



**KINGDOM OF CAMBODIA
NATION RELIGION KING**



**ROYAL GOVERNMENT
No. 01 SD.E**

SUB-DECREE

ON

**ESTABLISHMENT OF THE SOCIAL SECURITY SCHEMES ON HEALTH CARE
FOR PERSONS DEFINED BY THE PROVISIONS OF THE LABOUR LAW
ROYAL GOVERNMENT**

- Having seen the Constitution of Kingdom of Cambodia;
- Having seen Royal Kret No. NS/RKT/0913/903, dated 24 September 2013, concerning the Nomination of Royal Government of Kingdom of Cambodia;
- Having seen Royal Kret No. NS/RKT/1213/1393, dated 21 December 2013, concerning the Revision and Addition of the Compositions of Royal Government of Kingdom of Cambodia;
- Having seen Royal Kram No. 02/NS/94, dated 20 July 1994, promulgating the Law On the Organization and Functioning of the Council of Ministers;
- Having seen Royal Kram No. NS/RKM/0105/003, dated 17 January 2005, promulgating the Law on the Establishment of the Ministry of Labour and Vocational Training;
- Having seen Royal Kram No. NS/RKM/0196/18, dated 24 January 1996, promulgating the Law on the Establishment of the Ministry of Economy and Finance;
- Having seen Royal Kram No. CHS/RKM/0397/01, dated 13 March 1997, promulgating the Labour Law;
- Having seen Royal Kram No. NS/RKM/0902/018, dated 25 September 2002, promulgating the Law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law;
- Having seen Royal Kret No. NS/RKT/0815/872, dated 08 August 2015, concerning the Judicial Statute of the Public Administrative Establishment;
- Having seen Sub-Decree No. 283 SD.E, dated 14 November 2014, concerning the Organization and Functioning of the Ministry of Labour and Vocational Training;
- Having seen Sub-Decree No 488 SD.E, dated 16 October 2013, concerning the Organization and Functioning of the Ministry of Economy and Finance;
- Having seen Sub-Decree No. 16 SD.E, dated 02 March 2007, concerning the Establishment of the National Social Security Fund;
- Reference to the proposal of the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Economy and Finance.

HEREBY DECIDED
CHAPTER 1
GENERAL PROVISIONS

Article 1

This Sub-Decree aims to establish the Social Security Schemes on Health Care in accordance with the Law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law.

Article 2

This Sub-Decree intends to organize the system of the provision for the NSSF members, health prevention service, medical care, and daily allowance for the duration of the work suspension by treatment or other non-occupational accidents and maternity leave.

Article 3

The Provisions of this Sub-Decree covers to the Persons Defined by the Provisions of the Labour Law as well as spouse and children and the members of NSSF who have entitlement to permanent disability pension and survivors.

Article 4

In this Sub-Decree:

- The term **Health Care** refers to the social health insurance with providing health prevention service benefit, medical care benefits, and daily allowance for the duration of the work suspension by treatment or other non-occupational accidents and maternity leave.
- The term **Benefit** refers to the provision of health prevention service, medical care, and daily allowance in case of sickness or other non-occupational accidents and maternity leave.
- The term **Spouse** refers to wife or husband possesses the Legal Marriage Certificate.
- The term **Survivors** refer to spouse and children under the dependent of the workers as the NSSF member, who died due to occupational risk.

CHAPTER 2
COMPETENT AUTHORITY

Article 5

The National Social Security Fund (NSSF) is a unique implementer responsible for administering and managing the Social Security Schemes on Health Care for Persons Defined by the Provisions of the Labour Law.

Article 6

The Supreme Council, as a Regulator for Social Security System, shall be partly established by Sub-Decree with a view to managing, inspecting, observing, monitoring all operational managements and administering the Social Security Schemes on Health Care of NSSF, and defining the social security system development policy.

CHAPTER 3

CONTRIBUTIONS, BENEFITS, AND RESERVES OF HEALTH CARE

SECTION 1

CONTRIBUTION OF HEALTH CARE

Article 7

Employers and Employees under the Provisions of the Law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law are compulsory to pay contribution to NSSF. The part of workers' contribution shall not exceed employers'.

Contribution rate of the health care, formalities and procedures of this contribution payment shall be issued by Prakas of the Minister of Ministry of Labour and Vocational Training with the agreement of the Minister of Ministry of Economy and Finance with the proposal of the NSSF Governing Body.

SECTION 2

BENEFITS OF HEALTH CARE

Article 8

Benefits of health care regulated in this Sub-Decree consist of health prevention service, medical care, and daily allowance for the duration of the work suspension by treatment or other non-occupational accidents and maternity leave.

The pending types of services and diseases in the health care benefits shall be regulated by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

The formalities and procedures of the provision of health care benefits shall be prescribed by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

The payment mechanism for health prevention service and medical care shall be set by Joint Prakas between the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Health with the proposal of the NSSF Governing Body.

Article 9

The entitlement of health care benefits shall be complied with the conditions in relation to a qualifying period of insurance and waiting period in which these conditions shall be regulated by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

SECTION 3

RESERVES OF HEALTH CARE

Article 10

The minimum of the reserves for health care shall be equal to the amount of benefit expenditures in a period of the last one year.

CHAPTER 4

ACCREDITATION AND QUALITY ASSURANCE OF HEALTH FACILITIES' SERVICES

SECTION 1

ACCREDITATION

Article 11

Medical care services shall be granted by the health facilities recognized by the Ministry of Health and signed the agreement with NSSF.

The quality accreditation of medical care shall be pursuant to the principles determined by the Ministry of Health.

SECTION 2

QUALITY ASSURANCE

Article 12

Service quality of health facilities shall be controlled, monitored, and observed by the Medical Commission of NSSF.

Compositions and roles of the Medical Commission of NSSF shall be regulated by Joint Prakas between the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Health with the proposal of the NSSF Governing Body.

CHAPTER 5

IMPLEMENTATION PHASE

Article 13

For the initial phase, health care provision shall be only granted to the NSSF member and survivors.

The health care provision for spouse and children under the dependent of worker shall be implemented subsequently in pursuance of situation, society, and actual economy regulated by Prakas of the Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

CHAPTER 6

FINAL PROVISIONS

Article 14

Minister in charge of the Office of the Council of Ministers, the Minister of Ministry of Economy and Finance, the Minister of Ministry of Labour and Vocational Training, the Minister of Ministry of Health, the Minister of Ministry of Public Services, all Ministers and Heads of the relevant Organizations, and Executive Director of the National Social Security Fund shall take responsibility for implementing this Sub-Decree respectively from the signed date.

Phnom Penh, 06 January 2016

Prime Minister

Samdech Akka Moha Sena Padei Techo Hun Sen

Seen and submitted

Samdech Akka Moha Sena Padei Techo Prime Minister

Signature

Minister

Ministry of Economy and Finance

Minister

Ministry of Labour and Vocational Training

Aun Pornmoniroth

Ith Samheng

Receiving places:

- Ministry of Royal Palace
- Secretariat General of the Council of Constitution
- Secretariat General of the Senate
- Secretariat General of the National Assembly
- Secretariat General of the Royal Government
- Cabinet of Samdech Prime Minister
- Cabinet of Samdech, His/Her Excellency and Vice Prime Minister
- Article 14
- Gazette
- Documents and Archives