

## Report no. 1022/2558 on the Protection of Rights and Liberty – case on the rights violation in the welcome events of the new coming university students

### ● Issues of Complaint:

The Complainant had submitted the complaint to the National Human Rights Commission that a university permitted the Cheer Rehearsal and the New Students Welcoming event which was not allow the new student to rest, drink, and eat. The Complainant viewed that it is not a right thing but a human rights violation. Therefore, he requested the NHRC to investigate over the case.

### ● Result of the NHRC Consideration

The National Human Rights Commission had considered the complaint and viewed that the new students welcoming event and the Cheer Gathering as complaint was a violation to rights and liberty on the live and physical of the first year students in accordance with the provision of the Constitution B.E. 2550. It is an interfere to the private life and unlawful deprivation of liberty and human dignity in accordance with article 17 of International Covenant on Civil and Political Rights. Therefore, the measures in resolving the problem/ human rights violation is needed so that the concerned agencies can take appropriate action as follow:

- (1) Publicize and inform all students, student unions and the senior students to be aware that they should welcome their junior students with due respect of their rights and liberty of person. They should also aware of the consequences which might affect the institution and the students.
- (2) The University should inspect and follow up the welcoming events and the Cheer gathering closely to prevent the rights violation against the students who join such events.
- (3) In case of the rights violation taken place, or commit of illegal offence, the university has to take appropriate legal action crucially.
- (4) The welcome events, the students have the rights to refuse or not to join the activities which might be at risk for the violation of human rights.
- (5) In case of the complaint and those welcoming events which were under the news coverage which might be at risk of the violation of human rights, the Office of the Tertiary Education Commission, the Office of the Vocational Education

Commission, Office of the Basic Education Commission and the Ministry of Education as the key agency to supervise should provide the measures to prevent such kind of human rights violations.

- **Success and Progress in the Human Rights Protection**

(1) The Office of the Higher Education Commission had coordinated with the universities to consider taking appropriate measures of action to resolve the violation of human rights. The universities had responded as follow:

(1.1) The university had collected information base on the measure to resolve the human rights violations and report to the National Human Rights Commission within the proper timeframe.

(1.2) The university had considered to take measure to resolve the problem of welcoming events and the Cheer gatherings by taking control the activities such as issuing the university announcement on policy and measure for the welcoming events clarifying and appointing the controlling committee, as well as the permission form for such activities, for instances.

(2) The university which was complaint had taken the following proposed measures:

(2.1) Publicize and inform the students to understand the welcoming events and assigned the Office of Students Affairs to hold a training session on welcoming events.

(2.2) The university to investigate the student activities to prevent from such violation of human rights.

(2.3) Issue a regulation on the discipline regarding the welcome activities

(2.4) Enhancing the rights of the new students to refuse not to join any welcoming activities which might be at risk for the violation of human rights.

(2.5) Assign the Students Discipline Committee to take disciplinary action if any violation of the regulation.

(3) Office of the Basic Education Commission had take action as follow:

(3.1) Set up the pilot project in providing the knowledge on the promotion of the respect of other people's rights at school.

(3.2) Inclusion of Human Rights learning in the Core Education Curriculum - Part 2 - on the Duty of the Citizen and the Culture.

(3.3) Issue an announcement to set up the Adhoc Center for the Protection and Assistance of the Students.