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

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

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

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

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

Date: 3/28/11

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