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Custom & Import-Export

Circular No. 02 (RGC) dated May 10,2010 on the Abrogation of the Instructive Circular No. 02 dated January 30, 2009 on Measures to Guarantee the Stability and Quantity of Food in the Markets and the Exportation of Rice and Unhusked Rice (L&R/CIE/2010/Khm) (Royal Gazette, Year 10, No.35,May 12,2010)

This Circular abrogates the Circular No. 02, dated January 30, 2009 on the Measures to Guarantee the Stability and Quantity of Food in the Markets and the Exportation of Rice and Unhusked Rice in which it allowed natural person or legal entity to freely export the rice abroad with certain limitation.

Health

Prakas No. 0187 (MOH) dated March 09, 2010 on the Formality and Procedure of the Issuance of Admission Number for Cosmetics (L&R/Hth/2010/Khm) (Royal Gazette, Year 10, No. 37, May 19, 2010)

This Prakas aims to obstruct the production and commercial transaction of counterfeited, disqualified and illegal decorative materials in order to insure the quality and safety for the users.

Imported cosmetics must apply for a notification number from the Ministry of Health. The notification number is valid for 2 years from the date of issuance. The Ministry of Health has the power to withdraw the notification number in case of serious accident quality issues, and on the precaution from exporting countries.

Cosmetics that do not contain the notification number are illegal.

Khmer, English or French.

Prakas No. 0314 (MOH) dated April 21, 2010 on the Formality and Conditions for Cosmetic Advertisement (L&R/Hth/2010/Khm) (Royal Gazette, Year 10, No.38, May 23,2010)

This Prakas regulates the advertisement of cosmetics products. The publication of cosmetics advertising must first be approved by the Ministry of Health. Approval is valid for six to twelve months

Prakas No. 0318 (MOH) dated April 29, 2010 on the Formality and Conditions for Application for Cosmetic Business Operation (L&R/Hth/2010/Khm) (Royal Gazette, Year 10, No.38, May 23,2010)

This Prakas regulates the licensing of cosmetics business by the Ministry of Health.

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International Agreement

Royal Kram NS/RKM/0510/005 dated May 24, 2010 on the Promulgation of the Law on the Adoption of the Accession of the Kingdom of Cambodia to be a Party of Asean Convention on Counter Terrorism (L&R/Ina/2010/ Khm) (Royal Gazette, Year 10, No.39, May 27, 2010)

In the context of prevention and suppression of all forms of terrorism, this Convention establishes cooperation between enforcement agencies and relevant authorities of ASEAN member-states that are parties to this treaty. The Convention covers various areas of cooperation based on the principles of sovereign equality, territorial integrity and non-interference with internal affairs.

The main features of this treaty are as follows:

Preservation of Sovereignty: in no circumstances may a Member State intervene in domestic conflicts of another state. Such act is considered as interfering in the sovereign rights of another Member State.

- **Criminal Acts of terrorism:** the scope of the Convention on Counter Terrorism is large. It applies to various types of terrorist acts as determined in other international conventions.
- **Cooperation among law enforcement agencies/authorities within ASEAN:** Member States are to establish a central authority or a coordinating structure in order to deepen its cooperation.
- **Measures countering act of terrorism:** the convention outlines recommendations not only for suppressing acts of terrorism but also for preventing such acts.
- **Extradition:** the Convention also carries provisions on extradition which allows a repatriation of a terrorist from one ASEAN country caught in another ASEAN country back home.

Legal Profession

Prakas No. 632 (MoI) dated April 09, 2010 on the Determination of the Roles and Duties of Legal Instrument Research Team of the Legislative Council. (L&R/Lgp/2010/Khm) (Royal Gazette, Year 10, No. 34, May 08,2010)

This Prakas establishes about the roles and duties of the

- Police legal norms researching group
- Administrative legal norms researching group
- Other relevant ministry, institution legal norms researching group
- International legal norms researching group.

Transportation

Prakas No. 157 (MoPWT) dated April 01, 2010 on the Roles and Responsibilities of the Municipal/ Provincial Public Work and Transport Department on Management of Vessel (L&R/Trp /2010/ Khm) (Royal Gazette, Year 10, No.33, May 04, 2010).

The Prakas determines the role and obligation of the Municipal/Provincial Public Work and Transport Department in the management of vessels in the Kingdom of Cambodia, as follows:

- Conduct technical check of vessels,
- Provide the record of technical check of the vessel,
- Registration,
- Issue certificate, and business license to vessels.
- Vessels that meet with the following requirements fall under the scope of this Prakas:
 - For vessels navigating the sea: it shall contain goods under 150 tons, passenger seats less than the 50 seats. In case of fishing vessel, its performance shall be less than 250 horsepower.
 - For vessels navigating the river: it shall contain goods under 100 tons, passenger seats less than 50 seats. In case of fishing vessel, its performance shall be less than 150 horsepower.