
A BILL FOR AN ACT

To further amend title 24 of the Code of the Federated States of Micronesia (Annotated), as amended, by inserting a new section 408 under chapter 4, to regulate bunkering and provisioning activities at sea, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Title 24 of the Code of the Federated States of
2 Micronesia (Annotated), as amended, is hereby further amended by
3 inserting a new section 408 under chapter 4, to read as follows:

4 "Section 408. Related activities – Bunkering and
5 Provisioning.

6 (1) The operator of a fishing vessel shall:

7 (a) not engage in or conduct any bunkering or
8 provisioning activities in FSM EEZ, except where
9 specifically authorized by the Authority. For purpose of
10 this section, "bunkering activities" means the transfer
11 to or receiving from a vessel fuel and oil; and
12 "provisioning activities" means the transfer to or
13 receiving from a vessel any supplies not limited to,
14 food, cargo, crew and spare parts required by the
15 vessel;

16 (b) provide a seventy-two (72) hours advance
17 notice to the Authority of a request to conduct
18 bunkering or provision activities in FSM EEZ and shall

1 provide the name of the vessel, its international radio
2 call sign, its position, the time and location where
3 such bunkering or provisioning activities is requested
4 to occur and an undertaking to pay all fees required
5 under the laws of the Federated States of Micronesia;

6 (c) comply with all conditions attached to the
7 authorization for bunkering or provisioning activities;

8 (d) pay such fees required by the Authority or
9 prescribed by regulation;

10 (d) submit full reports on bunkering or
11 provisioning activities on such forms as may be required
12 by the Authority or prescribed by regulation;

13 (2) No purse seine vessel shall, during the validity
14 of a license issued by the Authority, conduct any
15 bunkering or provisioning activities in the High Seas of
16 the Western and Central Pacific Fisheries Commission
17 Convention Area east of 130 degrees East and South of 20
18 degrees North.

19 (3) Any person who violates this section shall be
20 subject to a civil penalty of not less than \$75,000 and
21 not more than \$275,000."

1 Section 2. This act shall become law upon approval by the
2 President of the Federated States of Micronesia or upon its
3 becoming law without such approval.

4

5 Date: 8/18/20 Introduced by: /s/ Florencio S. Harper
6 Florencio S. Harper
(by request)

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25