

Ex. App.

SEVENTH CONGRESS OF THE FEDERATED STATES OF MICRONESIA

SECOND SPECIAL SESSION, 1992

C.R. NO. 7-76

A RESOLUTION

Respectfully requesting the President to reopen discussions with the United States Government on the Compact of Free Association and related agreements regarding regulations of and restrictions on U.S. Air carriers entering the Federated States of Micronesia.

1 WHEREAS, article IX of the Federal Programs and Services
2 Agreement concluded pursuant to article II and section 232 of
3 the Compact of Free Association prohibits the Federated States
4 of Micronesia from regulating fares or otherwise restricting or
5 impairing U.S. air carriers entering this country; and

6 WHEREAS, article IX of the Federal Programs and Services
7 Agreement concluded pursuant to article II and section 232 of the
8 Compact of Free Association apparently prevents the Federated
9 States of Micronesia from protecting itself against arbitrary
10 acts of U.S. air carriers entering this country; and

11 WHEREAS, the Federated States of Micronesia has specific
12 developmental goals including, but not limited to, securing a
13 minimum level of air services, increasing tourism, air freighting
14 tuna to Japan, controlling airfare increases, developing a
15 domestic air service, obtaining Micronesian executive employment
16 opportunities, evacuating medical patients, and so forth, all of
17 which require air carrier assistance; and

18 WHEREAS, the Federated States of Micronesia desires to have
19 airlines serving this country commit to providing specific
20 development-related services; and

21 WHEREAS, the Federated States of Micronesia desires to
22 maintain control over users and use of its airspace; now,
23 therefore,

24 BE IT RESOLVED by the Seventh Congress of the Federated
25 States of Micronesia, Second Special Session, 1992, that the

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1 Congress hereby respectfully requests the President of the
2 Federated States of Micronesia and the Secretary of the Department of
3 External Affairs to take immediate steps to reopen discussions with
4 the Government of the United States of America; and

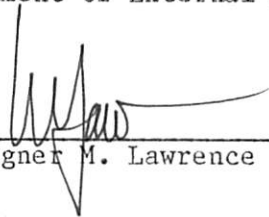
5 BE IT FURTHER RESOLVED that such discussions shall be for the
6 purpose of removing provisions from article IX of the Federal
7 Programs and Services Agreement concluded pursuant to article II
8 and section 232 of the Compact of Free Association, and any
9 other source, which restrict the Federated States of Micronesia
10 from regulating U.S. air carriers entering this country; and

11 BE IT FURTHER RESOLVED that the President and Secretary of the
12 Department of External Affairs commence activities to set up these
13 bilateral discussions immediately upon receipt of this resolution; and

14 BE IT FURTHER RESOLVED that the President and Secretary of the
15 Department of External Affairs report their findings to the Congress
16 no later than the commencement of the Third Regular Session of the
17 Seventh Congress in May, 1992; and

18 BE IT FURTHER RESOLVED that certified copies of this resolution
19 be transmitted to the President of the Federated States of
20 Micronesia and the Secretary of the Department of External Affairs.

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22 Date: 2/3/92

Introduced by: 
Wagner M. Lawrence

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