

**Kingdom of Cambodia**  
Nation Religion King

Royal Government of Cambodia  
No. 142 ANKR.BK

**Sub-Decree (Anukret)**  
**on**  
**the Establishment of the National Committee**  
**for Intellectual Property Rights**

- Having Seen the Constitution of the Kingdom of Cambodia;
- Having Seen the Royal Degree No. NS/RKT/0704/124 dated 15 July 2004 on the appointment of the Royal Government of Cambodia;
- Have Seen the Royal Degree (Royal Kram) No. 02/NS/94, dated 20 July 1994 on the Promulgation of Law on Organization and Functioning of the Council of Ministers;
- Having Seen the Royal Degree (Royal Kram) No. NS/RKM/0196/16 dated 24 January 1996 on the Promulgation of the Law on the Establishment of the Ministry of Commerce;
- Having Seen the Sub-Degree No.91 ONKr.BK dated 01 August 2007 on the Organization and Functioning of the Ministry of Commerce;
- Pursuant to the approvals of the Council of Ministers during its plenary session dated 29 August 2008.

**It Is Hereby Decided**

**Chapter I**  
**General Provisions**

**Article 1:**

To establish the National Committee for Intellectual Property Rights, called NCIPR.

**Article 2:**

The objective of this Sub-Decree is to stimulate and assure single national policy on intellectual property, and enhance a smooth cooperation between concerned ministries and institutions in preparing, disseminating, and enforcing laws and regulations of intellectual property rights, to comply with the commitments of the Kingdom of Cambodia during the accession to WTO, and receiving and utilizing effectively technical assistance related to intellectual property rights field from international organizations and other countries.

## **Chapter II**

### **Compositions and Duties**

#### **Article 3:**

The compositions of NCIPR are:

- The Minister of Commerce	Chairman
- Secretary of State of the Ministry of Industry, Mine and Energy	Deputy Chairman
- Secretary of State of the Ministry of Culture and Fine Arts	Deputy Chairman
- Representative of the Office of the Council of Ministers	Member
- Representative of the Ministry of Interior	Member
- Representative of the Ministry of Economy and Finance	Member
- Representative of the Ministry of Information	Member
- Representative of the Ministry of Post and Telecommunication	Member
- Representative of the Ministry of Health	Member
- Representative of the Ministry of Agriculture, Forestry and Fisheries	Member
- Representative of the Ministry of Environment	Member
- Representative of the Ministry of Justice	Member
- Representative of the Ministry of Education, Youth and Sport	Member
- Representative of the Ministry of Tourism	Member

#### **Article 4:**

The duties of NCIPR:

- To act as focal point in facilitating bilateral and multilateral cooperation on the field of intellectual property rights with other countries and international organizations;
- To smoothly coordinate works of intellectual property rights among responsible ministries;
- To stimulate drafting laws and regulations related to intellectual property rights to implement international agreements;
- To receive and utilize technical assistance related to the field of intellectual property rights from other countries and international organizations;
- To cooperate with responsible ministries in disseminating laws and regulations of intellectual property rights for public awareness, enforcement officials, and students through educational institutions;
- To cooperate with competent authorities and courts to prevent from and cease infringement of intellectual property rights;
- To study international agreements and conventions related to intellectual property rights to find out advantages and disadvantages to request to the Royal Government of Cambodia in advance for getting approval of the memberships;
- To report the result of its implementation to the Royal Government of Cambodia in each stage and at least one time a year.

#### **Article 5:**

Members of NCIPR shall be convened by chairman.

NCIPR is authorized to use the stamp of the Ministry of Commerce for its work.

#### **Article 6:**

NCIPR has a secretariat for its assistant, which consists of:

- Director of Department of Intellectual Property Rights as Head of Secretariat
- Technical officials of responsible ministries and institutions, prescribed in Article 3 as Members of Secretariat.

The office of the secretariat of NCIPR is located at the Department of Intellectual Property Rights of the Ministry of Commerce. If necessary, the Head of Secretariat of the NCIPR could assign any officials of the Department of Intellectual Property Rights as assistants.

**Article 7:**

NCIPR has separated budget which is annexed to the budget of the Ministry of Commerce. The budget and financial resource of NCIPR are:

- National budget, and
- Financed by local and foreign international organizations and other development partners.

### **Chapter III Final Provision**

**Article 8:**

Decision No. 16 SSR dated 22 February 1999 on the Establishment of the Ministerial Committee Governing the Three Areas of Intellectual Property Rights, and any provisions which contradict to this Sub-Decree shall be considered as null and void.

**Article 9:**

Minister in charge of the Office of the Council of Ministers, Minister of Economy and Finance, Minister of Commerce, Ministers/Secretaries of State of responsible Ministries/Institutions shall implement the Sub-Decree, according to its duties, from the date of signature.

Phnom Penh, 18 August 2008  
**Prime Minister**

Samdech Akka Moha Sena Padei Techo **Hun Sen**

**Cc:**

- Ministry of the Royal Palace
- General Secretariat of Constitutional Council
- General Secretariat of Senate
- General Secretariat of Assembly
- General Secretariat of Royal Government
- Cabinet of the Prime Minister
- Cabinet of the Deputy Prime Minister
- As Article 9
- Official Gazette
- Archives-Chronicle