

**PRAKAS (DECLARATION)
ON POWER DELEGATION OF DECIDE MAKING INSTEAD OF
MINISTRY FOR INVESTMENT PROJECT TO THE
MUNICIPAL-PROVINCIAL OF ENVIRONMENT**

Senior Minister –Minister of Ministry of Environment

- Has seen the Constitution of the Kingdom of Cambodia;
- Has seen the Royal Decree No. NS.RKT 0704/124 dated 15 July 2004 on the Formation of the Royal Government of Cambodia of the Kingdom of Cambodia;
- Has seen Preah Reach Kram No 02 NS.94 dated 20 July 1994, to allow using the Law on the Establishment and Implementation of the Council of Ministers;
- Has seen Preah Reach Kram No NS.RKM 0196.21 dated 24 January 1996, announcing to use the Law on the Establishment of the Ministry of Environment;
- Has seen Preah Reach Kram No NS.RKM 1296.36 dated 24 December 1996, announcing to use the Law on the Environmental Protection and Natural Resources Management;
- Have seen the Sub-decree N 57 ANKR.BK, dated on 25 September 1997 on Organizations and Functions of Ministry of Environment;
- Have seen the Sub-decree N 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 ANKR.BK, dated on 9 February 2005 on the Establishment of the Sub-committee on 24 Provincial Investment;

Hereby Decides and Orders

Article1

The Municipal-Provincial Department of Environment shall be tasked to review, and comment on the IEIA or Full EIA report of private individuals or private companies, joint-venture companies, public companies or ministries/government agencies as mentioned in this annex, which the investment capital is under US\$ 2.000.000 (two millions Dollar United State).

Article 2

The Municipal-Provincial Department of Environment shall have to follow up, monitor and take appropriate measures to ensure that Project's Owner will follow the Environmental Management Plan (EMP) during project construction, operation and closure as stated in the environmental impact assessment report approved.

Article 3

The Municipal-Provincial Department of Environment shall have to establish a technical group whom composition of Director, Deputy-Director of Provincial Department, all Office Chiefs and technical official to review and comment on the environmental impact assessment report before submit to line departments and relevant stakeholders meeting.

Article 4

The Municipal-Provincial Department of Environment shall develop the report and attach with a copy document profile of investment project to Ministry of Environment, while the department has accepted this document profile of the project, which required the environmental impact assessment report and to be approved by the sub-committee of Municipal-Provincial Investment.

Article 5

The Municipal-Provincial Department of Environment shall develop the report to Ministry of Environment about the implemented activities of case by case and attached with the copy document profile of the project related to the environmental impact assessment or environmental management plan.

Article 6

The Municipal-Provincial Department of Environment shall be tasked to take action of law for the project approved and on going with the investment capital is less than 2 millions Dollar United State, who violates or not obey any article of the sub-decree N 72 ANKR BK dated 11 August 1999 on the Environmental Impact Assessment Process.

Article 7

In case of the project owner commits a violation of the article 6, and the department is incapable or incompetent to identify the violation of the law. The Municipal-Provincial Department of Environment must inform and submit urgent the violation profile to Ministry of Environment for get comment.

Article 8

The Municipal-Provincial Department of Environment shall carry out strictly the sub-decree N 72 ANKR BK dated 11 August 1999 on the Environmental Impact Assessment Process.

Article 9

The Director of the Municipal-Provincial Department of Environment shall be responsible in front of the Minister of Ministry of Environment for the power delegation implementation as mentioned in the declaration.

Article 10

The technical department of Ministry of Environment shall nominate technical officials to strengthen and build capacity to the Municipal-Provincial Department of Environment officials to carry out its obligation strictly and efficiently.

Article 11

The technical department of Ministry of Environment shall nominate technical officials to control and audit on project implemented activities of each Municipal-Provincial to ensure efficiency of environmental protection.

Article 12

Technical General Department, Administrative General Department, Inspector General Department, Director of Concerned department under Ministry of Environment, Director of Concerned Municipal-Provincial Department of Environment shall comply with this Declaration from the date of its signature.

**Senior Minister-Minister of
Ministry of Environment**

**DR. MOK MARETH
BIOLOGY**

CC:

- Cabinet of Samdech Prime Minister
- Council of Ministers
- Council for Development of Cambodia
- Concerned Ministries
- Concerned Provincial and Municipal Halls
- As mentioned in the article 3
- Document recording government activity
- Documentation-Chronicle

List of the Projects for provincial level required an IEIA or EIA

No.	Type and activities of the projects	Size / Capacity
1	Industrial	
1.1	Food processing and caned	≥ 500 Tones/year
1.2	All fruit drinks manufacturing	≥ 1,500 Litres /day
1.3	Fruit manufacturing	≥ 500 ones/year
1.4	Orange Juice manufacturing	All sizes
1.5	Wine manufacturing	All sizes
1.6	Alcohol and Beer brewery	All sizes
1.7	Water supply	≥ 10,000 Users
1.8	Tobacco manufacturing	≥ 10,000 Boxes/day
1.9	Tobacco leave processing	≥ 350 Tones/ year
1.10	Sugar refinery	≥ 3,000 Tones /year
1.11	Rice mill and cereal grains	≥ 3,000 Tones /year
1.12	Fish, soy bean, chili, tomato sources	≥ 500,000 Litres/year
1.13	Textile and dyeing factory	All sizes
1.14	Garments, washing, printing, dyeing	All sizes
1.15	Leather tanning, and glue	All sizes
1.16	Sponge- rubber factory	All sizes
1.17	Plywood	≥ 100,000m ³ /year(log)
1.18	Artificial wood	≥ 1,000 m ³ /year (log)
1.19	Saw mill	≥ 50,000m ³ /year (log)
1.20	Paper factory	All sizes
1.21	Pulp and paper processing	All sizes
1.22	Tire factory	≥ 500 Tones /year
1.23	Rubber factory	≥ 1,000 Tones /year
1.24	Battery industry	All sizes
1.25	Chemical production industries	All sizes
1.26	Chemical fertilizer plants	≥ 10,000 Tones /year
1.27	Pesticide industry	All sizes
1.28	Painting manufacturing	All sizes
1.29	Liquid, powder, solid soaps manufacturing	All sizes
1.30	Fuel stations	≥ 20,000 Litres
1.31	Glass and bottle factory	All sizes
1.32	Bricks, roofing tile manufacturing	150,000 piece /month
1.33	Flooring tile manufacturing	90,000 piece /month
1.34	Calcium carbide plants	All sizes
1.35	Producing of construction materials(Cement)	900 tones/month
1.36	Cow oil and motor oil manufacturing	All sizes

1.37	Mechanical industries	All sizes
1.38	Mechanical storage factory	All sizes
1.39	Mechanical and shipyard enterprise	All sizes
1.40	Manufacturing of harms, barbed wires, nets	≥ 300 Tones/month
1.41	All kind of smelting	All sizes
1.42	Cotton manufacturing	≥ 15 Tones/month
1.43	Animal's food processing	$\geq 10,000$ Tones/year
2.	AGRICULTURE	
2.1	Logging	$\geq 5,000$ Hectares to 900 Hectares
2.2	Land covered by forest	≥ 500 Hectares to 900 Hectares
2.3	Agriculture and agro-industrial land	$\leq 9,000$ Hectares
2.4	Irrigation systems	$\geq 5,000$ Hectares
2.5	Drainage systems	$\geq 5,000$ Hectares
2.6	Fishing ports	All sizes
3.	TOURISM	
3.1	Tourism areas (exclude protected area)	≥ 50 Hectares
4.	INFRASTRUCTURE	
4.1	Urbanization development	All sizes
4.2	Restaurants	≥ 500 Seats
4.3	Hotels	≤ 100 Rooms