A RESOLUTION


1. WHEREAS, the Federated States of Micronesia and the European Community entered an agreement entitled “PARTNERSHIP AGREEMENT between the European Community and the Federated States of Micronesia on fishing in the Federated States of Micronesia” (the “Agreement”) on 12 October 2006; and

2. WHEREAS, the Agreement was for a duration of nine years from 2007 to 2016 with a protocol for payment which was for three years from 2007 to 2010; and

3. WHEREAS, the Agreement is in three parts, being the main text of the Agreement, the Protocol and the Annex; and

4. WHEREAS, the main text spells out the principles and rules that will govern the fishing activities of vessels flying the flags of the member States of the European Union in the FSM EEZ; and

5. WHEREAS, the Protocol describes the operational functions of the Agreement, including the number and type of vessels that can operate in the FSM EEZ, the financial contributions of the European Community and the fishing operators, and the responsibilities of the Parties; and

6. WHEREAS, the Annex covers technical matters such as
WHEREAS, in January 2007, by Congressional Resolution No. 14-114, the Federated States of Micronesia ratified the Agreement as a treaty; and

WHEREAS, in February 2009, by Congressional Resolution No. 15-197, the Fifteenth Congress of the Federated States of Micronesia urged the President through agencies such as NORMA and the Department of Resources and Development, to initiate a review of the Agreement with a view to amend, rectify, and otherwise change provisions of the Agreement that may not be in the best interest of the FSM; and

WHEREAS, in May 2010, the Federated States of Micronesia had reviewed the Agreement with the European Community and agreed to amend the Protocol and the Annex to the Agreement; and

WHEREAS, the Amendment to the Protocol seeks to specify the financial contributions involved by either party to the Agreement; and

WHEREAS, the proposed change to the Annex of the Agreement is mostly a reorganization of the provisions to make it clearer to the vessel operators so as to guide them about the technical issues relating to licensing and fishing in the FSM EEZ; and

WHEREAS, the amendments to the Protocol and Annex to the Agreement are essential components of the Agreement and require
BE IT RESOLVED by the Sixteenth Congress of the Federated States of Micronesia, Fifth Special Session, 2010, that the Amendment to the Protocol and the Annex to the treaty entitled the "PARTNERSHIP AGREEMENT between the European Community and the Federated States of Micronesia on fishing in the Federated States of Micronesia" (the "Agreement"), attached hereto, is hereby ratified pursuant to the authority granted in article IX, section 4 of the Constitution of the Federated States of Micronesia; and

BE IT FURTHER RESOLVED that certified copies of this Resolution be transmitted to the President of the Federated States of Micronesia.

Date: 11/17/10

Introduced by: /s/ Joe N. Suka

Joe Suka
(by request)