

CANDIDATES AND APPLICATION FOR SELECTION

1. Subject to section 15 paragraph two, classification of groups under section 11 is intended to enable every person who possesses the qualifications under section 13 and who is under no prohibitions under section 14 to exercise the right to apply for the selection into the office of a senator in any particular group.
2. The Senate consists of two hundred senators selected amongst persons who have common knowledge, expertise, experience, careers, characters or interests or who work or have formerly worked in a variety of areas of the society in each of the following groups:
 - 1) The public administration and security group, which covers persons formerly serving as Government officials, State officials or the like;
 - 2) The law and justice administration group, which covers persons who serve or have formerly served as judges, public prosecutors, policemen, legal practitioners or the like;
 - 3) The educational group, which covers persons who serve or have formerly served as teachers, instructors, researchers, educational establishment administrators, educational personnel or the like;
 - 4) The public health group, which covers persons who serve or have formerly served as doctors of all types, medical technologists, public officers, nurses, pharmacists or the like;
 - 5) The occupational group involving rice farming, herbaceous plants or the like;
 - 6) The occupational group involving plantation, forestry, livestock, fishery or the like;
 - 7) The group of officials or employees of a person that is not a Government agency or State agency, labourers or the like;
 - 8) The group of persons engaging in occupations involving the environment, town and country planning, immovable property and public utilities, natural resources, energy or the like;
 - 9) The group of persons engaging in small and medium enterprises under the law on such particular matter or the like;
 - 10) The group of persons engaging in undertakings other than those under (9);
 - 11) The group of persons engaging in businesses or occupations involving tourism, which covers tourism business operators, tour guides, hotel business operators or personnel or the like;
 - 12) The group of industry operators or the like;
 - 13) The occupational group involving science, technology, communications, innovation development or the like;
 - 14) The women's group;

- 15) The group of the elderly, persons with disability or infirmity, ethnic groups, other identity groups or the like;
- 16) The group involving arts, cultures, music, performance and entertainment, sportsmen or the like;
- 17) The group involving civil society, non-governmental organisations or the like;
- 18) The group of mass communication, authors of literary works or the like;
- 19) The group of professionals, freelance workers or the like;
- 20) Any other group.

3. A candidate shall have the qualifications as follows:

- 1) Being of Thai nationality by birth;
- 2) Being not less than forty years of age on the date of application for the selection;
- 3) Having knowledge, expertise and experience or working in the area to which the application relates for not less than ten years;
- 4) Also possessing any of the following qualifications:
 - a. being born in the Amphoe for which the application is intended to be made for the selection;
 - b. having his name listed in the household register in the Amphoe where he intends to apply for the selection for a consecutive period of not less than two years up to the date of application for the selection;
 - c. having worked in the Amphoe where he intends to apply for the selection for a consecutive period of not less than two years up to the date of application for the selection;
 - d. having formerly worked, or having his name formerly listed in the household register, in the Amphoe where he intends to apply for the selection, as the case may be, for a consecutive period of not less than two years;
 - e. having studied in an educational institution situated in the Amphoe where he intends to apply for the selection for a consecutive period of not less than two academic years.

The provisions of (3) shall not apply to women, the elderly, persons with disability or infirmity, members of an ethnic group and members of any other identity group who apply in the groups under section 11 (14) and (15).

4. A candidate shall not be under the following prohibitions:

- 1) Being addicted to narcotics;
- 2) Being a bankrupt or having previously been a dishonest bankrupt;
- 3) being an owner or shareholder of any newspaper or mass media business;

- 4) Being a Buddhist monk, Buddhist novice, member of the clergy or priest;
- 5) Being under revocation of the right to vote, whether the case in question is final or not;
- 6) Being of unsound mind or of mental infirmity.
- 7) Being under temporary suspension of the right to candidacy in an election or being under revocation of the right to candidacy in an election;
- 8) Being sentenced by a judgment to imprisonment and detained by a warrant of the Court;
- 9) Having been discharged for a period of less than ten years up to the date for the selection at the Amphoe level after being imprisoned, except for an offence committed through negligence or a petty offence;
- 10) Having been ordered to leave the Government service, a State agency or a State enterprise by reason of corruption in office or any deemed corrupt practice or malfeasance in the Government service;
- 11) Having been sentenced by a final judgment or order of the Court to the effect that the property shall vest in the State by reason of unusual wealthiness or having been sentenced by a final judgment to imprisonment by reason of the commission of an offence under the law on anti-corruption;
- 12) Having been convicted, by a final judgment, of an offence of malfeasance in governmental office or judicial office or an offence under the law on offences of officials in State organisations or agencies or an offence relating to property committed dishonestly under the Penal Code or an offence under the law on loans involving public fraud, the law on narcotics insofar as it deals with being the producer, importer, exporter or trader, the law on gambling insofar as it deals with being a gambling dealer or gambling-palour owner, the law on anti-human trafficking or the law on money laundering control insofar as it deals with money laundering;
- 13) Having been convicted, by a final judgment, of election fraud;
- 14) Being under the prohibition from holding a political position;
- 15) Being an official or employee of a Government agency, a State agency or a State enterprise or being any other State official;
- 16) Being a judge of the Constitutional Court or a holder of a position in an independent organ;
- 17) Having vacated office by reason that the Constitutional Court has rendered a decision that such person has made a proposal or submission of a motion or committed any act which howsoever resulted in direct or indirect involvement by members of the House of Representatives, senators or members of a committee in the use of budgetary appropriations;
- 18) Having vacated office by reason that the Supreme Court or the Supreme Court's Criminal Division for Holders of Political Positions has rendered a judgment that

such person has circumstantially become unusually wealthy or committed corruption in office or intentionally performed the duty or exercised the power contrary to the provisions of the Constitution or law or gravely violated or failed to comply with an ethical standard;

- 19) Being a Government official;
 - 20) Being or having previously been a member of the House of Representative, unless membership thereof has terminated for not less than five years up to the date of the application for selection;
 - 21) Being a member of a political party;
 - 22) Being or having previously been a holder of any position in a political party unless the holding of the position in the political party has terminated for not less than five years up to the date of the application for selection;
 - 23) Being or having previously been a minister unless the ministership has terminated for not less than five years up to the date of the application for selection;
 - 24) Being or having previously been a member of a local assembly or a local administrator unless the holding of office as a member of a local assembly or a local administrator has terminated for not less than five years up to the date of the application for selection;
 - 25) Being an ascendant, a spouse or a child of a person holding office as a member of the House of Representatives, a senator, a political official, a member of a local assembly or a local administrator, a person applying for the selection into the office of a senator on the same occasion or a holder of any position in the Constitutional Court or an independent organ;
 - 26) Having previously been a senator under the Constitution.
5. A candidate who will be elected as a senator must go through 3 levels of self-selection as follows:
1. Amphoe Level (928 Amphoe)
 2. Changwat Level (77 Changwat)
 3. National Level

District Selection Process (Amphoe Level)

*** Assumptions:**

1. There are 20 groups with selected candidates.
2. Each group has more than 5 candidates.
3. More than 5 candidates from each group have reported.

Initial Selection

1. Candidates can vote for no more than 2 people in the same group, including themselves. However, they cannot vote for any person more than once.
2. The top 5 candidates with the highest number of votes from each group will be selected to proceed to the next round (total of $5 \times 20 = 100$ candidates).

Second Round Selection

1. The 20 groups will be divided into 4 groups by lottery. In this assumption, there will be 4 groups with 5 groups each.
2. The selected candidates will vote for 1 selected candidate from another group in the same group. They cannot vote for the same group or themselves.
3. The top 3 candidates with the highest number of votes from each group will be selected to proceed to the provincial selection (total of $3 \times 20 = 60$ candidates).

Summary

There are 928 districts in Thailand. Therefore, there will be a total of $60 \times 928 = 55,680$ candidates selected from the district level to the provincial selection.

Provincial Selection Process (Changwat Level)

Assumptions:

1. There are 20 groups of professions are selected to the district level
2. Each of district level candidates has no more than 5 participants.

Initial Selection

1. Each group of district level candidates will vote for no more than 2 people in their group. Candidates can vote for themselves, but they cannot vote for any one person more than once.
2. The top 5 candidates with the most votes will be the initial selections from each group to advance to the next round of selection (there will be a total of $5 \times 20 = 100$ candidates who pass this initial selection).

Second Round of Selection

1. The 20 groups will be divided into 4 groups, each with an equal or nearly equal number of groups. This will be done by drawing lots (in this scenario, there will be 4 groups of 5).
2. The initial selections will vote for no more than 5 initial selections from other groups in the same group. They cannot vote for their own group or for themselves.
3. The top 2 candidates of each... group will be in the next round for national selection (There will be a total of $2 \times 20 = 40$ candidates who pass this initial selection).

Summary

Thailand has 77 provinces, so there will be $40 \times 77 = 3,080$ people selected at the district level, before to proceeding to the selection for the national level.

National Selection Process

Assumptions:

1. There are 20 groups of provincial-level candidates.
2. Each group of provincial-level candidates has more than 40 participants.

Initial Selection

1. Each group of provincial-level candidates will vote for no more than 10 people in their group. Candidates can vote for themselves, but they cannot vote for any one person more than once.
2. The top 40 candidates with the most votes will be the initial selections from each group to advance to the next round of selection (there will be a total of $40 \times 20 = 800$ candidates who pass this initial selection).

Second Round of Selection

1. The 20 groups will be divided into 4 groups, each with an equal or nearly equal number of groups. This will be done by drawing lots (in this scenario, there will be 4 groups of 5).
2. The initial selections will vote for no more than 5 initial selections from other groups in the same group. They cannot vote for their own group or for themselves.
3. The National Selection Director will inform the Election Commission of the results of the vote count.

Announcement of Election Results

1. Once the Election Commission has received the report of the national vote count, it will wait for no less than 5 days.
2. Once the deadline in paragraph 1 has passed, if the Election Commission finds that the election was conducted in a fair, honest, and transparent manner, it will announce the results of the election. The candidates with the highest votes in each group, from 1st to 10th, will be elected as senators from that group (a total of $10 \times 20 = 200$ people). The candidates with the 11th to 15th highest votes in each group will be placed on the reserve list for that group (a total of $5 \times 20 = 100$ people).
3. The Election Commission will inform the Office of the Secretary-General of the Senate.

Summary

Thailand has a total of 200 senators and a reserve list of 100 people.