

KINGDOM OF CAMBODIA  
Nation Religion King

**The Constitutional Council**

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Phnom Penh, March 11, 2003

N° 06/2003 CC.I

**To Senator OU BUNLONG,  
SAM RAINSY Party**

**Subject:** Complaints asking to strike off the name of any person who does not fulfill the conditions provided for, in articles 50 N and 54 N of the law on the 2003 Elections of the Members of the National Assembly.

**Reference:** Complaints of March 4 and 5, 2003

Pursuing to the above- mentioned subject and reference, I have the honor to inform you that the Constitutional Council, in its meetings of March 7 and 11, 2003, decided that your complaints are inadmissible, failing their prior examination by the National Electoral Committee (NEC) in accordance with paragraph 4 of article 65 N of the law on the Amendment of the Law on the Election of the Members of the National Assembly stating that "NEC shall decide on complaint or objection by holding public hearing within 5 days maximum of the receipt date of the complaint". The Constitutional Council cannot accept your complaint to hold hearing despite annotation of Mr. TEP NITHA, Secretary General of NEC (which is not NEC decision) pointing out that it is possible for the plaintiff to appeal to the Constitutional Council within the legal period. The Constitutional Council cannot receive your complaint to hold a hearing pursuant to paragraph 6 of article 65 N stating "If the plaintiff is not satisfied with the NEC decision, he or his representative may lodge an appeal in writing to the Constitutional Council within 5 days maximum after the NEC notification date".

Furthermore, the complaints or appeals shall strictly respect the provisions of article 64 N of law on the Amendment of the Law on the Election of the Members of the National Assembly.

**For the Constitutional Council  
The President  
Signed and Sealed**

**BIN CHHIN**

**Copy to**

- Ministry of the Royal Palace
- Secretariat General of the Senate
- Secretariat General of the National Assembly
- Office of the Prime Minister
- Supreme Court
- National Electoral Committee

( Non-official translation )

