

**KINGDOM OF CAMBODIA**  
**Nation Religion King**



**The Constitutional Council**

**CASE**

N°133/005/2007

Of November 11, 2007

**Decision**

N° 093/004/2007 CC.D

Of November 16, 2007

**The Constitutional Council**

- Seen the Constitution of the Kingdom of Cambodia;
- Seen Preah Reach Kram N° CS/RKM/0498/06 of April 08, 1998 promulgating the Law on the Organization and the Functioning of the Constitutional Council;
- Seen Preah Reach Kram N° NS/RKM/0107/005 of January 31, 2007 promulgating the Law on the Amendment of the Law 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 Preah Reach Kram N° NS/RKM/0902/017 of September 17, 2002 promulgating the Law on the Amendment of the Law on the Elections of the Members of the National Assembly;
- Seen Preah Reach Kram N° NS/RKM/0606/019 of June 27, 2006 promulgating the Law on the Amendment of the Article 13 (New) of the Law on the Elections of the Members of the National Assembly;
- Seen Preah Reach Kram N° NS/RKM/0107/006 of January 31, 2007 promulgating the Law on the Amendment of the Law on the Elections of the Members of the National Assembly;
- Seen the November 06, 2007 decision of the National Election Committee (NEC), to delete the names of 56 persons from the preliminary voter lists of Roka Kong I commune, Mouk Kampoul district, Kandal province (as in the attached name lists);
- Seen the November 10, 2007 petition by Mr. ORNG KIM LEANG against the November 06, 2007 decision of the NEC Jurisdictional Council, deleting the names of 56 persons from the preliminary voter lists at the polling station N° 0654 of Roka Kong I commune, Mouk Kampoul district, Kandal province, which the Secretariat General of the Constitutional Council received on November 11, 2007 at 08 : 30 am;

- Seen the November 13, 2007 petition by Mr. ORNG KIM LEANG, asking to withdraw the November 10, 2007 petition against the November 06, 2007 decision of the NEC Jurisdictional Council, which the Secretariat General of the Constitutional Council received on November 13, 2007 at 10:30am;

**Having heard the rapporteur,  
Having deliberated in compliance with the law,**

- Whereas the November 13, 2007 petition by Mr. ORNG KIM LEANG, asking to withdraw the November 10, 2007 petition against the November 06, 2007 decision of the NEC Jurisdictional Council, is made in accordance with the legal form; therefore, it is admissible;
- Whereas pursuant to the legal principle, the plaintiff has the right to withdraw entirely or partially of his petition at any stage of the procedure;

**Decides:**

**Article 1.-** The November 13, 2007 petition by Mr. ORNG KIM LEANG, asking to withdraw the November 10, 2007 petition is admissible for its legal form and substance.

**Article 2.-** Is upheld the November 06, 2007 decision of the NEC Jurisdictional Council, deleting the names of 56 persons from the preliminary voter lists at the polling station N° 0654 of Roka Kong I commune, Mouk Kampoul district, Kandal province.

**Article 3.-** This decision is made at the plenary session of the Constitutional Council in Phnom Penh on November 16, 2007, shall be final without recourse, and shall have authority over all the instituted powers as stipulated in the Constitution. It shall be published in the Royal Gazette.

Phnom Penh, November 16, 2007  
**For the Constitutional Council  
The President,**

**Signed and Sealed: EK SAM OL**