

R&D

A RESOLUTION

Ratifying the Treaty on Fisheries between the Governments of Certain Pacific Island States and the Government of the United States of America.

1 WHEREAS, the Treaty on Fisheries between the Governments of
2 Certain Pacific Island States and the Government of the United States
3 of America ("the Treaty") was signed by the Governments of Australia,
4 Cook Islands, Federated States of Micronesia, Fiji, Republic of
5 Kiribati, Republic of the Marshall Islands, Republic of Nauru, New
6 Zealand, Papua New Guinea, Solomon Islands, Tuvalu, Western Samoa,
7 and the United States of America on April 2, 1987; and

8 WHEREAS, the Federated States of Micronesia is a full member of
9 the South Pacific Forum Fisheries Agency ("the FFA") and an observer
10 member of the South Pacific Forum ("the Forum"); and

11 WHEREAS, the FFA member countries undertook to negotiate the
12 Treaty with the United States at the direction of the Forum; and

13 WHEREAS, the negotiation of the Treaty was considered necessary
14 by the Forum and FFA member countries to resolve on-going disputes
15 between those countries and the United States arising out of
16 differences concerning jurisdiction over highly "migratory species"; and

17 WHEREAS, the Treaty establishes a regional licensing scheme for
18 U.S. tuna purse seine vessels, which is designed to resolve those
19 disputes without compromising the sovereignty of the Federated States
20 of Micronesia and without comprising the jurisdictional rights of the
21 Federated States of Micronesia over its 200-mile Extended Fisheries
22 Zone, in accordance with international law; and

23 WHEREAS, the Treaty promotes sound resource management of the
24 FSM 200-mile Extended Fisheries Zone; and

25 WHEREAS, the Treaty provides for a fair rate of return for the

RFD

C. R. No. 5-11

1 resources to be exploited; and

2 WHEREAS, by a letter dated May 18, 1987, addressed to the
3 Speaker, the President of the Federated States of Micronesia has recommended
4 ratification of the Agreement and has confirmed that he will sign and
5 deliver an instrument of ratification to the depositary government,
6 Papua New Guinea, upon Congress' ratification; and

7 WHEREAS, the Treaty is an international agreement requiring
8 ratification by the Congress in accordance with article IX, section 4
9 of the Constitution; now, therefore,

10 BE IT RESOLVED by the Fifth Congress of the Federated States of
11 Micronesia, First Regular Session, 1987, that the Congress hereby
12 ratifies the Treaty on Fisheries between the Governments of Certain
13 Pacific Island States and the Government of the United States of
14 America; and

15 BE IT FURTHER RESOLVED that certified copies of this resolution
16 be transmitted to the President of the Federated States of
17 Micronesia, the Chairman of the South Pacific Forum, and the Director
18 of the South Pacific Forum Fisheries Agency.

19

20 Date: 5-20-87

Introduced by: Claude H. Phillip
Claude H. Phillip
(by request)

21

22

23

24

25