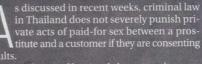


Expat Counsel

By James Finch and Nilobon Tangpras

CRIMINAL LAW IN THAILAND Part LXIII: Sex crimes — the pimp



As we discussed last week, however, there are tough penalties for using the services of underage prostitutes. Likewise, the criminal law in Thailand is much stricter about those running businesses

selling sex.

The Prevention and Suppression of Prostitution

Lies for prostitutes and The Prevention and Suppression of Prostutuon Act includes light penalties for prostitutes and their customers, but by far the strictest laws in Thailand relating to prostitution target those who engage in the business of selling sex by prostitutes — brothel owners and operators, for example. Section 11 of the act provides that the owner, administrator or manager of a prostitution business or place of prostitution shall be punished with a fine and from three to 15 years' impris-

As with earlier offences mentioned, the punishment is even greater if there are underage prostitutes on the premises. If there is someone working as a prostitute on the premises who is between 15 and 18 years old, the penalty is a fine and imprisonment of between five and 15 years. Prostitutes on the premises younger than 15 would incur a penalty of a fine plus between 10 and 20 years' imprisonment.

Section 12 of the act provides that if any prostitutes on the premises are being forced into the work by threats, violence or confinement, the owner, operator or manager is subject to a fine plus imprisonment of between 10 and 20

years. There are overlapping provisions in the Thai

dent" another person to gratify the sexual desires of a third is exposed to a penalty of a fine and

one to 10 years' imprisonment.

Though this language is a little archaic, it to be used by a third person, the provider is subject to these penalties. As with earlier provisions, if the prostitute is between 15 and 18 years old, the penalty is increased to a fine and from three to 15 years imprisonment. If the prostitute is under 15, the penalty is a fine and imprisonment of between five to 20 years.

Section 283 provides increased penalties for someone who uses deceit, threats or violence to get another person to gratify the sexual desires of a third. The penalty is a fine plus imprisonment of between five to 20 years. Again, the penalties are increased dramatically when the prostitute is underage.

Next week we'll look at some examples. ■

James Finch of Chavalit Finch and Partners (finch@chavalitfinchlaw.com) and Nilobon Tangprasit of Siam City Law Offices Ltd (nilobon@siamcitylaw.com). Researchers: Sutatip Raktiprakorn and Sitra Horsinchai For more information visit www.chavalitfinchlaw.com. email addresses above.