

EX. AFF

A RESOLUTION

Ratifying amendment of the fund distribution provisions of "An Agreement Among Coastal States Regarding a Fishery Access Agreement with the American Tunaboat Association."

1           WHEREAS, the Federated States of Micronesia has entered into and  
2 the Congress has ratified "An Agreement Among Coastal States Regarding  
3 a Fishery Access Agreement with the American Tunaboat Association,"  
4 dated February 24, 1983; and

5           WHEREAS, that Agreement at article 8 establishes a certain timing  
6 for the distribution of funds received by the administrator of the  
7 Agreement; and

8           WHEREAS, article 8 makes fund distribution in part dependent on  
9 the receipt of catch statistics from the American Tunaboat  
10 Association, but those statistics have been delayed in their arrival  
11 for reasons beyond the control of the signatory coastal states; and

12           WHEREAS, delays in distribution of the funds are working  
13 hardships on the signatory coastal states; and

14           WHEREAS, the signatory coastal states agreed at a meeting in  
15 Ponape on September 26-28, 1984, to relieve these hardships by  
16 allowing for more immediate distribution of the received funds by  
17 amending article 8.3 to read as follows:

18           "Article 8.3. The fees and interest thereon shall be  
19 disbursed upon request of a Party to this Agreement, with  
20 the approval of two-thirds of all the Parties thereto,  
21 provided, however, that no disbursement shall be made until  
22 the maturity date of the appropriate account(s). In the  
23 absence of such request, the fees and interest thereon shall  
24 be disbursed no later than two months after receipt by the  
25 Administrator of the final catch report for each year as

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1. provided under paragraph 10 of the Access Agreement.";

2 now, therefore,

3 BE IT RESOLVED by the Third Congress of the Federated States of  
4 Micronesia, Fourth Regular Session, 1984, that the Congress hereby  
5 ratifies the amendment to the Agreement as set forth above; and

6 BE IT FURTHER RESOLVED that certified copies of this resolution be  
7 transmitted to the President of the Federated States of Micronesia, the  
8 executive director of the Micronesian Maritime Authority, and the  
9 Secretary of the Department of External Affairs of the Federated  
10 States of Micronesia.

11  
12 Date: 10/18/84

Introduced by:   
John R. Hagler/gam  
(by request)

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