A RESOLUTION

Ratifying the Small Quantities Protocol as a Treaty between the Federated States of Micronesia and the International Atomic Energy Agency.

WHEREAS, the Federated States of Micronesia is a party to the Treaty on the Non-Proliferation of Nuclear Weapons (NPT) as of April 14, 1995; and

WHEREAS, pursuant to its obligation in the NPT, the FSM negotiated and concluded the Safeguards Agreement in accordance with the Statute of the International Atomic Energy Agency (IAEA); and

WHEREAS, the Safeguards Agreement was signed by the FSM and IAEA on April 21, 2015, in Palikir, Pohnpei, and June 1, 2015, in Vienna, Austria, respectfully; and

WHEREAS, in addition to concluding the Safeguards Agreement, the FSM has the option to conclude a Small Quantities Protocol (SQP) with IAEA, which essentially allows the FSM to hold the implementation of certain provisions of Part II of the Safeguards Agreement in abeyance until such time that the FSM either comes into possession of nuclear materials for peaceful activities in quantities exceeding the limits established in Article 36 of the Safeguards Agreement, or the FSM decides to construct or allow to be constructed a “facility,” which the Safeguards Agreement defines as “(a) a reactor, a critical facility, a convention plant, a fabrication plant, a reprocessing plant, an isotope...
separation plant or a separate storage installation; or (b) any location where nuclear material in amounts greater than one effective kilogram is customarily used”; and

WHEREAS, conclusion of the SQP is especially advantageous and practical because its relieves the FSM from the full application of Part II of the Safeguards Agreement; and

WHEREAS, the SQP requires ratification by Congress as a treaty; now, therefore,

BE IT RESOLVED by the Twentieth Congress of the Federated States of Micronesia, Seventh Special Session, 2019, that Congress hereby ratifies the Small Quantities Protocol between the Federated States of Micronesia and the International Atomic Energy Agency; and

BE IT FURTHER RESOLVED that certified copies of this resolution be transmitted to the President of the Federated States of Micronesia, the Secretary of the Department of Foreign Affairs and the Secretary of the Department of Justice.

Date: 3/7/19

Introduced by: /s/ Florencio S. Harper

Florencio S. Harper
(by request)