

LEGAL UPDATE

I. OVERVIEW

Cambodia has adopted new regulations with respect to the current trade relation with the United States. These new regulations are as follows:

- Prakas No. 047 dated 30 April 2025 on the Procedures for Applying and Issuing Origin Certification Letter for the Export of Certain Goods to the US;
- Inter-Ministerial Prakas dated 30 April 2025 on Prevention Measures of Origin Frauds for the Export of Certain Goods to the US; and
- Announcement dated 30 April 2025 on the Implementation of Measures for the Export of Certain Goods to the US;

This Legal Update will highlight the above changes.

II. ORIGIN CERTIFICATION LETTER (OCL) FOR THE EXPORT TO THE US

On 30 April 2025, the Ministry of Commerce (MOC) issued Prakas No. 047 on the Procedures for Applying and Issuing OCL for the Export of Certain Goods to the US effective from 12 May 2025. This Prakas will complement the existing legal documentation for the prevention of origin fraud for the export to the US.

Scope

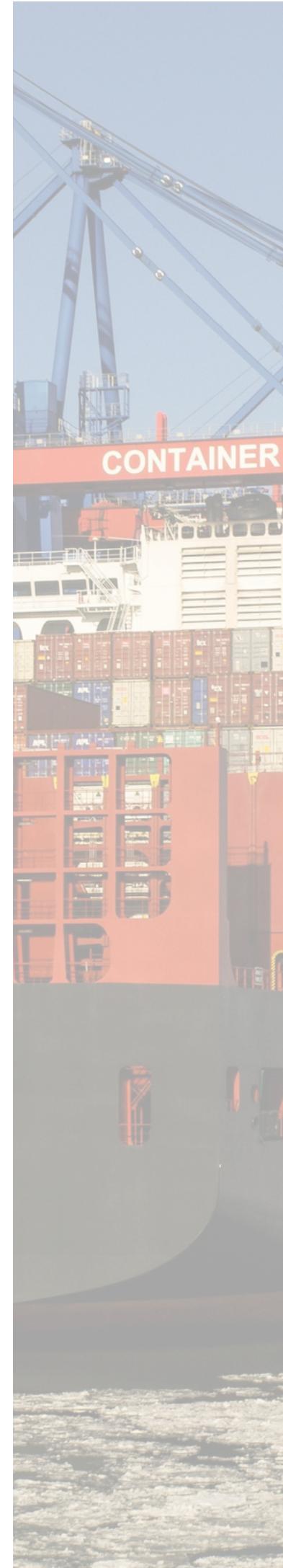
This regulation is applicable to all producers and/or exporters who are exporting certain goods (as listed in Annex I of the Prakas) originating in Cambodia to the United States.

Procedures

The producers/exporters need to register to use the CO automation system of the MOC via this website (<https://co.moc.gov.kh/>) before applying for the OCL.

The initial issuance of the aforesaid OCL shall be subject to an on-site inspection of the origin compliance at the business premises or production site by mandated MOC officials.

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The detailed procedures are specified in the Standard Operation Procedures (SOP) listed in Annex II of this Regulation. The key procedures and mechanisms include:

- Procedures for initial on-site inspection
- Procedures for subsequent issuance of the OCL
- Responsibilities of producers and/or exporters in providing required documents
- Mechanism for information and data exchange for the verification between relevant ministries and institutions
- Mechanism for inspection and enforcement based on risk assessment or in response to complaint
- Cooperation mechanism with competent authorities of the importing country.

The issuance of the aforesaid OCL is under the mandated authority of the General Directorate of Trade Support Services. This application is not subject to a public service fee.

III. PREVENTION MEASURES OF ORIGIN FRAUDS FOR THE EXPORT TO THE US

On 30 April 2025, the Ministry of Economy and Finance (MEF) and the Ministry of Commerce (MOC) issued the Inter-Ministerial Prakas on Prevention Measures of Origin Frauds for the Export of Certain Goods to the US effective from 12 May 2025. It aims to prevent origin frauds and promote transparency for the enforcement of the Law on Rules of Origins for export to the US.

Scope

This regulation is applicable to all producers and/or exporters exporting certain goods originating in Cambodia to the US.

Measures

The producers and/or exporters are required to apply for an Origin Certification Letter (OCL) as per Prakas No. 047 dated 30 April 2025 on Procedures for Applying and Issuing OCL for the Export of Certain Goods to the US. The producers and/or exporters are required to attach this OCL in the course of filling for the Customs Declaration for the aforesaid export.

Producers and/or exporters are subject to sanctions set out in the Law on Rules of Origin and the Law on Customs for the guilt of origin fraud of goods in any form, including offenses related to the concealment of transshipment operations.

IV. IMPLEMENTATION OF MEASURES FOR THE EXPORT OF CERTAIN GOODS TO THE US

On 30 April 2025, the Ministry of Commerce (MOC) issued an Announcement on the Implementation of Measures for the Export of Certain Goods to the US. The MOC aims to inform the producers and exporters that the Prakas No. 047 on the Procedures for Applying and Issuing Origin Certification Letter for the Export of Certain Goods to the US and the Inter-Ministerial Prakas on Prevention Measures of Origin Frauds for the Export of Certain Goods to the US will be effective on 12 May 2025. These Prakas aim to prevent origin fraud and to strengthen transparent enforcement of the Law on Rules of Origin for the exports of certain goods to the US market. The above Origin Certification Letter is not subject to a public service fee.

*This Legal Update is a general information only and is not considered as legal advice or opinion. If you require any further information or have any questions, please contact **Mr. HOUN Vannak**, managing partner of **RHTLaw Cambodia**.*

OUR MANAGING PARTNER



Mr. HOUN Vannak
Managing Partner

Mobile: +(855) 12 737 123
Office: +(855) 23 886 616
Email: vannak.houn@rhtlawcambodia.com

AUTHOR



Mr. SAT Sokvisal
Senior Associate

Mobile: +(855) 60 333 161
Office: +(855) 23 886 616
Email: sat.sokvisal@rhtlawcambodia.com