

A RESOLUTION

To approve the accession of the Federated States of Micronesia to 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 Parties  
13 to take similar measures to prevent the abduction, sale of, or  
14 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, 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 and explicitly defined therein;  
5 and

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

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

14       WHEREAS, in order to lend further effectiveness to the agreed  
15 measures, the Protocol clarifies that the offenses as defined  
16 shall be deemed to be included as extraditable offenses in any  
17 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 accede to the Protocol in order to further  
21 enhance the commitment of the Nation as expressed in its  
22 ratification of the Convention to strengthen protection of the  
23 rights and welfare of children; now, therefore,

24       BE IT RESOLVED, by the Seventeenth Congress of the Federated  
25 States of Micronesia, Second Special Session, 2011, that the

1 accession of the FSM to the Optional Protocol to the Convention on  
2 the Rights of the Child on the Sale of Children, Child  
3 Prostitution and Child Pornography is hereby approved; and

4 BE IT FURTHER RESOLVED, that certified copies of this  
5 resolution be transmitted to the President of the Federated States  
6 of Micronesia and to the Governor of each of the four States; and

7 BE IT FURTHER RESOLVED, that the President is hereby  
8 encouraged to take such steps as are necessary or required to  
9 register the approval of accession by the Congress of the  
10 Federated States of Micronesia as expressed in this resolution to  
11 the depository of the Convention and the Protocol.

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13 Date: 11/18/11

Introduced by: /s/ Florencio S. Harper  
Florencio S. Harper  
(by request)

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