

Constitutional Court Ruling No. 6 - 7/2557 (2014)

Political Parties Registrar	Applicant
Bamrungmueang Party	Respondent

Organic Act on Political Parties, B.E. 2550 (2007), section 42, section 82, section 93, section 97 and section 98.

Section 93 in conjunction with section 42 and section 82 of the Organic Act on Political Parties, B.E. 2550 (2007) provided that a political party leader had to prepare an actual and accurate report of political party activities in the preceding calendar year in accordance with procedures stipulated by the applicant, which should be submitted to the applicant by March every year. A political party which received funding from the Political Party Development fund had to prepare an actual and accurate report of political party expenditure of sponsorship funds in a calendar year and to submit the report to the Election Commission by March the following year. Failure to submit a report without reasonable excuse could constitute a cause for political party dissolution. It was found that the respondent party failed to prepare a report of the respondent party's activities for the annual period of B.E. 2555 (2012), and upon an order of the applicant to submit a report within the stipulated period, the respondent still failed to submit a report without reasonable excuse. In addition, the respondent failed to prepare a report of sponsorship expenditure funds for the annual period B.E. 2555 (2012), and when the applicant ordered the submission of a report within the stipulated period, the respondent still failed to submit a report without reasonable excuse. Therefore, an order was issued to dissolve the respondent party pursuant to section 93 in conjunction with section 42 paragraph two and section 82. Furthermore, the former members of the respondent party executive committee were prohibited from registering the establishment of a new political party or from becoming a political party executive or from participating in the registration of a new political party within five years as from the day of order to dissolve the respondent party pursuant to section 97, and the right to vote of the party leader and respondent party executive committee members were revoked for a period of five years as from the day of order to dissolve the respondent party pursuant to section 98.