



ក្រុមប្រឹក្សាសវនករកម្ពុជា
THE ARBITRATION COUNCIL

DECISION

ARBITRATION COUNCIL

- Having considered the Constitution of the Kingdom of Cambodia;
- Having considered Preah Reach Krom No. 0704/001, dated 31 July 2004 promulgating additional provisions to the Constitutional Law directed at ensuring the normal functioning of national institutions;
- Having considered Preah Reach Kret (Royal Decree) No. 0704/142, dated 15 July 2004 on the formation of the Royal Government of Cambodia;
- Having considered Preah Reach Krom No. 0397/01 promulgating the Labour Law;
- Having considered Prakas No. 099, dated 21 April 2004 on the Arbitration Council;
- Having considered the non-conciliation report No. 1511, dated 16 October 2006;
- Having considered case 95/06, dated 16 October 2006 from the Secretariat of the Arbitration Council;
- Having considered the minute of the collective labour dispute conciliation, dated 11 October 2006;
- Having considered invitation No. 447, dated 19 October 2006 from the Secretariat of the Arbitration Council to the worker party to attend the hearing;
- Having considered invitation No. 446, dated 19 October 2006 from the Secretariat of the Arbitration Council to the employer party to attend the hearing;
- Having considered invitation No. 483, dated 2 November 2006 from the Secretariat of the Arbitration Council to the worker party to attend the second hearing (where the worker party was absent);
- Having considered invitation No. 484, dated 2 November 2006 from the Secretariat of the Arbitration Council to the employer party to attend the second hearing;
- Having considered the notification of the Bright Sky Company on the temporary closure of its establishment to night-shift workers, dated 17 October 2006;
- Having considered the notification of the Bright Sky Company on the closure of its night-shift operation, dated 20 October 2006;

- Having considered the minute of the meeting on the closure of the night-shift operation at the Bright Sky Company, which was attended by representatives of the Ministry of Labour and Vocational Training, the workers and the employer, dated 24 October 2006;
- Having considered that both parties reached an agreement to end the employment relationship between the workers and the employer, which leads to the dispute [before the Arbitration Council] to be dismissed.

DECISION

- 1 – Dismiss case 95/06 – Bright Sky;
- 2 – This decision is valid from the date of signature.

Phnom Penh, 14 November 2006

Arbitration Council

PEN BUNCHHEA

YOU SUONTY

ANN VIREAK