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## Labor and Social Affaires

### **National Employment Policy from 2015-2025 dated October 05, 2015**

The goal of the National Employment policy is to provide not only a vision, and a policy framework, but also strategies and policy measures, within a coordinating framework, that will allow the implementation, and management of institutional mechanisms, to promote the development of the employment sector.

The National Employment Policy puts forward the following three strategic goals:

1. To increase decent and productive employment opportunities;
2. To enhance skills and human resources development;
3. To strengthen labor market governance.

To ensure regular progress, effectiveness and consistency of policy implementation, the Ministry of Labor and Vocational Training is mandated as the secretariat, responsible for its coordination, monitoring, and evaluation.

### **Decision dated 22 June 2016 on the creation of an inter-ministerial commission to support the Global Deal Initiative**

The committee has the following duties:

- Arrange social dialogue on job markets and professional networking
- Follow up, analyzing, and evaluate the process of the global deal initiative
- Submit an annual report to the government
- Complete other duties provided by the head of the committee

## Land and Concession

### **Sub decree No 122 dated 9 June 2016 on the amendment of Articles 6, 7 and 11 of sub-decree No 46 dated 31 May 2002 on the procedure of establishment the cadastral Index Map and Land Register**

The sub decree made certain amendments to articles 6, 7, and 11 on the procedures for the establishment of the cadastral index and land registers as follows:

New article 6 requires provincial and city governors to send an official letter to local authorities of the adjudication area, when describing and commencing systematic land registration procedures, in order to make adjudication on areas within seven days before the meeting of the broadcasting of adjudication.

New article 7 requires the demarcation officer to give notice of boundary demarcation, by informing the local authorities of the time and place, 3 days before the adjudication period begins.

The notice shall also require every interested person to indicate boundaries of his immovable property in a manner specified in the notice.

The Demarcation Officer shall obey the following rules during demarcation of parcel boundaries:

If an agreement prescribed under subsection (a) of this article, cannot be reached, or not all owners or holders of particular or adjacent parcels are present, the boundaries shall be demarcated on the grounds of all available documents and other physical, written and oral

## ABOUT US

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We differentiate ourselves by coupling a deep understanding of the local business environment with international professionalism and integrity.

We facilitate business, investment and trade between Cambodia, Myanmar and the rest of the world through innovative and cost-effective legal services.

Superior knowledge of local protocol, local procedure, and local people is necessary for any business to succeed in Cambodia, Myanmar and throughout Southeast Asia.

Conducting daily business in Cambodia and Myanmar, BNG Legal is up-to-date with the latest procedures and requirements, helping clients efficiently and successfully complete any project.

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evidence related to the boundaries. (c) The boundaries of parcels with adjacent public land and publicly

1-Allow neighboring property owners to agree or reject the proposed boundary

2-If an agreement, prescribed under 1 above, cannot be reached with the neighboring owners, the boundaries shall be demarcated on the grounds of all available documents, and other physical, written, and oral evidence related to the boundaries recorded, and used as evidence with the written report.

3-Point A and B of the article 7 new of the sub decree will determine parcels that have a boundary attached to state land.

4-All disputes relating to land boundary that cannot be solved will require mediation based on article 12 of the sub decree.

New article 11 concerns public awareness by displaying all relevant documents, such as the cadastral index map and the list of land owners. That display will be made within 15 days in a prominent and relevant place for public investigation in the village or area where the adjudication area is located.

The provincial or municipal authorities shall publish a notice of the public display, along with the adjudicative documents.

During public display, the task force in the adjudication area has the right to correct any error or omission. These corrections must be carried out with the agreement of interested parties, and without affecting the lawful interests of any person.

## Mines and Maritimes

### **Decision No 56 dated 14 June 2016 on the establishment of a specialized commission for continual management of foreign vessel registered under the Cambodian flag**

The commission, under its president H.E Sun Chanthol, is tasked to continue managing foreign vessels registered under the Cambodian Flag, until expiration of the registration Certificate, and to figure out any problems that may eventually occur after the end of the contract.

The Commission is assigned the following duties:

1. Continue to manage foreign vessels under Cambodian flag and find solution
2. Control and evaluate activities of the vessel at sea.
3. Scrutinize, evaluate and manage the conventions, contracts, Laws and other Legal Instruments, regarding Maritime Transportation Operations
4. Collect, compile, and update data written documents involving the commission's operations
5. Submit work result reports to the Government
6. Carry out any other task the Government assigns.

### **Decision No 57 dated 16 June 2016: Creation of inter-ministerial working Group for putting into operation the ASEAN Regional Mine Action Centre (ARMAC)**

The Working Group has the following duties:

- Coordinate with relevant Ministries to ensure the functioning of the ASEAN center
- Prepare procedures and principles for establishing the center at a national level
- Arrange the centre's permanent committee meetings

The Working Group has right to use the Government's special budget to facilitate their daily work, with the Ministry of Foreign Affairs preparing the budget request.

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## Public Law

### **Decision No. 6020 (MOI) dated 25 June 2016 on creating a working group to organize and provide Cambodian identity cards in the capital and provinces.**

The purpose of this decision is to create a working group to be in charge of providing Cambodian identity cards, in the capital and all provinces, to the Cambodian population.

The mission, roles, duties and organizational structure of the working group are defined under this decision.

This working group, which is under the control of the Ministry of Interior, is required to publish and clarify the Ministry of Interior's identity card policy (MOI) to the general public.

The working group may hold meetings with any other relevant committee in order to find the most effective way to provide the general public with identity cards.

This decision shall implement this sub-decree from the date of signature.

### **Prakas No. 10245 (MOI) dated 15 December 2015 on the procedures and formalities for issuing a certificate of residence for election registration.**

The purpose of this Prakas is to determine the procedures and formalities of a residency certificate application when the current residency address differs from the addresses recorded in the Identify Card or non-family book.

Based on this Prakas, the local authorities are allowed to provide a residence certificate, without charging a service fee. A person requiring residency certification needs to appear in person, bringing along the original Identify Card and official documents, as well as one eligible voter witness.

## Intellectual Property

### **Prakas No. 293 Concerning the Procedures for the Registration and Protection of Certification Marks**

A certification mark, which must be owned by a legal entity, is a mark associated with goods, or services, to show that they conform to certain standards, or methods of production, as in the example "HALAL"

Prakas No. 293 provides detailed procedures for the registration and protection of Certification Marks in Cambodia, along with a list of conditions and criteria of a certification mark.

All requests for certification mark registration must be enclosed with the supporting documents as required by the law and other applicable regulations. Noticeably, the provisions of the Cambodia Trademark Law will also apply to certification marks, as long as they fulfill all conditions and requirements of this Prakas No. 293 and registration of the certification mark will be published in the Official Gazette.

The foreign certification mark must be registered through a trademark agent. In Cambodia, a foreign certification mark will not be valid, or its registration will be cancelled, if the mark registration is no longer valid in the state of origin.

The owner of a certification mark must provide an annual report on the implementation of its standards as recorded in the Ministry of Commerce.

