

Formalities and Procedures for Issuance of Occupancy Certificate for Construction Built Prior to the Enforcement of Construction Law



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On 06 December 2019, the Ministry of Land Management, Urban Planning and Construction ("MLMUPC") issued Prakas No. 177 on Formalities and Procedures for Issuance of Occupancy Certificate for Construction Built Prior to the Enforcement of Construction Law (the "**Prakas**").

The Prakas applies to construction built without a permit, construction that does not comply with the permit, and construction built with a permit but without a compliance certificate or site closing permit. Owners of construction requiring a permit must apply to the MLMUPC for an Occupancy Certificate within two years after Construction Law comes into force. Owners of construction built prior to 20 December 1997 may also apply for an Occupancy Certificate. In addition, construction completed after 03 April 2015 may obtain an Occupancy Certificate only after the owner has paid applicable provisional fines.

An Occupancy Certificate may be suspended or revoked following a report on the quality and safety of the construction issued by competent authority. Any person affected to a decision of the competent authority regarding the issuance, suspension or revocation of an Occupancy Certificate is entitled to lodge an appeal against such a decision with the competent authority or court.

The Prakas also sets out procedure and necessary documents for submitting and obtaining the Occupancy Certificate.

For further details, a copy of the Prakas in Khmer language can be downloaded from the link below. Should you have any queries, please contact us at info@sxhlaw.com.



[PRAKAS](#)

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