

Primary Law Update

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Agriculture

Prakas No. 415 (MAFF) dated August 17, 2012 on Procedure and Standard Requirement for Registration of Agricultural Fertilizer. (L&R/Agr/Khm/2012) (Royal Gazette, Year 12, No. 90, dated December 08, 2012).

On August 2012, the Royal Government issued a Prakas on Procedure and Standard Requirement for Registration of Agriculture Fertilizers, which consists of 10 chapters and 39 articles. The purpose of this Prakas is to ensure the quality, effectiveness and safety of fertilizer in accordance to the required standard before any exports or imports.

Company registration is required for all business purpose fertilizer registration, where the non business purpose is not required. Prior the registration of agriculture fertilizers, the applicants shall request for Confirmatory Analysis and Bio-Efficacy Test at National Agricultural Testing Department or any Agricultural Testing Departments in which acknowledged by the Ministry of Agriculture, Forestry and Fishery (MAFF). In no later than 45 days, a result of the testing shall be revealed to the registrar. The registrar must fill up the application and submitted to the MAFF, which is checked by the agricultural legislation department. If success, MAFF will issue two different types of approval which are: Completion Certificate (validity for 3 years), and Temporary Certificate (validity for 1 year), and it can renew.

Legal persons and entities shall transfer of its right on fertilizer registration certificate to third party, but they must apply for the previous approval letter from MAFF as mentioned in article 29 of this Prakas. All kind of fertilizer were firstly acknowledged by MAFF, shall provide the right to protect on Bio-efficacy Test Data in period 5 years.

Prakas No. 456 (MAFF) dated October 19, 2012 on Procedure and Standard Requirement for Registration of Pesticide. (L&R/Agr/Khm/2012) (Royal Gazette, Year 12, No. 91, dated December 12, 2012).

On October 19, 2012, the Royal Government issued a Prakas on Procedure and Standard Requirement for Registration of Pesticides, which consists of 10 chapters and 42 articles. The purpose of this Prakas is to ensure the quality, effectiveness and safety of pesticides in accordance to the required standard before any exports and imports.

Company registration is required for all business purpose pesticide registration, where the non-business purpose is not required. Prior the registration of pesticide, the applicants shall request for Confrimatory Analysis and Bio-Efficacy Test at the National Agricultural Testing Department or any Agricultural Testing Department in which acknowledged by the Ministry of Agriculture, Forestry and Fishery (MAFF). In the necessary cases, if there is any changes and/or adjustment of conditons, datas and information in pesticides, legal persons and entities holding the pesticide registration certificate must apply for re-registration along with the required documents as stated in article 8 of this Prakas. In no later than 60 days, a result of the testing and changes shall be revealed to the registrar. After verification and examination by the agricultural legislation department, MAFF will issue tow different types of approval which are: Completion certification (validity for 3 years) and temporary certificate (validity for 1 year), and it can revew.

Legal persons and entities shall transfer of its right on pesticide registration certificate to third party, but they must apply for the previous approval letter from MAFF as mentioned in article 26 of this Prakas. All kind of pesticides were firstly acknowledged by MAFF, shall provide the right to protect on Bio-efficacy Test Data in period 8 years.

Prakas No. 360 (MAFF) dated July 02, 2012 on Management and Implementation of Number Plates to Recognize Animals (quadrupeds). (L&R/Agr/Khm/2012) (Royal Gazette, Year 12, No. 89, dated December 04, 2012).

The purpose of this Prakas is to regulate an utilizable mechanism of plate for import, export and

transit of cows, buffalos, pigs and other animals in Cambodia. Legal persons and entities, who have been doing business in Cambodia, must execute by the guideline of the Production and Veterinary Unit of the Ministry of Agriculture, Forestry and Fishery.

Company

Prakas No. 970 (MEF) dated December 27, 2012 on Provision of Unit's Public Services under Ministry of Economic and Finance.

The Ministry of Economy and Finance (MEF) is duly authorized by this Prakas to collect the income from the public service fees for the advantages of the national budgets. Fees charge and its descriptions such as timeframe and validitation of the public services provided by the Ministry have been clearly listed in the annex of the Prakas. The Ministry shall publicly post at their service places all their standard services including fee table, documentation forms, and the service procedures. The Ministry is requested to arrange a place where public can drop their complains regarding the overcharged fee or the delay in providing the public services.

Joint Prakas No. 985 (MEF) dated December 28, 2012 on Provision of Public Services of the Ministry of Commerce.

The Ministry of Commerce is duly authorized by this Prakas to collect the income from the public service fees for the advantages of the national budgets. Fees charge and its descriptions such as timeframe and validitation of the public services provided by the Ministry have been clearly listed in the annex of the Prakas. The Ministry shall publicly post at their service places all their standard services including fee table, documentation forms, and the service procedures. The Ministry is requested to arrange a place where public can drop their complains regarding the over-charged fee or the delay in providing the public services.

Investment

Joint Prakas No. 991 (MEF) dated December 28, 2012 on Provision of Public Services of the Council for the Development of Cambodia.

The Council for the Development of Cambodia (CDC) is duly authorized by this Prakas to collect the income from the public service fees for the advantages of the national budget. Fees charge and its descriptions such as timeframe and validitation of the public services provided by the CDC have been clearly listed in the annex of the Prakas. The CDC shall publicly post at their service places all their standard services including fee table, documentation forms, and the service procedures. The CDC is requested to arrange a place where public can drop their complains regarding the overcharged fee or the delay in providing the public services.

Tourism

Joint Prakas No. (MEF) dated December 28, 2012 on Provision of Public Services of the Ministry of Tourism.

The Ministry of Tourism is duly authorized by this Prakas to collect the income from profit receiving from the public service fees in favor of the national budgets. Fees charge and its descriptions such as timeframe and validitation of the public services provided by the Ministry have been clearly listed in the annex of the Prakas. The Ministry shall publicly post at their service places all their standard services including fee table, documentation forms, and the service procedures. The Ministry is requested to arrange a place where public can drop their complains regarding the over-charged fee or the delay in providing the public services.