

KINGDOM OF CAMBODIA
Nation Religion King

The Constitutional Council

CASE

N° 104/004/2006
Of April 07, 2006

Decision

N° 076/003/2006 CC.D
Of April 13, 2006

The Constitutional Council

- Seen the Constitution of the Kingdom of Cambodia;
- Seen Preah Reach Kram N° CS/RKM/0498/06 of April 8, 1998 on the Organization and the Functioning of the Constitutional Council;
- Seen the decision N° 069/001/2005 CC.D of February 25, 2005 of the Constitutional Council;
- Seen the letter N° 367 NA of April 07, 2006 from Samdech **HENG SAMRIN**, President of the National Assembly, requesting the Constitutional Council to examine the constitutionality of the amended Articles 15N and 48N of the Rules of Procedure of the National Assembly, letter received by the Secretariat General of the Constitutional Council on April 07, 2006 at 10:00 A.M.

Having heard the rapporteur,

Having deliberated in compliance with the law,

- Whereas following the Article 140N, paragraph 2, and sentence 1, of the Constitution which stipulates that “*The Rules of Procedure of the National Assembly, the Rules of Procedure of the Senate, and all the Organic Laws shall be sent to the Constitutional Council for the review before their promulgation,*” and following the Article 16 of the Law on the Organization and the Functioning of the Constitutional Council which provides that “*Once voted and before their promulgation, Organic Laws, Rules of Procedure of the National Assembly and the amendments to the Organic Laws and to the Rules of Procedure of the National Assembly shall be compulsorily submitted by the President of the National Assembly to the Constitutional Council for the control of their compliance with the Constitution.*”; the request N°367 NA of April 07, 2006 from Samdech **HENG SAMRIN**, President of the National Assembly, received by the Secretariat General of the Constitutional Council on April 07, 2006 is in conformity with the Constitution and

with the Law on the Organization and the Functioning of the Constitutional Council; and therefore admissible;

- Whereas the amendment of the Articles 15N and 48N of the Rules of Procedure of the National Assembly, adopted on April 07, 2006 in the 4th session of its 3rd legislature is not contrary to the Constitution.

Decides:

Article 1: The Amendment of the Articles 15N and 48N of the Rules of procedure of the National Assembly, adopted on April 07, 2006 in the 4th session of its 3rd legislature is declared constitutional.

Article 2: This decision made in the plenary session of the Constitutional Council in Phnom Penh on April 13, 2006 shall be final without recourse, shall have authority over all the instituted powers as stipulated in the Constitution, and shall be published in the “Journal Officiel.”

Phnom Penh, April 13, 2006
For the Constitutional Council
The President

Signed and Sealed

BIN CHHIN