
A RESOLUTION

Ratifying the Small Quantities Protocol as a Treaty Between the Federated States of Micronesia and the International Atomic Energy Agency in connection with the implementation and reporting requirements under the Treaty on the Non-Proliferation of Nuclear Weapons.

1 WHEREAS, the Federated States of Micronesia is a State
2 Party to the Treaty on the Non-Proliferation of Nuclear Weapons
3 as of April 14, 1995; and

4 WHEREAS, the Treaty is founded on three key pillars,
5 namely: (a) Safeguards, (b) Peaceful Uses of Nuclear Energy,
6 and (c) Nuclear Disarmament; and

7 WHEREAS, the Treaty also requires States Parties to
8 negotiate, enter into, and conclude the Safes Agreement in
9 accordance with the Statute of the International Atomic Energy
10 Agency (IAEA); and

11 WHEREAS, pursuant to this legal obligation in the Treaty,
12 the FSM and the IAEA concluded the Safeguards Agreement by
13 their signatures on April 21, 2015, in Palikir, Pohnpei, and on
14 June 1, 2015, in Vienna, Austria, respectively; and

15 WHEREAS, in addition to concluding the Safeguards
16 Agreement, the FSM has the option to conclude a Small
17 Quantities Protocol (SQP) with the IAEA, which essential allows
18 the FSM to hold the implementation of certain provisions of
19 Part II of the Safeguards Agreement in abeyance until such time

1 that the FSM either comes into possession of nuclear materials
2 for peaceful activities in quantities exceeding the limits
3 established in Article 36 of the Safeguards Agreement, or the
4 FSM decides to construct or allow to be constructed a
5 "facility," which the Safeguards Agreement defines as "(a) a
6 reactor, a critical facility, a conversion plant, a fabrication
7 plant, a reprocessing plant, an isotope separation plant or a
8 separate storage installation; or (b) any location where
9 nuclear material in amounts greater than one effective kilogram
10 is customarily used"; and

11 WHEREAS, the conclusion of the SQP brings practical
12 advantages to the FSM since it relieves itself from the burdens
13 of the full application of Part II of the Safeguards
14 Agreements; and

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

17 BE IT RESOLVED by the Twenty-Second Congress of the
18 Federated States of Micronesia, First Regular Session, 2021,
19 that Congress hereby ratifies the Small Quantities Protocol
20 between the Federated States of Micronesia and the
21 International Atomic Energy Agency; and

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

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6 Date: 5/24/21

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

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