A RESOLUTION


WHEREAS, the Federated States of Micronesia acceded to the Convention on the Rights of the Child (the “Convention”) on May 5, 1993; and

WHEREAS, the Convention provides in article 34, that States Parties shall undertake to protect the child from all forms of sexual exploitation and sexual abuse, and on this basis they shall in particular take appropriate national, bilateral and multilateral measures to prevent inducement or coercion of a child in any unlawful sexual activity, exploitative use of children in prostitution or other sexual practices, and in pornographic performances and materials; and

WHEREAS, the Convention further calls upon the States Parties to take similar measures to prevent the abduction of, sale of, or traffic in children for any purpose or in any form; and

WHEREAS, the Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography (the “Protocol”), which the Federated States of Micronesia signed pending ratification on May 8, 2002, cited inter alia the propriety of extending further measures that States Parties should undertake in order to guarantee the protection of the child from the sale of children, child prostitution and child pornography.
WHEREAS, the Protocol expresses the agreement of the States Parties to prohibit the sale of children, child prostitution and child pornography as those terms are explicitly defined therein; and

WHEREAS, pursuant to the Protocol, States Parties are to take such measures as are necessary to establish their jurisdiction over child-related offenses occurring in their territories or on board a ship or airship registered by them; and

WHEREAS, the Protocol further expresses the commitment of the States Parties to adopt appropriate measures to protect the rights and interests of child victims of child-related offenses at all stages of the criminal justice process; and

WHEREAS, in order to lend further effectiveness to the measures agreed, the Protocol clarifies that the offenses as defined shall be deemed to be included as extraditable offenses in any existing extradition treaties between States Parties and those that they may subsequently conclude; and

WHEREAS, it is in the best interest of the Federated States of Micronesia to ratify the Protocol in order to further enhance the commitment of the Nation as expressed in its ratification of the Convention to strengthen protection of the rights and welfare of children; now, therefore,

BE IT RESOLVED by the Sixteenth Congress of the Federated States of Micronesia, Fifth Regular Session, 2010, that the
Optional Protocol to the Convention on the Rights of the Child on the Sale of Children, Child Prostitution and Child Pornography is 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 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 of Micronesia, and to the Governors of the four States.

Date: 9/13/10

Introduced by: /s/ Joe N. Suka
Joe N. Suka
(by request)