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A BILL FOR AN ACT

To establish an Exclusive Economic Zone adjacent to the territorial sea of the Federated States of Micronesia, to assert National rights therein, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Short title. This act may be cited as the

2 "Exclusive Economic Zone Act of 1986."

3 Section 2. Statement of purpose.

4 (1) The National Government desires to facilitate the wise
5 development and use of the oceans consistent with international law.
6 International law and the United Nations Convention on the Law of the
7 Sea recognize that, in a zone beyond its territory and adjacent to its
8 territorial sea, known as the Exclusive Economic Zone, a coastal state
9 may assert sovereign rights over natural resources and related
10 jurisdiction subject to the provisions of international law and the
11 United Nations Convention on the Law of the Sea.

12 (2) The establishment of an Exclusive Economic Zone by the
13 Federated States of Micronesia will advance the development of ocean
14 resources and promote the protection of the marine environment, while
15 not affecting other lawful uses of the zone, including the freedoms
16 of navigation and overflight, by other States.

17 (3) Therefore, the purpose of this act is to proclaim
18 the sovereign rights and jurisdiction of the Federated States of
19 Micronesia as described herein.

20 Section 3. Establishment of zone.

21 (1) There is hereby established a zone contiguous to the
22 territorial sea of the Federated States of Micronesia to be known as
23 the Exclusive Economic Zone. The Exclusive Economic Zone extends to
24 a distance 200 nautical miles from the baseline from which the breadth
25 of the territorial sea is measured.

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1 (2) In cases where the maritime boundary with a neighboring
2 State remains to be determined, the boundary of the Exclusive Economic
3 Zone shall be determined by the Federated States of Micronesia in
4 accordance with appropriate international law, and whenever possible,
5 in cooperation with the other State or States concerned.

6 Section 4. National rights and jurisdiction. The Federated
7 States of Micronesia has, to the extent permitted by international
8 law, and subject to the provisions of the Constitution of the
9 Federated States of Micronesia regarding the jurisdiction of individ-
10 ual States in the 12 miles seaward from land, the following rights
11 and jurisdiction:

12 (1) Sovereign rights for the purpose of exploring,
13 exploiting, conserving, and managing natural resources, both living
14 and non-living, of the seabed and subsoil and the superjacent waters
15 and with regard to other activities for the economic exploitation
16 and exploration of the zone, including, without limitation, the
17 production of energy from the water, currents, and winds; and

18 (2) Jurisdiction with regard to the establishment and
19 use of artificial islands, and installations and structures having
20 any actual or potential economic purposes, uses or effect, and the
21 protection and preservation of the marine environment.

22 Section 5. Existing policies. Nothing in this act changes
23 existing National policies concerning the continental shelf, marine
24 scientific research, marine mammals and fisheries including highly
25 migratory species.

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1 Section 6. Exercise of rights and jurisdiction. The Federated
2 States of Micronesia will exercise these sovereign rights and
3 jurisdiction in accordance with the rules of international law and
4 the United Nations Convention on the Law of the Sea, specifically the
5 recognized freedoms of the high seas, including navigation,
6 overflight, the laying of submarine cables and pipe lines, and other
7 internationally lawful uses of the sea.

8 Section 7. Reports to President and Congress.

9 (1) The head of each National department, agency, or
10 instrumentality that is responsible for implementing any law or
11 program that is administered within, or with respect to, the
12 Exclusive Economic Zone shall submit a report to the President listing
13 all such laws and programs, together with such suggested amendments
14 as may be required to bring such laws and programs into conformity
15 with the establishment of such zone. The report shall be submitted
16 to the President not later than 12 months after the effective date
17 of this act.

18 (2) Not later than 18 months after the effective date of
19 this act, the President shall compile the reports submitted under
20 subsection (1) of section 7 and submit to the Congress a single
21 report thereon together with any additional recommendations of the
22 President for changes with respect to existing laws and programs
23 that are required by the enactment of this act.

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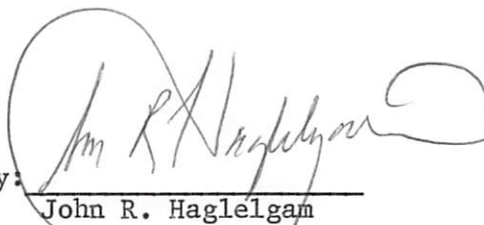
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1 Section 8. Effective date. This act shall become law upon
2 approval by the President of the Federated States of Micronesia or
3 upon its becoming law without such approval.

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5 Date: 8/27/86

Introduced by: 
John R. Haglégan

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