

KINGDOM OF CAMBODIA
Nation Religion King

The Constitutional Council

CASE

N° 107/007/2006

Of June 14, 2006

Decision

N° 079/006/2006 CC.D

Of June 16, 2006

The Constitutional Council

- Seen the Constitution of the Kingdom of Cambodia;
- Seen Preah Reach Kram N° CS/RKM/0498/06 of April 8, 1998 on the Organization and the Functioning of the Constitutional Council;
- Seen Preah Reach Kram N° NS/RKM/1297/06 of December 26, 1997 promulgating the law on the Elections of the Members of the National Assembly;
- Seen the decision of the Constitutional Council N°047/002/2002 CC.D of September 06,2002;
- Seen Preah Reach Kram N° NS/RKM/0902/017 of September17, 2002 promulgating the law on the amendment of the law on the Elections of the Members of the National Assembly;
- Seen the letter N° 663 NA dated June14, 2006 from Samdech **HENG SAMRIN**, President of the National Assembly, requesting the Constitutional Council to examine the constitutionality of the law on the amendment of the Article 13 N of the law on the amendment of the law on the Elections of the Members of the National Assembly, letter received by the Secretariat General of the Constitutional Council on June14, 2006 at 09:15 A.M;

Having heard the rapporteur,

Having deliberated in compliance with the law,

- Whereas following the Article 140 N, paragraph 2, sentence 1 of the Constitution which states that “*The Rules of Procedure of the National Assembly, the Rules of Procedure of the Senate, and all the other Organic Laws shall be sent to the Constitutional Council for the review before their promulgation.*” the request N° 663 NA dated June14, 2006 from Samdech **HENG SAMRIN**, President of the National Assembly, received by the Secretariat General of the Constitutional Council on June14, 2006 at 09:15A.M is in conformity with the Constitution, and therefore admissible;

- Whereas the National Assembly and the Senate have duly implemented the procedure provided for in the Article 113 N of the Constitution concerning the review and the adoption of the above-mentioned law;
- Whereas the substance of the Law on the amendment of the Article 13 N of the Law on the amendment of the Law on the Elections of the Members of the National Assembly with the increased number of the Members to the National Election Committee aiming at the efficiency of the work, is not contrary to the Constitution;

Decides:

Article 1: The Law on the amendment of the Article 13 N of the Law on the amendment of the Law on the Elections of the Members of the National Assembly, that the National Assembly has adopted on May 25, 2006 at the 4th session of its 3rd legislature, and that the Senate has entirely approved for its legal form and substance on June 09, 2006 at the 1st plenary session of its 2nd legislature, is declared constitutional.

Article 2: This decision made in the plenary session of the Constitutional Council in Phnom Penh on June 16, 2006 shall be final without recourse, shall have authority over all the instituted powers as stipulated in the Constitution and shall be published in the “Journal Officiel”.

Phnom Penh, June 16, 2006

**For the Constitutional Council
The President**

**Signed and Sealed
BIN CHHIN**