

Technical Update

August 2008

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Prakas on employment of foreign workers

(No. 161, dated 16 July 2001)

The requirement for employing foreign workers is prescribed under Prakas No. 161 dated 16 July 2001 issued by the Ministry of Social Affairs, Labor, Vocational Training and Youth Rehabilitation (MoSALVY), which is now known as the Ministry of Labour and Vocational Training (MLVT).

The Prakas provides that, prior to employing foreign workers, employers must submit a request to the MLVT. The Prakas also specifies that prior to renewing the employment of its foreign workers for the following year, employers must submit a request to the MLVT before the end of each November.

The request should state clearly the following information:

- present number of Cambodian and foreign workers
- reasons for employing foreign workers
- number of foreign workers to be employed in the following year, including their positions and reasons for their employment.

The general guideline adopted by the MLVT is that the number of foreign workers should not exceed 10 percent of the total number of Cambodian workers.

Employers are therefore reminded to submit the request to the MLVT before 30 November 2008 in order to obtain approval for employment of foreign workers for the year 2009.

Failure to adhere to the above requirement by the employer may result in penalties imposed by the MLVT.

Notification on the real estate development business

(No. 021 MoEF, dated 19 August 2008)

The Ministry of Economy and Finance (MoEF) on 19 August 2008 issued Notification No. 021 MoEF to notify that physical and legal persons operating in the real estate development business (constructing residence, flat and condominium, selling land or renting land) must apply for a licence of real estate development from the MoEF.

The Prakas prescribes that the MoEF will take strict action against those who fail to apply for a real estate licence by 30 September 2008.

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