

# Kingdom of Cambodia

## Nation Religion King



MINISTRY OF COMMERCE

No. 057 MOC/SM 2013

### **PRAKAS**

**On**

### **The determination of the par value of shares in accordance with the articles 143 and 144 of the Law on Commercial Enterprises**

**\* \* \* \* \***

#### **Senior Minister and Minister of Commerce**

- Having seen the Constitution of the Kingdom of Cambodia;
- Having seen the Preah Reach Kret No. NS/RKT/0908/1055 on 25 September 2008 on the Appointment of the Royal Government of the Kingdom of Cambodia;
- Having seen the Preah Reach Kram No. 02/NS/94 on 20 July 1994 promulgating the Law on the Organization and Functioning of the Council of Ministers;
- Having seen the Preah Reach Kram No. NS/RKM/0196/16 on 24 January 1996 promulgating the Law on the Establishment of the Ministry of Commerce;
- Having seen the Preah Reach Kram No. NS/RKM/0695/04 on 18 November 1999 promulgating the Law on the Commercial Rules and the Commerce Register;
- Having seen the Preah Reach Kram No. NS/RKM/0605/019 on 19 June 2005 promulgating the Law on the Commercial Enterprises;
- Having seen the Anukret No. 91/ANKr/BK on 01 August 2007 on the Organization and Functioning of the Ministry of Commerce;
- Having seen the Prakas No. 209 MOC/SM2007 on 18 September 2007 on the Organization and Functioning of the Department of Legal Affairs;

- Having seen the Prakas No. 208 MOC/SM2007 on 18 September 2007 on the Organization and Functioning of the Department of Business Registration;
- In reference to the necessary of Ministry of Commerce;

## **HEREBY DECIDES**

### **Article 1: Purpose**

The purpose of this Prakas is to facilitate the determination of the par value of the shares of the company making the public offer of securities in accordance with the articles 143 and 144 of the Law on Commercial Enterprises.

### **Article 2: Scope**

This Prakas applies only to the companies making the public offer of securities.

### **Article 3: Par value of shares**

Any company which makes the public offer of securities pursuant to the Law on the Issuance and Trading of Non-Government Securities and other relevant laws and regulations can determine or change the par value of its shares to less than 4,000 (four thousands) Riels.

Any company which does NOT make the public offer of securities shall NOT change the par value of its shares to less than 4,000 (four thousands) Riels.

### **Article 4: Conditions**

The company which makes the public offer of securities and the company which intends to make the public offer of securities at a par value of less than 4,000 (four thousands) Riels shall submit the application to the Ministry of Commerce in order to change the par value of the shares by the amendment of the articles of incorporation.

### **Article 5: Final Provisions**

Any Prakas and provisions contrary to this Prakas are hereby abrogated.

## **Article 6:**

Director of Cabinet, General Department of Domestic Trade, General Department of Administration and Finance, Department of Business Registration, Department of Legal Affairs, and other related units shall implement this Prakas from the date of signing.

Phnom Penh, 31 January 2013

**Senior Minister and Minister of Commerce**  
(Signed and Sealed)

**H.E. MR. CHAM PRASIDH**

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