

KINGDOM OF CAMBODIA
Nation Religion King



The Constitutional Council

N° 005/03/2007 CC.N

Phnom Penh, December 27, 2007

Lok Chumteav

Chairwoman of Commission of the Senate in charge of
Human Rights, Reception of Complaints, and Investigation

Subject: Request for examining the constitutionality related to the case of a member of the Royal Government acting as member of the Board of Directors of a public enterprise

Ref: Your letter N° 108/1107 CSNHRCI dated November 16, 2007 submitted to the Constitutional Council forwarded by Samdech Akka Moha Thammak Pothisal, President of the Senate

Pursuant to the above-mentioned subject and reference, I would like to inform you that, in its plenary session of December 27, 2007, the Constitutional Council had already examined your request. The Constitutional Council considered that the request of the Chairwoman of Commission of the Senate in charge of Human Rights, Reception of Complaints, and Investigation was inadmissible because the applicant did not have the required qualification in accordance with Article 141 (new) paragraph 1 of the Constitution, which states:

"After a law has been promulgated, the King, the President of the Senate, the President of the National Assembly, the Prime Minister, one-fourth of the Senators, one-tenth of the National Assembly's Members, or the Courts can request the Constitutional Council to examine the constitutionality of that law".

Please accept, Lok Chumteav Chairwoman, the assurances of my high consideration.

For the Constitutional Council
The President,

Signed and sealed: **EK SAM OL**