

**Lao People's Democratic Republic**  
**Peace Independence Democracy Unity Prosperity**  
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**Prime Minister**

No. 07/PM  
Vientiane Capital, dated 05 April 2017

**Order**  
**on the Registration of Property sentenced by the Court**  
**to confiscate to the State**

**To:** - **Ministers and heads of equivalent ministries**  
- **Mayor of Vientiane Capital and Provincial Governors across the country.**

- Pursuant to the Law on the Government of the Lao PDR (Revised) No. 04 / NA, dated 08 November 2016;
- Pursuant to the Law on State Assets (Revised) No. 14 /NA, dated 05 July 2012;
- Pursuant to the Law on the Implementation of Court Judgment No. 04 / NA, dated 25 July 2008;
- Pursuant to the report of the Ministry of Finance No. 3607 / MOF, dated 22 October 2015;

To increase the inspection of the implementation of laws and regulations to ensure the effectiveness aiming at asset management, money, gold, other valuable objects, as well as vehicles and equipment that the court sentenced and confiscated to the state in order to register, create a centralized management account, divide for utilization, and disposal these assets to the state budget.

**The Prime Minister has issued the Order**

1. The Court's Order Enforcement Organization should submit the accounts and all information on the confiscated property to the state under their responsibility to the financial sector for listing accounts and registration as state property by filling out a form in accordance with the financial sector.
2. The division of utilization and disposal of property confiscated to the state shall be as follows:
  - Non-drug-related assets, when properly registered and listed in the state property account, the assets are handed over to the financial sector with each level should report to their higher authorities to agree to divide utilizations or sell these state assets to put money into the budget;

- The Court's Order Enforcement Organization must provide the information to the financial sector within 7 days from the date of recording the implementation of the court judgment;
- All types of assets, including money related to drugs, when properly registered and listed as state property, the financial sector shall report to the higher level for consideration, division of management, utilization and sale.

Money received from the auction of the property will be handed over to the Fund for the Drug Control and Prevention 70% and 30% to the state budget in accordance with (Article 50) of the Law on Drug and (Article 6) of the Fund for Drug Control and Prevention.

The implementation of the fund shall be strictly implemented in accordance with (Article 17) of the Decree on the State Budget and the Law on the State Budget in order to avoid unplanned payments and overpayments of the budget plans by coordinating with the financial sector to list the revenue-expenditure plan of the fund and being able to receive and pay through the annual budget system in according to the laws and regulations.

The relevant organizations at central and local levels must be in charge and cooperate in providing information on the content of cases, final sentences or court judgments in a complete and timely manner to financial sector;

3. The financial sector at each level shall list and register all types of assets confiscated to the state, such as real estate, movable property, money, capital, equipment and valuables that are not related to drug cases, and report to the local authorities and the government to consider the allocation or sale of the state assets as appropriate to put money into the centralized budget.
- If the confiscated property is in cash, it should be handed over directly to the budget through the assignment of the financial sector (Department of State Property Management, State Property Management Office in the Vientiane Capital, Province and state property management unit in District);
  - Property in the form of land, buildings must be registered first and then submit a report to the higher authorities to consider the lease, concession to collect revenue to the budget or to be used in the overall work of the government.

This type of asset is not allowed to be used by any person, unless approved by the Government under (Article 14, paragraph 3) of the Law on State Property (Revised) No. 14 / NA, dated 05 July 2012;

- The type of vehicles, machineries, and materials that can be used should be considered, and divided into the sectors which are scarce and necessary, but the budget for purchasing these sectors should be reduced;

- The types of materials directly related to the use of professional work, such as medical equipment, weapons and chemicals that cannot be distributed to other sectors for use, these must be assigned to the relevant departments for management and further use;

- The valuables assets will implement and perform an assessment the value of such assets and open the auction to give all money to the budget;

4. The provision of information and the allocation for use and sale of assets confiscated to the state shall be implemented as follows:

- After the People's Court has final sentence each time the account documents confiscated to the state must be submitted to the financial sector in full and in a timely manner to compile the report and submit them to the higher level for consideration in dividing the utilization or auction to hand over to the budget.

- Submission of asset information at the central level is sent to the Ministry of Finance (Department of State Property Management), at the local level is sent to the Provincial Finance Department, in Vientiane Capital (Office of State Property Management), at the district level is sent to the District Finance Office (State Property Management Unit) for as an Administrative Unit.

- In the case of a security sector where they have successfully completed the proceedings and have a record of the confiscation, they must submit all information and the account of the assets that have already been prosecuted to the financial sector to compile and submit to the Prosecutor's Office for Court decision;

5. Individuals, legal entities and organizations, in case of embezzlement of fine money and property confiscated by the Court to the state for management and use without proper authorization as stated in point 4 of this Order will be collected back;

- If the property is used in an offense or is damaged, the concerned person must be responsible for repair, reimbursement to the state or fined and punished according to the laws and regulations;

6. All parties, sectors and other organizations must pay attention to expand and implement this Order strictly;

7. This Order is effective from the date of signing.

**Prime Minister**  
(Seal and Signature)

**H.E. Thongloun Sisoulith**