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# Cambodia List of Applicable Legislation

## Timber



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COUNTRY SPECIFIC  
TOOLS





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Traceability

N/A



## Legal Rights to Harvest

Legal Category	Applicable legislation and regulations	Links to legislation	Legal Authority
1.1. Land tenure and management rights	Forest Law (2002). Article 2, 10-11, 15, 37, 106. Chapter 9.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Land Law (2002) Article 8, 30-31, 34-35, 43, 52, 56, 58, 88-89, 98, 116, 259.	<a href="#">LINK</a>	Ministry of Land Management, Urban Planning and Construction
	Protected Areas Law (2008). Chapter 6.	<a href="#">LINK</a>	The General Department of Administration for Nature Conservation and Protection, Ministry of Environment
	Sub-decree no. 46 on the Procedures to Establish Cadastral Index Map and Land Register	<a href="#">LINK</a>	The General Department of Cadastre and Geography, Ministry of Land Management, Urban Planning and Construction
	Sub-decree 53 on Procedure Establishment Classification and Registration of Permanent Forest Estate	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries



Sub-decree 5 on Forest Concession Management 2000	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
Declaration of the Government on Land Policy (RGC 2009)	<a href="#">LINK</a>	The Council for Land Policy, Government of Cambodia
National Forest Programme (2010–2029)	<a href="#">LINK</a>	Ministry of Agriculture, Forestry and Fisheries
Sub-decree on the Organization and Functioning of the Ministry of Agriculture, Forestry and Fisheries (April 2000)	<a href="#">LINK</a>	Ministry of Agriculture, Forestry and Fisheries
Instruction no. 20 on the implementation of the Royal Government Directive no. 1	No hyperlink	Council for Land Policy
Sub-decree no. 146 on Economic Land Concessions (2005).	<a href="#">LINK</a>	Provincial-Municipal State Land Management Committee
Order 01BB on Measures for Strengthening and Increasing the Effectiveness of the Management of Economic Land Concessions	No hyperlink	Provincial-Municipal State Land Management Committee
Sub-decree no. 19 on Social Land Concessions (2003)	<a href="#">LINK</a>	The Commune Council, Provincial/Municipal Land Use and Allocation Committee National Social Land Concession Committee
Circular Related to Illegal Occupation of State Land in 2007	<a href="#">LINK</a>	Authority of State Land Occupation
National Strategic Development Plan: 2014–2018	<a href="#">LINK</a>	Ministry of Planning
Sub-decree 52 on the Organization and Functioning of the Council for Development of Cambodia (CDC)	<a href="#">LINK</a>	Council for Development of Cambodia
Law on Investment in the Kingdom of Cambodia (1994)	<a href="#">LINK</a>	Council for Development of Cambodia



	The Law on Commercial Enterprise (2005)	<a href="#">LINK</a>	Ministry of Commerce
	Sub-decree 129 on Rules and Procedures on Reclassification of State Public Properties and Public Entities	<a href="#">LINK</a>	The State Property Management Authority, Government of Cambodia
	Prakas on Guideline on Community Forestry (2006)	No hyperlink	Ministry of Agriculture, Forestry and Fisheries
	Law on the Administration of Factories and Handicrafts	<a href="#">LINK</a>	Ministry of Industry and Handicraft
	Prakas no. 607 on Procedures and Formalities for Establishment of Factory and Handicraft	<a href="#">LINK</a>	Ministry of Industry and Handicraft
	Sub-decree no. 26 on Rules for Granting User Rights to Plant Trees within State Forest Lands (March 2008)	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Zoning Guidelines for the Protected Areas in Cambodia, Chapter 8	<a href="#">LINK</a>	Ministry of Environment
1.2. Concession licenses	Forest Law (2002). Chapter 5	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Land Law (2002) Article 59, 61,	<a href="#">LINK</a>	Ministry of Land Management, Urban Planning and Construction
	Sub-decree 5 on Forest Concession Management 2000 Chapter 2.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Instruction no. 20 on the implementation of the Royal Government Directive no. 1: 26	NA	Council for Land Policy
	Sub-decree no. 146 on Economic Land Concessions (2005). Article 4, 6, 10, 37, 39, 42. Chapter 2.	<a href="#">LINK</a>	Provincial-Municipal State Land Management Committee
	Order 01BB on Measures for Strengthening and Increasing the Effectiveness of the Management of Economic Land Concessions	No hyperlink	Provincial-Municipal State Land Management Committee
	Sub-decree no. 19 on Social Land Concessions (2003). Article 3, 17-18.	<a href="#">LINK</a>	The Commune Council,



			Provincial/Municipal Land Use and Allocation Committee, National Social Land Concession Committee
	Circular Related to Illegal Occupation of State Land in 2007	<a href="#">LINK</a>	Authority of State Land Occupation
	National Strategic Development Plan: 2014–2018	<a href="#">LINK</a>	Ministry of Planning
	Sub-decree no. 26 on Rules for Granting User Rights to Plant Trees within State Forest Lands (March 2008)	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003. Article 25, 27.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
<b>1.3. Management and harvesting planning</b>	Forest Law (2002). Article 9, 21	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	The Cambodian Code of Practice for Forest Harvesting (1999)	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Forest Concession Management Planning Manual	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003. Article 30	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 146 on Economic Land Concessions (2005). Article 16, 24, 25	<a href="#">LINK</a>	Provincial-Municipal State Land Management Committee
<b>1.4. Harvesting permits</b>	Forest Law (2002). Article 20, 24-25, 31, 33, 35, 37, 74	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries





## Taxes and Fees

Legal Category	Applicable legislation and regulations	Links to legislation	Legal Authority
<b>1.5. Payment of royalties and harvesting fees</b>	Forest Law (2002). Chapter 11, Article 52, 58	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003. Article 12-13	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Prakas no. 089 on royalty classes: MAFF (2005) Forbidding to Harvest Timber and NTFP	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Joint Prakas between MAFF and MEF on rate of royalties of different timber qualities	No hyperlink	Ministry of Agriculture, Forestry and Fisheries Ministry of Economy and Finance
<b>1.6. Value added taxes and other sales taxes</b>	Forest Law (2002). Article 73	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Customs Law (2007)	<a href="#">LINK</a>	General Department of Custom and Excise of Cambodia
	Law of Taxation (1997)	<a href="#">LINK</a>	Ministry of Economy and Finance
	Sub-decree 131 (2006) on Forest and NTFP allow for export and import	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
<b>1.7. Income and profit taxes</b>	Sub-decree on patent on selling goods	No hyperlink	Ministry of Economy and Finance
	Law of Taxation (1997)	<a href="#">LINK</a>	Ministry of Economy and Finance
	Prakas on The Profit Tax (2004)	<a href="#">LINK</a>	General Department of Taxation, Ministry of Economy and Finance





## Timber Harvesting Activities

Legal Category	Applicable legislation and regulations	Links to legislation	Legal Authority
<b>1.8. Timber harvesting regulations</b>	Forest Law (2002). Article 31, 32, 36, 38, 70	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	The Cambodian Code of Practice for Forest Harvesting (1999)	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree using and management forest (2008)	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 5 on Forest Concession Management (2000)	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 79 on Community Forestry Management 2003. Article 12	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
<b>1.9. Protected sites and species</b>	Protected Areas Law (2008)	<a href="#">LINK</a>	The General Department of Administration for Nature Conservation and Protection, Ministry of Environment
	Decision no. 050 dated 12 August 1986 on classification of wood qualities and allowable minimum Diameter at Breast Height (in cm) cutting	No hyperlink	The General Department of Administration for Nature Conservation and Protection
	Directive on the Measure of Prevention, Obstruction and Suppression from Transportation, Collection, Stocking	No hyperlink	Ministry of Environment



	and Export of Rosewood ( <i>Dalbergia cochinchinensis</i> ), Order no. 2BB, 22		
	Inter-Ministerial Proclamation on Strengthening Management of Economic Land Concessions. no.177 Bror Kor.Kor Sor Kor, issue by the Ministry of Agriculture, Forestry and Fisheries, and the Ministry of Environment, 14th May 2014. Royal Government of Cambodia.	<a href="#">LINK</a>	Ministry of Environment
	Sub-decree 131 (2006) on Forest and NFTP allow for export and import. Article 2	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
<b>1.10 Environmental requirements</b>	Forest Law (2002). Chapter 1, article 4. Chapter 5, article 19, 35.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 72 on Environmental Impact Assessment Process, Annex, article 6, 8.	<a href="#">LINK</a>	Ministry of Environment
	Law on Environmental Protection and Natural Resource Management	<a href="#">LINK</a>	Ministry of Environment
	The Cambodian Code of Practice for Forest Harvesting (1999)	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
<b>1.11. Health and safety</b>	Labour Law (1997) Chapter 8, Health and Safety of Workers. Article 230, 238.	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Law on social security schemes for persons defined by the provisions of the Labour Law (2002)	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Prakas 220 on Determination of Contribution Rate and Formality of Paying Contributions for the Health Care Scheme	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Prakas 037 on the Establishment of a Single Labour Inspector Team.	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Sub-decree 16 concerning the Establishment of National Social Security Fund	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Prakas 109 on Health Care Benefits	<a href="#">LINK</a>	Ministry of Labour and Vocational Training



	The Cambodian Code of Practice for Forest Harvesting (1999). Pages 50-61	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree 01 concerning the Establishment of Social Security Scheme on Health Care for Persons Defined by the Provisions of the Labour Law	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
1.12. Legal employment	The Civil Code of Cambodia (2008)	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Labour Law (1997)	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Law on Trade Unions (2016)	<a href="#">LINK</a>	Ministry of Labour and Vocational Training
	Decree 38 on Contract and Other Liabilities, 1988	No hyperlink	Ministry of Labour and Vocational Training



## Third Parties' Rights

Legal Category	Applicable legislation and regulations	Links to legislation	Legal Authority
1.13. Customary rights	Forest Law (2002). Article 15, Chapter 9, article 31, 40-47.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Environmental Code Book 1, table 2 Book 2 table 3	<a href="#">LINK</a>	Ministry of Environment
	Sub-decree 79 on Community Forestry Management 2003. Article 12	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Prakas No. 219 on Community Forestry Guideline	No hyperlink	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree no. 146 on Economic Land Concessions (2005). Article 4	<a href="#">LINK</a>	Provincial-Municipal State Land Management Committee



	Sub-decree 83 on Procedures of Registration of land of Indigenous Communities (2009)	<a href="#">LINK</a>	Ministry of Agriculture, Forestry and Fisheries
	Protected Areas Law (2008). Article 22, 24, 26, 38.	<a href="#">LINK</a>	The General Department of Administration for Nature Conservation and Protection, Ministry of Environment
<b>1.14. Free prior and informed consent</b>	Not applicable. No legislation in place on Free, Prior and informed consent.		
<b>1.15. Indigenous peoples' rights</b>	Not applicable. No legislation in place on Indigenous peoples' rights.		



## Trade and Transport

Legal Category	Applicable legislation and regulations	Links to legislation	Legal Authority
<b>1.16. Classification of species, quantities, qualities</b>	Forest Law (2002). Article 29, 54	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Customs Law (2007)	<a href="#">LINK</a>	General Department of Custom and Excise of Cambodia
<b>1.17. Trade and transport</b>	Forest Law (2002). Chapter 13, article 68.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Customs Law (2007)	<a href="#">LINK</a>	General Department of Custom and Excise of Cambodia



1.18. Offshore trading and transfer pricing	Customs Law (2007)	<a href="#">LINK</a>	General Department of Custom and Excise of Cambodia
	Prakas 986	<a href="#">LINK</a>	Ministry of Economy and Finance
1.19. Custom regulations	Forest Law (2002). Article 72, 73	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Customs Law (2007)	<a href="#">LINK</a>	General Department of Custom and Excise of Cambodia
	Sub-decree 131 (2006) on Forest and NFTP allow for export and import. Article 1, 2, 3, 11.	<a href="#">LINK</a>	Forestry Administration, Ministry of Agriculture, Forestry and Fisheries
	Sub-decree no. 209 on the Enforcement of the list of prohibited and restricted goods	<a href="#">LINK</a>	General Department of Customs and Excise, Ministry of Finance and Economy
1.20. CITES	Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) (1973)	<a href="#">LINK</a>	The World Conservation Union
	Sub-decree 53 on International Trade and Endangered Animal and Plant Species (2006)	No hyperlink	Ministry of Agriculture, Forestry and Fisheries
	Promulgation of the Law on Adoption of the Convention on International Trade in Endangered Species of Wild Fauna and Flora	No hyperlink	Ministry of Agriculture, Forestry and Fisheries
1.21. Legislation requiring due diligence/due care procedures	Not applicable. There is no legislation on place related to due diligence/due care procedures.		



## About Supporting Legal Timber Trade

Supporting Legal Timber Trade is a joint initiative run by Preferred by Nature with the aim of supporting timber-related companies in Europe with knowledge, tools and training in the requirements of the EU Timber Regulation. Knowing your timber's origin is not only good for the forests, but good for business. The joint initiative is funded by the LIFE programme of the European Union.



Preferred by Nature (formerly known as NEPCon) is an international non-profit organisation working to support better land management and business practices that benefit people, nature and the climate. We do this through a unique combination of sustainability certification services, projects supporting awareness raising, and capacity building.

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