

A RESOLUTION

Requesting the President of the Federated States of Micronesia to give notice of the Federated States of Micronesia's withdrawal from the Third Implementing Arrangement to the Nauru Agreement unless the Arrangement is ratified and implemented by all parties without delay.

1 WHEREAS, the Federated States of Micronesia is a party to
2 the Nauru Agreement Concerning Cooperation in the Management of
3 Fisheries of Common Interest, hereinafter referred to as the
4 "Nauru Agreement"; and

5 WHEREAS, the purpose of the Nauru Agreement is to ensure
6 that the parties cooperate in the management of their
7 respective exclusive economic zones so that their citizens can
8 be assured of receiving the maximum benefits from their
9 resource; and

10 WHEREAS, on the 16th day of May, 2008, the Federated
11 States of Micronesia signed the Third Implementing Arrangement
12 to the Nauru Agreement setting forth additional terms and
13 conditions of access to the exclusive economic zones of the
14 parties, including a requirement that fishing vessels licensed
15 to fish in such zones be prohibited from fishing in the high
16 seas as a condition of their licenses; and

17 WHEREAS, on the 19th day of January, 2011, the Sixteenth
18 Congress of the Federated States of Micronesia, Sixth Regular
19 Session, ratified the Third Implementing Arrangement by
20 Congressional Resolution 16-151; and

1 WHEREAS, other parties to the Nauru Agreement, namely
2 Kiribati, Papua New Guinea, and the Solomon Islands, have
3 apparently failed to ratify and implement the Third
4 Implementing Arrangement; and

5 WHEREAS, the Federated States of Micronesia is thus placed
6 at a competitive disadvantage with respect to the terms it can
7 offer in fisheries agreements; now, therefore,

8 BE IT RESOLVED by the Sixteenth Congress of the Federated
9 States of Micronesia, Sixth Special Session, 2011, that the
10 Congress requests the President to urge Kiribati, Papua New
11 Guinea and the Solomon Islands to ratify and implement the
12 Third Implementing Arrangement without delay; and

13 BE IT FURTHER RESOLVED that in the event the Third
14 Implementing Arrangement is not timely ratified and implemented
15 by all parties, the Congress requests the President to give
16 notice to the Depository of the Nauru Agreement of the
17 Federated States of Micronesia's withdrawal from the Third
18 Implementing Arrangement;

19 BE IT FURTHER RESOLVED that a certified copy of this
20 Resolution be transmitted to the President of the Federated
21 States of Micronesia.

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23 Date: 3/28/11

Introduced by: /s/ Isaac V. Figir
Isaac V. Figir

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