



Corrective Measures and Recommendations

Case Report No. 104/2559

5.1 Corrective Measures

That the Corrections Department instructs and advises its officials who are authorized to consider the use of restraints to detainees, to stringently comply with the Corrections Act B.E. 2479, the Ministry of Interior regulations issued under section 58 of the aforementioned act and its revisions, in order to prevent future cases of human rights violations of similar nature.

5.2 Recommendations

- 1) The Corrections Department should conduct procedural reviews to its officials in regards to handling security that align with human rights protection, as well as to provide training and to follow up on the development of security standards that support human rights on a continuous and frequent basis.
- 2) The official who is authorized to detain shall consider and propose the use of restraints to stringently comply to the law, and that the warden shall order the use of such restraints as per the law.
- 3) The Corrections Department should consider the advancement of new technology that could replace the types of restraints currently in use, with a particular emphasis on the protection of human dignities as well as rights and liberties, which are human rights of those detained.
- 4) With the use of any types of restraints, the Corrections Department should put in place, the measures to prevent recurring human rights violations of detainees, through being taken photos

and/or being displayed to the media and the general public with restraints, which devalued their human dignities and violated human rights. Appropriate clothing that could cover such restraints may be used and photography should be refrained during the transfer of detainees outside the prison.

5) In taking into custody of detainees, the Corrections Department should distinguish between those who conducted serious offense and those who did not, especially those violent offenses conducted to lives, bodies or assets, and another set of detainees who conducted offenses in related to political and security issues or other offenses which are not harmful to lives, bodies or assets. The latter group should be considered on a case-by-case basis on appropriate approach in taking into custody.

The National Human Rights commission of Thailand

9 August 2016