PRAKAS
ON
FEES FOR BANKING AND FINANCIAL INSTITUTIONS

The Governor of the National Bank of Cambodia

- With reference to the Constitution of the Kingdom of Cambodia;
- With reference to the Royal Decree NS/RKT/0412/337 of April 17, 2012 on the reappointment of His Excellency Chea Chanto as Governor General of the National Bank of Cambodia, equivalent to Senior Minister;
- With reference to the Royal Kram NS/RKM/0196/27 of January 26, 1996 promulgating the Law on Organization and Conduct of the National Bank of Cambodia;
- With reference to the Royal Kram NS/RKM/1206/036 of December 29, 2006 promulgating the Law on the Amendment of article 14 and 57 of Organization and Function of the National Bank of Cambodia;
- With reference to the Royal Kram NS/RKM/1199/13 of November 18, 1999 promulgating the Law on Banking and Financial Institutions;
- With reference to the Royal Kram CS/RKM/0897/03 of August 22, 1997 promulgating the Law on Foreign Exchange;
- With reference to the Royal Kram NS/RKM/0609/008 of June 20, 2009 promulgating the Law on Financial Lease;
- With reference to Prakas N° B1-010-194 Prokor dated 26 November 2010 on the amendment of Article 3, Article 4, Article 5, Article 12 and Article 13 of Prakas on Organization Structure of the National Bank of Cambodia and all departments of the National Bank of Cambodia;
- Pursuant to the recommendation made by National Bank of Cambodia Management meeting 23 May 2013.

Decides

Article 1:

The purpose of this Prakas is to determine license fee, letter of approval fee, information fee, processing fee, amendment fee for the Memorandum and Article of Association, share transfer fee, fee for capital increase and capital decrease for the banking and financial institutions hereby refer to “Institution”.
Article 2:

Technical terms set out in this Prakas as follows:

- Head office and branch of foreign bank is the centralized office of the institution registered with the Ministry of Commerce and licensed by the National Bank of Cambodia.
- Capital city, provincial and city branch is the office operated in the capital city, province or city, and licensed by the National Bank of Cambodia.
- District branch is the office operated in district, and licensed by the National Bank of Cambodia.
- Sub branch of Capital city, provincial and city is the office of foreign institution operated in capital city, province and city, under control of the centralized office in the Kingdom of Cambodia and licensed by the National Bank of Cambodia.
- Service post is the office which activities involved with the information, relationship or representative of institution in city, district, and village, and licensed by the National Bank of Cambodia. This service post shall not conduct any banking operations.

Article 3:

Foreign bank branch shall pay annual license fees as follows:

1. Foreign Commercial bank branch
   a. Branch
   b. From 1<sup>st</sup>-7<sup>th</sup> capital city, provincial and city sub branches for each sub branch KHR 150 million
   c. From 8<sup>th</sup> capital city, provincial and city sub branch for each sub branch KHR 100 million
   d. From 8<sup>th</sup> capital city, provincial and city sub branch for each sub branch KHR 40 million

2. Foreign Specialized bank branch
   a. Branch
   b. From 1<sup>st</sup>-7<sup>th</sup> capital city, provincial and city sub branches for each sub branch KHR 70 million
   c. From 8<sup>th</sup> capital city, provincial and city sub branch for each sub branch KHR 40 million
   d. From 8<sup>th</sup> capital city, provincial and city sub branch for each sub branch KHR 20 million

Foreign bank branch shall not allow setting up district branch and service post.

Article 4:

The institution shall pay annual license fees as follows:

1. Commercial bank
   a. Head office
   b. From 1<sup>st</sup>-7<sup>th</sup> capital city, provincial and city branches for each branch KHR 150 million
   c. From 8<sup>th</sup> capital city, provincial and city branch for each branch KHR 100 million
   d. District branch for each branch KHR 40 million
   e. Service post KHR 1 million

2. Representative office of foreign bank KHR 100 million
3. Specialized bank:
   a. Head office KHR 70 million
   b. From 1st-7th capital city, provincial and city branches for each branch KHR 40 million
   c. From 8th capital city, provincial and city branch for each branch KHR 20 million
   d. District branch for each branch KHR 5 million
   e. Service post KHR 0.5 million

4. Microfinance Deposit Taking Institution (MDI):
   a. Head office KHR 70 million
   b. From 1st-7th capital city, provincial and city branches for each branch KHR 40 million
   c. From 8th capital city, provincial and city branch for each branch KHR 20 million
   d. District branch for each branch KHR 5 million
   e. Service post KHR 0.5 million

5. Microfinance Institution (MFI):
   a. Head office KHR 20 million
   b. From 1st-7th capital city, provincial and city branches for each branch KHR 5 million
   c. From 8th capital city, provincial and city branch for each branch KHR 1 million
   d. District branch for each branch KHR 0.5 million
   e. Service post KHR 0.2 million

6. Financial Leasing Company:
   a. Head office KHR 20 million
   b. Financial leasing company branch KHR 5 million

7. Credit Bureau KHR 40 million

8. Money Changer
   a. Head office KHR 10 million
   b. Branch KHR 1 million

9. Authorized Letter for Money Changer

10. External Audit KHR 20 million

11. Third Party Processor KHR 20 million

**Article 5:**

The annual license fees shall be paid before 15th of January.

The licensed institution or authorized letter business shall pay yearly license fees as follows:

- In the first quarter : shall pay license fee in full
- In the second quarter : shall pay three quarters of license fee
- In the third quarter : shall pay two quarters of license fee
- In the fourth quarter : shall pay a quarter of license fee

**Article 6:**

Any information and processing fee related to licensing and authorized letter procedures shall be paid in advance as follows:

1. Commercial Bank, Foreign Bank Branch, Representative Office, and Specialized Bank:
2. MDI, MFI and Financial Leasing Company:
   a. Information fee KHR 0.5 million
   b. Processing fee KHR 2.5 million

3. Money Changer:
   a. Processing fee for license KHR 0.2 million
   b. Processing fee for authorized letter KHR 0.1 million

4. External Audit:
   a. Information fee KHR 0.5 million
   b. Processing fee KHR 4 million

5. Third Party Processor:
   a. Information fee KHR 0.5 million
   b. Processing fee KHR 2 million

**Article 7:**

The institution shall pay in advance the processing fee for setting up capital city, provincial and city branch and sub-branch as stated in Article 6 of this Prakas.

**Article 8:**

The institution shall pay amendment fee for the Memorandum and Article of Association as follows:

1) Commercial Bank
   - For one page KHR 2 million
2) Specialized Bank
   - For one page KHR 1.5 million
3) MDI
   - For one page KHR 1 million
4) MFI
   - For one page KHR 0.5 million
5) Financial Leasing Company
   - For one page KHR 0.5 million

**Article 9:**

Any request for change in license is subject to pay fee of KHR 2 million.

**Article 10:**

Any request for certified letter for license, capital and shareholder is subject to pay fee of KHR 1 million for each letter except relevant authorities.

**Article 11:**

Any transfer of share of the institution, the transferor shall pay transfer fee of zero point five percent (0.5%) of face value of the share transfer.
Article 12:

Any capital increase of the institution, the increased party shall pay fee of zero point zero three percent (0.03%) of the amount increased.

Article 13:

Any capital decrease of the institution, the decreased party shall pay fee of one percent (1%) of the amount decreased.

Article 14:

Failure to comply with any of the provisions in this present Prakas, the institution is subject to sanctions and penalties in accordance with existing Laws.

Article 15:

Any other provisions contrary to this Prakas are hereby repealed.

Article 16:

The General Secretariat, the General Directorate of Supervision, the Technical General Directorate, the General Inspection, the General Cashier, all departments of the National Bank of Cambodia, and all Banking and Financial Institutions under the National Bank of Cambodia’s supervisory authority shall strictly implement this Prakas.

Article 17:

This Prakas shall have effect from the signing date.

Phnom Penh, 30 May, 2013

Governor

Signed and sealed: Chea Chanto

Cc:

- All members of the Board of Directors
- As stated in article 16 “for implementation”
- Files - archives
- The Board of Directors
- Council of Minister
  “for information”
- Administrative Department of CM
  “for publication in the National Gazette”