

DECISION OF THE ROYAL GOVERNMENT OF CAMBODIA
No. 70/SSR dated September 16, 2004
on determination of standards for utilization of land in zones 1 and 2
of Siem Reap/Angkor sites

Royal Government

Pursuant to:

- The Constitution of the Kingdom of Cambodia;
- The Royal Kram No. NS/RK/0709/001, dated July 13, 2004, promulgating the Addition to the Constitution to ensure the normal functioning of the National Institutions;
- The Royal Decree No. NS/RD/0704/124, dated July 15, 2004, on the appointment of the Royal Government of Cambodia;
- The Royal Kram No. 02/NS/94, dated July 20, 1994, promulgating the law on organization and functioning of the Council of Ministers;
- The Royal Kram No. NS/RK/0196/09, dated January 24, 1996, promulgating the law on creation of the Office of the Council of Ministers;
- The Royal Kram No. NS/RK/0196/26, dated January 25, 1996, promulgating the law on protection of cultural heritage;
- The Royal Kram No. NS/RK/0801/14, dated August 30, 2001, promulgating the Land law;
- The Royal Decree No. 001/NS, dated May 28, 1994, on zoning and management of Siem Reap – Angkor Area;
- The Royal Decree No. NS/RD/0295/12, dated February 19, 1995, on creation of the Authority for the Protection of Angkor and the Region of Siem Reap known as “APSARA Authority”;
- The Royal Decree No. NS/RD/0199/18, dated January 22, 1999, on modification of some provisions of the Royal Decree No. NS/RD/0295/12, dated February 19, 1995, on creation of the Authority for the Protection of Angkor and the Region of Siem Reap known as “APSARA Authority”, in order to comply with the provisions of the Royal Decree No. NS/RD/1297/91, dated December 31, 1997, on Legal Statutes of Public Administrative Institutions;
- The Royal Decree No. NS/RD/0904/287, dated September 20, 2004, on the amendment of articles 4 and 5 of the Royal Decree No. NS/RD/0199/18, dated January 22, 1999, on modification of some provisions of the Royal Decree No. NS/RD/0295/12, dated February 19, 1995, on creation of APSARA Authority;

- The Directive No 02 BB of the Royal Government, dated June 23, 2004, on prevention of anarchic activities in Angkor Sites, Siem Reap province;
- According to the emergency works on the zones of the Siem Reap/Angkor sites.

Hereby decides

Article 1

All the land in Zones 1 and 2 of Siem Reap-Angkor Sites is State public property, which the APSARA Authority has to manage, preserve, and develop in a sustainable manner.

Article 2

Standards for utilization of land in Zones 1 and 2 of Siem Reap/Angkor Sites shall be defined as follows:

- The citizens who have long been dwelling in the Zones may continue living there without being subject to any evacuation;
- The residents may renovate or repair dilapidated houses, or construct a new house to replace an old one, with authorization from APSARA Authority;
- The residents are entitled to manage the land, in ways such as the transfer of ownership from parents to their descendants or the sale of their property to other members of the village community, in order to cope with the difficulties of life. However, the sale or purchase of land by traders for their business activities with the aim of generating profits for their companies or for individuals, and the sale or purchase of land for the purpose of establishing hotels, restaurants, karaoke parlors etc. are strictly prohibited.

Article 3

The Ministry of Land Management, Urban Planning and Construction shall immediately instruct Siem Reap Provincial Department of Land Management, Urban Planning and Construction to implement the ownership transfer procedure of land/residences in Zones 1 and 2 after receiving certification from the APSARA Authority, which is the competent body in charge of the management, preservation and development of Siem Reap-Angkor Sites, especially Zones 1 and 2, in a sustainable manner.

Article 4

Any other provisions that contradict the decision herewith shall be considered null and void.

Article 5

Minister of the Office of the Council of Ministers, Co-Ministers of Interior, Co-Ministers of National Defense, Minister of Economy and Finance, Minister of Land Management, Urban Planning and Construction, ministers and secretaries of state, institutions, the General Directorate of APSARA Authority and the Governor of Siem Reap Province, shall implement this decision from the date of signature onwards.

Phnom Penh, November 16, 2004
Prime Minister
(Signature and stamp)

Hun Sen

CC:

- Ministry of the Royal Palace
- General Secretariat of the Senate
- General Secretariat of the National Assembly
- General Secretariat of the Royal Government
- Cabinet of Samdech Prime Minister
- Cabinet of His Excellency the Deputy Prime Minister
- As stipulated in Article 5
- Archives-Records