



**KINGDOM OF CAMBODIA
NATION RELIGION KING**



**ROYAL GOVERNMENT
No. 01 SD.E**

**SUB-DECREE
ON
ESTABLISHMENT OF SOCIAL SECURITY SCHEME ON HEALTH CARE
FOR PERSONS DEFINED BY THE PROVISIONS OF THE LABOUR LAW**

ROYAL GOVERNMENT

- Having seen the Constitution of Kingdom of Cambodia;
- Having seen Royal Kret No. NS/RKT/0913/903, dated 24 September 2013, concerning the Nomination of the Royal Government of Kingdom of Cambodia;
- Having seen Royal Kret No. NS/RKT/1213/1393, dated 21 December 2013, concerning the Revision and Addition of the Compositions of Royal Government of Kingdom of Cambodia;
- Having seen Royal Kram No. 02/NS/94, dated 20 July 1994, promulgating the Law On the Organization and Functioning of the Council of Ministers;
- Having seen Royal Kram No. NS/RKM/0105/003, dated 17 January 2005, promulgating the Law on the Establishment of the Ministry of Labour and Vocational Training;
- Having seen Royal Kram No. NS/RKM/0196/18, dated 24 January 1996, promulgating the Law on the Establishment of the Ministry of Economy and Finance;
- Having seen Royal Kram No. CHS/RKM/0397/01, dated 13 March 1997, promulgating the Labour Law;
- Having seen Royal Kram No. NS/RKM/0902/018, dated 25 September 2002, promulgating the Law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law;
- Having seen Royal Kret No. NS/RKT/0815/872, dated 08 August 2015, concerning the Judicial Statute of the Public Administrative Establishment;
- Having seen Sub-Decree No. 283 SD.E, dated 14 November 2014, concerning the Organization and Functioning of the Ministry of Labour and Vocational Training;
- Having seen Sub-Decree No 488 SD.E, dated 16 October 2013, concerning the Organization and Functioning of the Ministry of Economy and Finance;
- Having seen Sub-Decree No. 16 SD.E, dated 02 March 2007, concerning the Establishment of the National Social Security Fund;
- Reference to the Proposal of the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Economy and Finance.

HEREBY DECIDED
CHAPTER 1
GENERAL PROVISIONS

Article 1..

This sub-decree aims to establish the social security scheme on Health Care in accordance with the law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law.

Article 2..

This sub-decree intends to organize the benefit system for providing health prevention service benefit, medical care benefit, and daily allowance to the NSSF members for the duration of the work suspension due to medical treatment or other non-occupational accidents and maternity leave.

Article 3..

This sub-decree covers to the persons defined by the provisions of the labour law as well as spouse and children under the burden of employee, the NSSF member, and the NSSF members who have entitlement to permanent disability pension and survivors.

Article 4..

In this sub-decree:

- The term **Health Care** refers to the social health insurance with providing health prevention service benefit, medical care benefits, and daily allowance for the duration of the work suspension due to medical treatment or other non-occupational accidents and maternity leave.
- The term **Benefit** refers to the provision of health prevention service, medical care service, and daily allowance in case of medical treatment or other non-occupational accidents and maternity leave.
- The term **Spouse** refers to wife or husband possesses the legitimate marriage certificate.
- The term **Survivors** refer to spouse and children under the burden of person concerned, the NSSF member, who died due to occupational risk.

CHAPTER 2
COMPETENT AUTHORITY

Article 5..

The National Social Security Fund (NSSF) is a unique implementer responsible for administering and managing the social security schemes on Health Care for Persons Defined by the Provisions of the Labour Law.

Article 6..

The Supreme Council, as a regulator for social security system, shall be partly established by sub-decree with a view to managing, inspecting, monitoring all operational managements and administering the social security schemes on Health Care of NSSF, and defining the social security system development policy.

**CHAPTER 3
CONTRIBUTIONS, BENEFITS, AND RESERVES OF HEALTH CARE**

**SECTION 1
CONTRIBUTION OF HEALTH CARE**

Article 7..

Employers and employees under the Provisions of the Law on Social Security Schemes for Persons Defined by the Provisions of the Labour Law are compulsory to pay contribution to NSSF. The part of workers' contribution shall not exceed employers'.

Contribution rate of the health care, formalities and procedures of this contribution payment shall be issued by Prakas of the Minister of Ministry of Labour and Vocational Training with the approval of the Minister of Ministry of Economy and Finance with the proposal of the NSSF Governing Body.

**SECTION 2
BENEFITS OF HEALTH CARE**

Article 8..

Benefits of health care regulated in this sub-decree consist of health prevention services, medical care services, and daily allowance for the duration of the work suspension due to medical treatment or other non-occupational accidents and maternity leave.

The pending types of services and diseases in the health care benefits shall be regulated by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

The formalities and procedures of the provision of health care benefits shall be prescribed by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

The payment mechanism for health prevention and medical care services shall be set by Joint Prakas between the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Health with the proposal of the NSSF Governing Body.

Article 9..

The entitlement of health care benefits shall be complied with the conditions in relation to a qualifying period of insurance and waiting period in which these conditions shall be regulated by Prakas of the Minister of Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

**SECTION 3
RESERVE FUND OF HEALTH CARE**

Article 10..

The minimum of the reserve fund for health care shall be equal to the amount of benefit expenditures in a period of the last one year.

**CHAPTER 4
ACCREDITATION AND QUALITY ASSURANCE OF HEALTH FACILITIES' SERVICES**

**SECTION 1
ACCREDITATION**

Article 11..

Medical care services shall be granted by the health facilities recognized by the Ministry of Health and signed the agreement with NSSF.

The quality accreditation of medical care shall be pursuant to the principles determined by the Ministry of Health.

**SECTION 2
QUALITY ASSURANCE**

Article 12..

Service quality of health facilities shall be inspected and monitored by the Medical Committee of NSSF.

Compositions and roles of the Medical Committee of NSSF shall be regulated by Joint Prakas between the Minister of Ministry of Labour and Vocational Training and the Minister of Ministry of Health with the proposal of the NSSF Governing Body.

**CHAPTER 5
IMPLEMENTATION PHASE**

Article 13..

For the initial phase, health care provision shall be only granted to the NSSF member and survivors.

The health care provision for spouse and children under the dependent of person concerned shall be implemented subsequently in pursuance of situation, society, and actual economy regulated by Prakas of the Ministry of Labour and Vocational Training with the proposal of the NSSF Governing Body.

**CHAPTER 6
FINAL PROVISIONS**

Article 14..

Minister in charge of the Office of the Council of Ministers, Minister of Economy and Finance, Minister of Labour and Vocational Training, Minister of Health, Minister of Public Service, all relevant Ministers and Heads of Institutions, and Executive Director of the National Social Security Fund shall comply with this sub-decree respectively from the date of signature.

Phnom Penh, 06 January 2016

Prime Minister

Samdech Akka Moha Sena Padei Techo HUN Sen

Having Informed

Samdech Akka Moha Sena Padei Techo Prime Minister

Minister of Economy and Finance

Minister of Labour and Vocational Training

AUN Pornmoniroth

ITH Samheng

Receiving places:

- Ministry of Royal Palace
- General Secretariat of the Council of Constitution
- General Secretariat of the Senate
- General Secretariat of the National Assembly
- General Secretariat of the Royal Government
- Cabinet of Samdech Prime Minister
- Cabinet of Samdech, His/Her Excellency and Deputy Prime Minister
- Article 14
- Royal Gazette
- Documents and Archives