

**Constitutional Court Ruling No. 10/2562 (2019)**

Sukhothai Provincial Court

Applicant

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Respondent

Constitution, section 3 paragraph two, section 4 and section 27 paragraph one and paragraph three;

Local Official Pensions Act, B.E. 2500 (1957), section 4.

Section 4 of the Local Official Pensions Act, B.E. 2500 (1957) (as amended by the Local Official Pensions Act (No. 6) B.E. 2543 (2000)) defined the terms “local official” and “local government service” as including “subdistrict official” and “subdistrict administrative organisation” respectively. This law did not derogate the right of a local official to receive pensions. Nor did it prejudice the defendant’s rights. The provision merely ensured that a subdistrict official enjoyed equality in terms of pension benefits compared to other local officials. The provision was consistent with the rule of law and spirit of the Constitution. Hence, it was neither contrary to nor inconsistent with section 3 paragraph two, section 4 and section 27 paragraph one and paragraph three of the Constitution.