



Law For State Land Management In Cambodia

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State Land Inventory

“The State does not know what land it has or wants” (LIC 2007).

Land as “terra nullius”
in Cambodia?



Property Rights

Problems with the “Property Rights”:

Combat market failures by generalizing a regime of exclusive and tradable property rights?

Increase in efficiency with private property? How to reduce transaction costs?



State Land Management
is the management of
State public land.

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Public or private?

Public or private property
for land in Cambodia?

Or no property at all?



Legal Framework

Land Law:

State public, State private
and private land

Constitution:

Private Property-oriented

Sub-Decree:

No. 118: State Land Management



Art. 44 Cambodian Constitution

„All persons, individually or collectively,
shall have the rights to own property.
(...)“

Legal private ownership shall be
protected by law.

Expropriation (...) shall be exercised
only in the public interest as provided
for by law (...).“



Cambodian Land Law 2001

- Private and Public Ownership (14,15,17)
- Principles of Ownership (4, 8, 66)
- Land Concessions (48-62)
- Ownership and Possession (29-47)
- Leasing (106-113)
- Co-Ownership (175-185)
- Immovable Property (2)
- Land Administration (226-246)



Land = Property = Liberty?

Tenure security = Private Property?

Property = Liberty?



The Holy Land

“No man made the land” (Mill)



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Anarchy encroachment

“Don't encroach my land”:

Problems with social and
economic land concessions



Land as Common Good

Natural Resources as
Common Public Property?

Land as Common
Heritage of Mankind?



Thank you!

Questions, please?

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