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## Advertising

### **Circular No. 01 (MoI) dated February 11, 2010 on Publication for Business (L&R/Adv/2010/Khm) (Ogs, Year 10, No. 13, February 19, 2010)**

With the growth of publication works in the Kingdom for economical, educational, research, and entertaining purposes, this Circular aims to steer the owners of small and medium-size businesses to comply with the copyright law. This circular covers all kinds of publication and photocopying businesses.

This circular aims to warn the business owners not to re-publish or copy all kinds of books or other documents related to literature, history, art, science and education as these activities gravely affect the principle authors, are contrary to the copyright law, and shall be punished.

This circular aims to ban the publication and copying businesses which do not abide by the copyright law.

## Business

### **Prakas No. 028 (MEF) dated January 12, 2010 on Licensing to Pawn Businesses, and Buying-Selling of Pawned Pledges and Liens by Cession (L&R/Bsn/2010/Khm)**

This Prakas aims to manage Pawn Businesses and ensure the state income from such activities as pawnbroking, the purchase or sale of pawned goods and use of pawned goods as collateral, under the supervision of Ministry of Economic and Finance. All existing pawnbrokers (legal persons and legal entities) should have, or obtain, a license from the Department of Financial Industry of the Ministry of Economy and Finance in compliance with this Prakas in order to conduct his/her business.

Such a license is valid for 1 (one) year and is renewable. The minimum capital required to carry out the buying-selling of pawned properties is 80.000.000 riel, out of which an amount of 10 percent of the capital or a maximum deposit of an amount of 40.000.000 riel has to be deposited to the MEF's account. For businesses related to transfer as security, the minimum capital required is 40.000.000 riel and 10 percent of its capital or maximum deposit amount 40.000.000 riel to MEF's account.

### **Prakas No. 031 (MEF) dated January 21, 2010 on the Establishment of the Office for Managing Pawned Business and Buying-Selling of Pawned Items and Security Business by Transferring within the Department of Financial Industry (L&R/Bsn/2010/Khm)**

This Prakas establishes an Office managing pawn business and buying-selling of pawned items and business related to transfer as security. The main duties and missions of this Office are as follows:

**Regulatory Mission:** The Office handles all matters regarding any business that receives collateral property as a security, such as pawn businesses. The Office is also responsible for granting, suspending, or withdrawing licenses from such businesses.

**Monitoring mission:** The Office monitors the accounting documents of these businesses as well as their overall situation in order to report irregularities to the supervisory ministry.

**Coordination:** The Office cooperates with relevant ministries in case of non-compliance with ministerial regulations by businesses.

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**Notification No. 001 (MEF) dated January 25, 2010 on Licensing Pawned Business and Buying-Selling of Pawned Items and Licensing of Security Business by Transferring (L&R/Bsn/2010/Khm)**

This notification is made to implement Prakas No. 028 dated 12 January 2010 on the Licensing of Pawn Businesses and Buying-Selling of Pawned Items and Licensing Business related to the Transfer as Security and to invite concerned businesses to apply, until 31 Mars 2010, for a license at the Office managing pawn businesses and buying-selling of pawned items and business related to transfer as security. If a concerned business has not applied by this deadline they will be fined.

## **Investment**

**Decision No. 05 (RGC) dated February 05, 2010 on the Establishment of an Inter-Ministerial Commission to Facilitate and Settle Disputes at the Development-Investment Projects of SOK KONG Import-Export, located in Preah Monivong National Park “BOKOR” and Preah Soramarith-Kosamak National Park “KIRIROM” (L&R/Ivm/2010/Khm) (Ogs, Year 10, No. 12, February 15, 2010):**

The Commission established by this Decision is composed of representatives from the:

- Ministry of Environment
- Royal Cambodian Army
- Council for the Development of Cambodia
- Ministry of Land Use Management, Urbanization and Construction of Kampong Speu Province
- Provincial Governor
- Ministry of Justice
- Ministry of Agriculture, Forestry and Fishery
- Council of Ministers
- Attorney for the Government of Cambodia
- National Police
- National Authority for Land Dispute Resolution

The main duties of this Commission are to give advice for any conservation or development projects in the concerned areas, to take necessary measures to prevent any disorders in those areas, and to settle land ownership disputes, if necessary by filing complaints regarding unlawful acts with the relevant court.

## **Judiciary**

**Royal Decree No. NS/RKT/0210/145 dated February 12, 2010 on the Appointment of 03 International Judges, Reserved International Judges at the Pre-Trial Chamber and Supreme Chamber of Extraordinary Chambers in the Courts of Cambodia (L&R/Jdc/2010/Khm) (Ogs, Year 10, No. 15, February 26, 2010)**

The three following persons have been appointed as international judges and reserved international judges:

1. Ms. Catherine Marchi-Uhel as full-right international judge at the pre-trial chamber of extraordinary chambers in the Courts of Cambodia
2. Ms. Katinka Lahuis as reserved international judge at the pre-trial chamber of extraordinary chambers in the Courts of Cambodia
3. Ms. Florence Mumba as reserved international judge at the pre-trial chamber of extraordinary chambers in the Courts of Cambodia.

**Instructive Circular No. 005 (MoEF), December 25, 2009: Implementation of Capital-Provincial Budget 2010 (L&R/Fnc/2009/Khm)**

This Instructive Circular was adopted to implement the Financial Law of 2010, and regulate revenues, expenses, transfers of credit, and revenue-expense planning.

In regards to tax revenues, the capital of Phnom Penh, and other provinces, shall cooperate with their tax departments for tax collection and preparation of tax revenue planning for each year. For other revenues, the municipality and provinces, shall properly determine their sources, and ensure that all paid to the National Bank in conformity with existing plans.

In regards to State subsidies for the municipality and provinces, the subsidies are procured based on the actual balance of the state budget, and the actual situation of the recipient. The municipality, or provinces, shall make a request to the Ministry of Economy and Finance for State subsidies to balance their revenues and to finance public investments.

## **Land & Property**

**Instructive Circular No. 01 (MLMUPC) dated January 21, 2010 on the Implementation of the Procedures of Decision-Making on Land Disputes of the Capital and Provincial Cadastral Commission and in the Cadastral Commission's Mechanism (L&R/L&P/2010/Khm) (Ogs, Year 10, No. 11, February 12, 2010)**

By virtue of Letter No. 1674 (RGC) dated 18 December 2009 of the Council of Ministers and Prakas No. 032, dated 21 January 2010 of the Ministry of Land Management, Urban Planning & Construction, the National Cadastral Committee explains how to implement the procedures to Provincial/Municipal Cadastral Committee and Srok/District Cadastral Committee.

1. The Municipal/Provincial Cadastral Committee has to monitor to see whether the procedural steps are correctly completed by the District/Srok Cadastral Committee.
2. The Municipal/Provincial Cadastral Committee should make at least 3 attempts at conciliation between the parties concerned.
3. If consensus was not reached, the meeting at the end of the third conciliation shall result in a Decision based on an investigation and conclusion by the secretariat of the Provincial/Municipal Cadastral Committee.
4. The Decision must be written, reciting briefly the facts and motifs of the Decision recognized by parties concerned.
5. In case of disagreement, any party can file a complaint with the Municipal/Provincial Cadastral Committee within 30 working days from the date he/she received the Decision.
6. After receiving the complaint, the Municipal/Provincial Committee must submit the files to the National Committee within no more than 15 working days.

## **Transportation**

**Sub-Decree 26 (RGC) dated February 24, 2010 on the Establishment of the National Committee to Facilitate Crossed Border Transportation (L&R/Trs/2010/Khm) (Ogs, Year 10, No. 15, February 26, 2010).**

The establishment of the National Committee to Facilitate Crossed Border Transportation (NCTFC) aims to facilitate the management, inspection and observation of all transportation, goods, passengers, and activities in conformance with the local and international regulations. The Committee is comprised of the chairman (the Minister of the Ministry of Economy and Finance), four vice-chairman, and subordinates from different Ministries and Institutions.