## A RESOLUTION

Ratifying the Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography.

- 1 WHEREAS, the Federated States of Micronesia acceded to the
- 2 Convention on the Rights of the Child (the "Convention") on May 5,
- 3 1993; and
- 4 WHEREAS, the Convention provides in article 34, that States
- 5 Parties shall undertake to protect the child from all forms of
- 6 sexual exploitation and sexual abuse, and on this basis they shall
- 7 in particular take appropriate national, bilateral and
- 8 multilateral measures to prevent inducement or coercion of a child
- 9 in any unlawful sexual activity, exploitative use of children in
- 10 prostitution or other sexual practices, and in pornographic
- 11 performances and materials; and
- 12 WHEREAS, the Convention further calls upon the States
- 13 Parties to take similar measures to prevent the abduction of, sale
- 14 of, or traffic in children for any purpose or in any form; and
- 15 WHEREAS, the Optional Protocol to the Convention on the
- 16 Rights of the Child on the Sale of Children, Child Prostitution
- 17 and Child Pornography (the "Protocol"), which the Federated States
- 18 of Micronesia signed pending ratification on May 8, 2002, cited
- 19 inter alia the propriety of extending further measures that States
- 20 Parties should undertake in order to guarantee the protection of
- 21 the child from the sale of children, child prostitution and child

- 1 pornography; and
- 2 WHEREAS, the Protocol expresses the agreement of the States
- 3 Parties to prohibit the sale of children, child prostitution and
- 4 child pornography as those terms are explicitly defined therein;
- 5 and
- 6 WHEREAS, pursuant to the Protocol, States Parties are to
- 7 take such measures as are necessary to establish their
- 8 jurisdiction over child-related offenses occurring in their
- 9 territories or on board a ship or airship registered by them; and
- 10 WHEREAS, the Protocol further expresses the commitment of
- 11 the States Parties to adopt appropriate measures to protect the
- 12 rights and interests of child victims of child-related offenses at
- 13 all stages of the criminal justice process; and
- 14 WHEREAS, in order to lend further effectiveness to the
- 15 measures agreed, the Protocol clarifies that the offenses as
- 16 defined shall be deemed to be included as extraditable offenses in
- 17 any existing extradition treaties between States Parties and those
- 18 that they may subsequently conclude; and
- 19 WHEREAS, it is in the best interest of the Federated States
- 20 of Micronesia to ratify the Protocol in order to further enhance
- 21 the commitment of the Nation as expressed in its ratification of
- 22 the Convention to strengthen protection of the rights and welfare
- 23 of children; now, therefore,
- 24 BE IT RESOLVED by the Sixteenth Congress of the Federated
- 25 States of Micronesia, Fifth Regular Session, 2010, that the

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1 Optional Protocol to the Convention on the Rights of the Child on
 2 the Sale of Children, Child Prostitution and Child Pornography is
 3 hereby ratified; and
          BE IT FURTHER RESOLVED that the President is hereby
   encouraged to take such steps as are necessary or required to
   register the ratification by the Congress of the Federated States
 7 of Micronesia as expressed in this resolution to the depository of
   the Convention and the Protocol; and
          BE IT FURTHER RESOLVED that certified copies of this
   resolution be transmitted to the President of the Federated States
10
11 of Micronesia, and to the Governors of the four States.
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   Date: <u>9/13/10</u>
                                 Introduced by: /s/ Joe N. Suka
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                                                     Joe N. Suka
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