

Private Law Rights

Classification by

Case

Question: In 1.1-1.4 scenarios, what rights are violated/exercised? Please give answers from all categories of private law rights.

1. Protected Subject Matter

1.1. Related to THINGS

1.1.1. Real Rights

1.1.1.1. Absolute Real Right (Ownership)

1.1.1.2. Limited Real Right (e.g. Usufrucht)

1.1.2. Concession

1.1.3. Intangible Assets

1.1.4. Obligatory Rights

1.2. Related to PERSONS

1.2.1. Rights to Life

1.2.2. Rights arising out of Status

Trade mark

Dream has founded a fashion business under the brand "DREAM ON". Bags under her brand are very popular among men and women.

1.1. *Phakawat* wants to earn money to pay for the BE program. So he produces bags and uses a very similar logo. *Dream* wants *Phakawat* to stop the production and pay compensation.

1.2. *Chalida* bought a limited edition DREAM ON handbag for 100,000 Baht. *Pananya* wanted that bag but had no money. She decided, without thinking about a risk of losing her job at TU, to snatch the bag from *Chalida*. *Chalida* immediately seized it back.

1.3. While *Chalida* and *Pananya* fought, *Chalida*'s arm was injured. *Chalida*'s mom demands compensation from *Pananya*.

1.4. *Chalida*'s mom knew about *Chalida*'s expensive *Dream On* handbag and did not agree with her decision to buy it. *Chalida*'s mom goes to the shop and demands money back.

1.1) Violated

▶ Intangible assets

Exercised

▶ Relative Right

1.2) Violated

▶ Absolute Real Right (Ownership)

Exercised

▶ Absolute Right

▶ Self-enforcing

2. Duty-Bearer(s)

2.1. Absolute Right

2.2. Relative Right

3. Enforcement of Rights

3.1. Self-enforcing

3.2. Claim

3.3. Refusal

3.4. Nullification

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1.3) Violated → ลุงโตน

▶ Right to life

Exercised → แม่ทิม

▶ Relative Right

▶ Claim

1.4) Exercised

▶ Nullification

▶ Relative Right

Hataipat Thungnoi

6204640335