

# Cambodia News Brief\*

*A periodic summary of new rulings & other legal documents relating to legal, tax and investment developments in Cambodia*

**Special Newsbrief  
May 2008**

## **Prakas on Registration in the Trade Registry (No. 098 MoC/SM dated 7 April 2008)**

The Ministry of Commerce has issued a Prakas in relation to the Renewal of Business Registration Certificate (or Certificate of Incorporation).

According to the Prakas, all commercial enterprises are required to apply for a new Business Registration Certificate from the Registration Department of the Ministry of Commerce to extend its validity for other three years within 30 days of the expiry date.

Enterprises previously registered in the Commercial Registry before the issuance of this Prakas which have received a Certificate of Incorporation in the old format which was more than three years old prior to the issuance of this Prakas shall apply for the new Certificate of Incorporation within six months of the issuance of this Prakas.

Following failure to request for extension of validity of the Certificate of Incorporation or to change to the new Certificate of Incorporation, those business enterprises shall be considered as illegal enterprises, and all the documents issued by the Ministry of Commerce shall be abrogated.

## **Prakas on the Annual Declaration Completion of Business Enterprises and Companies (No. 104 MoC/SM dated 7 April 2008)**

The Ministry of Commerce has issued a Prakas in relation to the filing of Annual Declaration of Commercial Enterprise.

Following failure to file the declaration at every year end, the business enterprises will be penalised as indicated in Article 290 and Article 294 of the Law on Commercial Enterprise.

Following failure to file the declaration within three consecutive years, the business enterprises shall be considered as illegal enterprises, and all the documents issued by the Ministry of Commerce shall be abrogated.

## **Prakas on the Implementation of Cambodian Accounting Standard (CASs) and Cambodian Financial Reporting Standard (CFRSs) (No. 221 MEF/BK dated 25 March 2008)**

The Ministry of Economics and Finance has authorized the implementation of eighteen Cambodian Accounting Standards (CASs) and the other two Cambodian Financial Reporting Standards (CFRSs) to be used by state-owned entities and private companies as the base for their accounting records and annual financial reporting preparation.

Entities bound under this requirement must implement and present their annual reports to comply with the CASs and CFRSs from 2008 onwards.

## **Prakas on Registration of Enterprises/Establishment and Employees in the National Social Security Fund (NSSF)**

***(No. 021/08 KB-BrK dated 11 February 2008)***

The Ministry of Labour and Vocational Training has issued a Prakas detailing the registration obligation and other documentation process of the employers or owners of the enterprises under the Law of Social Security Scheme.

Existing enterprises or companies shall register with the National Social Security within 45 days after the effective date of the Prakas. New enterprises or establishments shall register with the National Social Security within 45 days of the date of opening the enterprises or establishments.

There are penalties for non compliance under the Law on National Social Security Scheme.

Based on the Prakas, in the first phase of the process of NSSF, the above application shall apply only for enterprises or establishments which have 8 or more employees.