



KINGDOM OF CAMBODIA
Nation Religion King

The Constitutional Council

CASE N° 258/005/2015

Of November 05, 2015

Decision N° 157/005/2015 CC.D

Of November 10, 2015

The Constitutional Council

- Seen the Constitution of the Kingdom of Cambodia;
- ...
- Seen the letter N° 664 N.A dated November 05, 2015 of Samdech Akka Moha Ponhea Chakrei **Heng Samrin**, President of the National Assembly, requesting the Constitutional Council to examine the constitutionality of the Amendment of Article 3 (New), Article 7 (New), Article 8, Article 10 (New-two), Article 14 (New), Article 18, Article 20, Article 21, Article 22 (New), Article 31 (New-two), Article 33 (New), Article 34, Article 36 (New), Article 38 (New), Article 40 (New) and Article 47 (New-three) of the Rules of Procedure of the National Assembly, adopted by the National Assembly on October 30, 2015 in the 5th session of its 5th legislature, letter received by the Secretariat General of the Constitutional Council on November 05, 2015 at 16:28;

Having heard the rapporteur,

Having deliberated in compliance with the law,

- Whereas the National Assembly has duly implemented in accordance with the procedure of Paragraph 3 of Article 82 (New), Article 94 of the Constitution and Article 82 (New) of the Rules of Procedure of the National Assembly for reviewing and adopting the request of the proposed law of the Amendment of Article 3 (New), Article 7 (New), Article 8, Article 10 (New-two), Article 14 (New), Article 18, Article 20, Article 21, Article 22 (New), Article 31 (New-two), Article 33 (New), Article 34, Article 36 (New), Article 38 (New), Article 40 (New) and Article 47 (New-three) of the Rules of Procedure of the National Assembly;

- Whereas the aforementioned request of Samdech Akka Moha Ponhea Chakrei **Heng Samrin**, President of the National Assembly, made in accordance with Article 140 (New) of the Constitution and Article 16 (New) of the Law on the Amendment of the Law on the Organization and the Functioning of the Constitutional Council, is therefore admissible;
- Whereas the form in drafting and adopting the Amendment of Article 3 (New), Article 7 (New), Article 8, Article 10 (New-two), Article 14 (New), Article 18, Article 20, Article 21, Article 22 (New), Article 31 (New-two), Article 33 (New), Article 34, Article 36 (New), Article 38 (New), Article 40 (New) and Article 47 (New-three) of the Rules of Procedure of the National Assembly is in conformity with the Constitution;
- Whereas the essence of Article 3 (New-two) is in conformity with Article 82 (New) of the Constitution;
- Whereas the essence of Article 7 (New-two) is in conformity with Article 80, Article 84, and Article 94 of the Constitution;
- Whereas the essence of Article 8 (New) is in conformity with Article 87 (New) of the Constitution;
- Whereas the essence of Article 10 (New-three) is in conformity with Article 82 (New) and Article 88 (New-two) of the Constitution;
- Whereas the essence of Article 14 (New-two) is in conformity with Article 94 of the Constitution;
- Whereas the essence of Article 18 (New) is in conformity with Article 94 of the Constitution;
- Whereas the essence of Article 20 (New) is in conformity with Article 94 of the Constitution;
- Whereas the essence of Article 21 (New) is in conformity with Article 91 (New), and Article 94 of the Constitution;
- Whereas the essence of Article 22 (New-two) is in conformity with Article 91 (New), and Article 94 of the Constitution;
- Whereas the essence of Article 31 (New-three) is conformity with Article 81 and Article 94 of the Constitution;
- Whereas the essence of Article 33 (New-two) is in conformity with Article 96 of the Constitution;
- Whereas the essence of Article 34 (New) is in conformity with Article 97 of the Constitution;
- Whereas the essence of Article 36 (New-two) is in conformity with Article 94 of the Constitution;
- Whereas the essence of Article 38 (New-two) is in conformity with Article 94 of the Constitution;

- Whereas the essence of Article 40 (New-two) is in conformity with Article 94 of the Constitution;
- Whereas the essence of Article 47 (New-four) is in conformity with Article 88 (New-two) of the Constitution;
- Whereas the essences of Article 3 (New-two), Article 7 (New-two), Article 8 (New), Article 10 (New-three), Article 14 (New-two), Article 18 (New), Article 20 (New), Article 21 (New), Article 22 (New-two), Article 31 (New-three), Article 33 (New-two), Article 34 (New), Article 36 (New-two), Article 38 (New-two), Article 40 (New-two), and Article 47 (New-four) of the Rules of Procedure of the National Assembly are in conformity with the Constitution;

Decides:

Article 1: The amendment of Article 3 (New), Article 7 (New), Article 8, Article 10 (New-two), Article 14 (New), Article 18, Article 20, Article 21, Article 22 (New), Article 31 (New-two), Article 33 (New), Article 34, Article 36 (New), Article 38 (New), Article 40 (New) and Article 47 (New-three) of the Rules of Procedure of the National Assembly, adopted by the National Assembly on October 30, 2015 in the 5th session of its 5th legislature, is declared in conformity with the Constitution.

Article 2: This decision made in the Plenary Session of the Constitutional Council in Phnom Penh on November 10, 2015 shall be final, without recourse, shall have authority over all the instituted powers as stipulated in the Constitution, and shall be published in the Royal Gazette.

Phnom Penh, November 10, 2015

**On behalf of the Constitutional Council
The President,**

Signed and Sealed: **EK SAM OL**