

Royal Government of Cambodia  
Anukret No 87 ANK. BK/ August 21, 2002

### **Anukret on establishment of Permanent Coordination Body of the Council for Legal and Judicial Reform**

- Referring to the Constitution of the Kingdom of Cambodia;
- Referring to Preah Reach Kret No NS/RKT/I 198/72 of November 30, 1998 on the Nomination of the Royal Government of Cambodia;
- Referring to Preah Reach Kram No 02/SN/94 of July 20, 1994 promulgating the law on the organization and functioning of the Council of Ministers;
- Referring to Preah Reach Kret No NS/RKT/0399/72 of March 19, 1999 on the establishment of the Supreme Council of State Reform;
- Referring to Preah Reach Kret No NS/RKT/0602/158 of June 19, 2002 on the establishment of the Supreme Council for Legal and Judicial Reform;
- Pursuant to the proposal of Co Chairmen of the Council for Legal and Judicial Reform;

#### **Article 1:**

PCB of the Council for Legal and Judicial Reform shall be established in complying with Article 6 of Preah Reach Kret No NS/RKT/0602/158 of June 19, 2002 on the establishment of the Council for Legal and Judicial Reform.

#### **Article 2:**

PCB shall have the following duties and obligation:

- To act as mechanism of the Council for LJRF
- To make proposal to the CLJRF to review and endorse the concept of legal and judicial reform strategies, planning and other action plan in order to achieve those concepts;
- To monitor the implementation of the LJRF strategies in different justice institutions and the obtained result shall be reported to the CLJRF
- To organize regular meeting of the CLJRF;
- To coordinate with justice and other institutions involving with LJRF;
- To coordinate with national and international organizations and their representatives in order to strengthen their cooperation,
- To provide necessary technical support to different ministries, institutions based on its capacities;
- To suggest nomination as needed the national and international experts and elites or high ranking officials with the skills in legal, administrative, economic, social or governance as advisors or assistant in order to analyze strategies and various action plans on legal and judicial reforms;
- To invite other qualified members of the government or elites to participate in the consultation process;
- To manage administration and financial matters of the LJRF;
- To implement other tasks assigned by co chairmen of the CLJRF;

### **Article 3:**

The duties and obligations relating to legal reform shall be as follows:

- To strengthen law making capacity in the state institutions;
- To develop effective law drafting procedures;
- To monitor and stimulate law making process according to the existing procedures;
- To coordinate lawmaking initiatives between ministries, institutions, entities and other international organizations;
- To develop lexicons, dictionary and legal terminologies to ease law drafting process;
- To improve legal and regulation dissemination process and to organize workshops to explain laws and regulations;
- To create various programs and mechanism to improve the protection of basic rights of people;

### **Article 4:**

The duties and obligations relating to judicial reform shall be as follows:

- To strengthen judicial access by improving independency, reliability, transparency and accountability of the judges;
- To improve quality of judiciary services through providing qualified legal aid, increasing number of lawyers and conducting effective training and education.
- To enhance judgment implementation system;
- To compile database of previous decisions of the court;
- To develop procedures and dispute resolutions mechanisms instead of trails by creating commercial arbitration and conciliations;

### **Article 5:**

PCB shall have the following compositions:

- 1- H.E Sum Manith, Secretary of State of the Council of Ministers, member of the council for legal and judicial reform;
- 2- H.E Ang Vong Vattana, Secretary of State of Justice
- 3- H.E Sok Chenda, Secretary General of CDC
4. H.E Sam Sokphal, vice chairman of the council of jurist
5. H. E Ngy Tay Yi. vice chairman of the council of jurist
6. H.E Riel Moun, member of the Supreme Council of Magistracy
7. H.E Craing Chey Leaphy Tony, member of the council of jurist
8. H.E Mao Thora, Director General of MOC
9. Dr. Tij Chan Vibol, representative of the BAR

### **Article 6**

PCB shall convene a meeting on monthly basic upon the invitation of the body chairman.

### **Article 7:**

PCB shall create a Project Management Unit as its assistant in general administrative and financial matters of the legal and judicial reform project. This unit shall be authorized to use the seal of the Council of Ministers for their missions.

### **Article 8**

PCB may create and widen its management structures according to actual work to have the project implemented in effective way.

The Khmer version is the official version of this document.

**Article 9**

PCB is entitled to directly receive donation and other subsidies from other countries or international organizations.

**Article 10:**

Any provisions contrary to this Anukret shall be considered null and void.

**Article 11:**

The Minister in charge of the Council of Ministers, Ministers, Secretaries of State, concerned institutions and chairman of PCB of the CLJRF and persons named in Article 5 shall be responsible to implement this Anukret accordingly from the date of its signature.