

Kingdom of Cambodia
Nation Religion Monarch

TELECOM ACT

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- (b) Formulate and effect the establishment of telecommunication network to be available during emergency and national disaster.
- (c) Issue licences in a transparent manner consistent with this Act and in accordance with the policies set by the Minister,
- (d) Monitor and take necessary measures for the compliance by network and service providers and the public to the telecom regulations;
- (e) Furnish reports to the Minister to Government and the national Assembly in accordance with their requirements.

Article 19 The holder of an individual or class licensee may not transfer to any other party unless the prior written approval of the Telecom Authority has been granted.

Article 20 The Telecom Authority may :
(1)

- (a) the person holds a licence to use such frequencies, except those frequencies expressly exempted by the Telecom Authority.
- (b) the apparatus used has a type approval issued by the Telecom Authority.
- (c) the use of the spectrum complies with this Act and all subsidiary regulations under this Act.

Article 29 The Telecom Authority shall create and administer the allocation of service numbers.

Article 30 (1) The Telecom Authority may appoint a specified person or institution to manage or maintain an integrated public number database or an integrated electronic address database.

(2) A person or institution specified under subsection (1) shall provide non-discriminatory commercial access to the database to every operator.

(3) The Telecom Authority shall guide a person or institution specified under subsection 1 on how to do the tasks specified in subsection 2.

PART V PROVISION OF SERVICE

Article 31 The Telecom Authority shall institute a mechanism to encourage construction

Article 36 The reports furnished by the Telecom Authority to the Government shall include, among others, the following points :

- (a) the efficiency in which licensees provide facilities and services;
- (b) the quality of services;
- (c) the rates paid by consumers for services;
- (d) the adequacy of services and availability of services in all parts of Cambodia;
- (e) other matters that the Telecom Authority is satisfied are relevant.

PART VI USE OF LAND

Article 45 (1) No person may by telecommunication means with or without disclosing his identity annoy, abuse, threaten or harass any person.

(2) No person may permit another person to do an activity described in paragraph (1), over which situation he may have control.

Article 46 (1) No person may

(a) intercept, attempt to intercept, or procures any other person to intercept or attempt to intercept, any communications;

(b) disclose, or attempt to disclose, to any other person the contents of any communications;

without lawful authority from the higher authority.

Article 47 (1) No person may distribute any broadcast signal without paying an appropriate licence fee to the signal owner.

Article 48 No person may or order others to :

(a) Enter ID codes of others directly through communication device to deactivate or to change the functioning of specific computers.

(b) Enter information or instruction directly or through communication device to lift the normally imposed control hence render such computer without control.

Article 49 (1) No person may :

(a) use any non-type approved equipment or device;

(c) has in his possession any non-type approved equipment or device and intend to install for use such equipment or device; or

(c) offer or sell or has in his possession with a view to supply any such non-type approved equipment or device.

Article 74 In accordance with the national interest during international crises the Telecom Authority may order for an instrument to be installed for the purpose of listening to the conversation and the Telecom Authority may order the owner of encryption software to disclose the encryption code enabling the Telecom Authority to monitor the communication.

PART X OFFENCES AND PENALTIES

Article 75 Any person that commits offence described in article 14 shall be liable to pay penalty fee between 50 and 1000 million Riel or imprisonment between 6 months and 15 years.

Article 76 Any person that commits offences described in article 19, 21, 23, 42, 47 or 48 shall be liable to pay penalty fee between 300 and 300 million Riel and or imprisonment between 6 months and 10 years.

Article 77 Any person that commits offence described in article 24, 28, 41, 49 or 69 shall be liable to pay penalty fee between 20 and 100 million Riel and or imprisonment between 6 months and 5 years.

Article 78 Any person that commits offence described in article 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100 shall be liable to pay penalty fee between 20 and 100 million Riel and or imprisonment between 6 months and 5 years.

