page 1/1 May B.E. 2562 (2019).

are within the powers and duties of the Ministry of Higher Education, Science, Research and Innovation, shall be deemed as referring to the "Ministry of Higher Education, Science, Research and Innovation", "Higher Education, Science, Research and Innovation Minister", "Permanent Secretary of the Ministry of Higher Education, Science, Research and Innovation" or to the person who holds office or performs duties in the Ministry of Higher Education, Science, Research and Innovation under this Act, as the case may be.

The composition of any council or committee established under the laws on the transfer of the Office of the Higher Education Commission in the Ministry of Education to be the government units under Section 10, paragraph two, shall be altered to comply with the transfer of powers and duties and the change of the person who have charge and control of the execution of this Act, as prescribed in Schedule 4 in the attachment to this Act.

The provisions of paragraph one and paragraph two shall not apply to the vocational education institutions under the Ministry of Education which were established by the law on vocational education.

**Section 17** The Prime Minister shall have charge and control of the execution of this Act.

**Remark :-** The rationale behind the promulgation of this Act is as follows: Whereas higher education, science, research and innovation are key factors and mechanisms for the achievement of stable, prosperous and sustainable national development in the face of future global changes, it is, therefore, deemed expedient to establish the Minister of Higher Education, Science, Research and Innovation to ensure integration of educational instruction with research and creative innovation in science, technology and other discipline, and to generate cooperation among higher education institutions and research institutes in compliance with the national strategies and the national development plans and policies. The enactment of this Act is, therefore, necessary.

Certified Translation

(Maneevan Pewnim)  
Translator

Chalermprakit Center of Translation and Interpretation  
Faculty of Arts, Chulalongkorn University