

KINGDOM OF CAMBODIA
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Ministry of Social Affairs,
Labour, and Veterans' Affairs
No. 147/PRK/MOSALVA
Phnom Penh, April 21, 1997

Prakas
on
The Opening and Closing of the Enterprise

The Secretary of State for Social Affairs, Labour, and Veteran Affairs

- Referring to the 1993 Constitution of the Kingdom of Cambodia;
- Referring to Reach Kram No. CS/RKM/0397/01 of March 13, 1997 promulgating the Labour Law;
- Referring to Reach Kret of November 1, 1993 on the formation of the Royal Government of Cambodia;
- Referring to Reach Kret No. NS/RKT/1094/83 of October 24, 1994 on the Reorganization of the Composition of the Royal Government of Cambodia;
- Referring to Reach Kret No. NS/RKT/1094/90 of October 31, 1994 on the Reorganization of the Composition of the Royal Government of Cambodia;
- Referring to Reach Kram No. 02/NS/94 of July 20, 1994 promulgating the Law on the Organization and Functioning of the Council of Ministers;

IT IS HEREBY DECIDED

Article 1:

Directors and owners of enterprises and establishments of industry, mining, commerce, crafts, agriculture, services, transportation of land and water, whether public, semi-public or private, non-religious, or religious, whether they are professional, educational or charitable in nature, as well as the liberal profession of association or groups of any nature whatsoever, shall, prior to opening the enterprise, file a declaration of opening the enterprise to MOSALVA and obtain approval of their facilities, such as factories, workshops, or offices.

Article 2:

Plans of the facilities shall be submitted to the Department of Labor Health of MOSALVA along with:

1. an application form with 1500 Riel stamp 2 copies
2. a blue print of the establishment showing electrical installation fittings, fire extinguishing, water supply, and sewerage system, storage for dangerous products, and garbage and waste disposal places.

Article 3:

Documents for attached to the declaration shall include the following:

1. Opening declaration as per the sample in annex 1 of this Prakas affixed with a R1500 stamp 2 copies
2. An approval letter from MOSALVA on the construction projects, "factory, workshop, or office" of the enterprise. Enterprises which have been operating prior to the issuance of this Prakas may substitute MOSALVA approval letter with the one issued by the competent local authority, or if they have no such approval, they can submit a new documentation.
3. Declarations concerning staff shall follow the sample in annex 2 to this Prakas.

Enterprises located in Phnom Penh shall submit the documents to the MOSALVA Department of Labor Inspection. Those located in the provinces and municipalities shall file with their respective provincial or municipal Office of Social Affairs, Labor and Veterans Affairs.

Article 4:

An enterprise which have been operating prior to the issuance of this Prakas shall file an opening declaration to MOSALVA no later than one month after the date od issuance of this Prakas.

Article 5:

Enterprises and establishments mentioned in article 1 above shall inform MOSALVA Department of Labor Inspection (for enterprises and establishments located in Phnom Penh), or the respective provincial or municipal office of Social Affairs and Veterans Affairs (in local provinces and municipalities) about all the changes of location, production, infrastructure, and closing of the enterprise, no later than 30 days after such changes take place.

Article 6:

Violators of the provisions of this Prakas shall be fined or punished in accordance with chapter 16 of the Labor Law.

Article 7:

The Prakas No. 12 MOSALVA of August 6, 1993 shall be declared null and void.

Article 8:

This Prakas shall take effect as of the date of its signature.

Secretary of State for Social Affairs,
Labour and Veteran Affairs

Signature and Seal

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**Annex I to Prakas No. 147/MOSALVA
Dated April 21, 1997**

1. Name of Enterprise:
2. Date of opening:.....Month.....Year.....
3. Address of head office: House No..... Street.....
4. Sangkat or Commune:.....Khan or District:.....
.....Town or Province.....
5. Telephone number.....Fax number.....
Name of Owner:.....Nationality:.....
6. Legal Status of enterprise (1).....
7. Type of enterprise (2):.....
8. Location of enterprise: House No.....Street.....Sangkat or
Commune:.....Khan or District:.....Town or
Province.....
Telephone number:.....Fax number:.....
9. Number of Male Employees:.....
 - . Nationality: Cambodians....., Foreigners:.....
 - . Manual Laborers:.....
 - . Specialized manual Laborers:.....
 - . Semi-skilled Laborers:.....
 - . Skilled Laborers:.....
 - . Highly Skilled Laborers:.....
 - . Office employees:.....
 - . Supervisors:.....
10. Number of Female Employees:.....
 - . Nationality: Cambodians....., Foreigners:.....
 - . Manual Laborers:.....
 - . Specialized manual Laborers:.....
 - . Semi-skilled Laborers:.....
 - . Skilled Laborers:.....
 - . Highly Skilled Laborers:.....
 - . Office Employees:.....
 - . Supervisors:.....
11. Number of Children age 16 to 18:.....
 - . Nationality: Cambodians:.....Foreigners:.....
12. Duration and type of work at night for women or children if there is any exception
.....
.....
13. Type of machinery and methods for handling materials, dangerous raw materials.....
.....
.....
14. Weekly Holiday:.....
.....
.....

Signature of Owner

Date

(1): Specify type:

- . Public Company
- . Or Company with limited Liability
- . Or Partnership
- . Or Sole proprietorship

(2): Specify activity:

- . Industrial
- . Construction
- . Commercial
- . Service
- . Craft
- . Agricultural