

# **Primary Law Update**

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## **Business**

Sub-Decree No. 182 (RGC) dated December 31, 2010 on Adjustment on the Article 52 of Sub-Decree No. 124 dated October 12, 2009 on Organization and Functioning of the National Center of Commercial Arbitration (L&R/Abt/2011/Khm) (Royal Gazette, year 11, No. 02 dated January 08, 2011)

This Sub-Decree amends Article 52 of the Sub-Decree on Organization and Functioning of the National Center of Commercial Arbitration, requiring applicants for arbitrator positions to successfully pass a mandatory examination.

#### **Criminal & Procedure**

Sub-Decree No.05 (RGC) dated January 10, 2011 on the Organization and Functioning of the Anti-Corruption Unit (L&R/Cri&Pro/2011/Khm) (Royal Gazette, Year 11, No.04, January 15, 2011)

Following the Anti-Corruption Law, this Sub-Decree specifies the organization, structure and functioning of the newly-created Anti-Corruption Unit. It further specifies their powers, duties, and responsibilities.

Sub-Decree No.06 (RGC) dated January 10, 2011 on the Budget Management and Allocation of Anti-Corruption Institution (L&R/Cri&Pro/2011/Khm) (Royal Gazette, Year 11, No.04, January 15, 2011)

The Anti-Corruption Institution has its own separate budget for work. The budget of Anti-Corruption Institution amount shall be equal to 0,2% to 0,3% of total current National Budget expense and the rate will be recalculated in every 3 years. The Institution may request further funding, and must present its annual plan to the Ministry of Finance.

# **International Agreement**

Royal Kram NS/RKM/0111/001 dated January 06, 2011 Promulgating the Law adopting the Agreement on Extradition between the Royal Government of Cambodia and the Government of the Republic of Korea (L&R/IntAgr/2011/Khm&Eng) (Royal Gazette, Year 11, No.05, January 19, 2011)

This law sets forth the agreement between Cambodia and the Republic Korea on the extradition of citizens sought for the commission of crimes.

## **Legal Profession**

Decision No.01 (MOJ) dated January 11, 2011 on Establishment of the Central Authority of the Ministry of Justice (L&R/Mol/2011/Khm) (Royal Gazatte, Year 11, No.06, January 23, 2011)

Central Authority of Ministry of Justice has been created in order to coordinate the reciprocity on any civil or criminal case, commercial issue, extradition and transferring of culprits. This authority shall be under the direct supervision of the General Department of Research and Development of Justice with key roles as follows: supervise and coordinate any offer for reciprocity, updating and following up data, keeping contact to other international embassies for the smooth work flow, conducting

translation on any other relevant documents, update Ministry of Justice's website, keeping secret any international aids proposal, managing work plan, and writing report for submission.

#### **Maritime**

Decision No. 75 (RGC) dated December 31, 2010 on Creation the Beach Guards of Cambodia (L&R/Mrt/2011/Khm) (Royal Gazette, year 11, No.01, dated January 04, 2011)

This decision sets forth the framework for the recruitment, training, and employment of beach guards. Beach guards will be stationed at the principal tourist beaches along the coast.

## **Quality Standard**

Sub-Decree No.183 (RGC) dated December 31, 2010 on Organization and Functioning of the National Measurement Center (L&R/QlStd/2011/Khm) (Royal Gazette, year 11, No. 03, dated January 12, 2011)

This Sub-Decree defines the organization and functioning of the national measurement center within the Ministry of Industry, Mines, and Energy. The Center is charged with:

- evaluating the compliance and granting the certificate of acknowledgement the operate standard for to implement to the other unit.
- granting the certificate on the production and repair the equipment measurement according to law and provision in force.
- implementing research projects and increase the measurement technology capacity to meet international standards.
- arranging and conducting policy strategies and development plan.
- testing, verifying and adopting the formalities for each piece of equipment.

## **Taxation**

Prakas No.1199 (MEF) dated December 29, 2010 on Authorization to Implement the Import Tax Reduction or Import Tax Elimination of the Kingdom of Cambodia under the Agreement to create the ASEAN-AUSTRALIA-NEW ZEALAND Free Trade Area (L&R/Tax/2011/Khm) (Royal Gazette, year 11, No. 05, January 19, 2011)

By this Prakas, the authorization to implement the import tax reduction or import tax elimination of the Kingdom of Cambodia under the Agreement to create the Asean-Australia-New Zealand free trade area comes into effect from January 5, 2011.

## **Transportation**

Sub-Decree No. 181 (RGC) dated December 31, 2010 on Establishment of the Coordination Committee for the Application of the Railway Construction plan from BAT DOEUNG-SNUOL (Cambodia) to VALY (VietNam) (R&L/Transp/2011/Khm) (Royal Gazette, year 11, No. 02, dated January 08, 2011)

To facilitate the railway construction project from Bat Doeung-Snuol (Cambodia) to Valy (Vietnam), the Royal Government of Cambodia by this Sub-Decree has established three committees to coordinate. These are 1) the steering committee led by H.E. KEAT CHHON, 2) the project coordination and management committee led by H.E. TRAM IV TEK and 3) the technical committee led by H.E. SOKHOM PHAKAVANMONY and followed by their subordinators. The committees have various rules and obligations which determined in the Article 4, 5 and 6 of the Sub-Decree. The financial supported by the Ministry of Economy and Finance for administration works, missions and the salary.

Tourism
Sub-Decree No.09 (RGC) dated January 10, 2011 on Creation of National Committee of Tourism Expert (L&R/Tour/2011/Khm) (Royal Gazette, Year 11, No.04, January 15, 2011)
This Sub-Decree establishes a national committee to promote tourism, particularly amongst ASEAN member countries.