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:

Section 1. Short title. This act may be cited as the "Exclusive Economic Zone Act of 1986."

Section 2. Statement of purpose.

(1) The National Government desires to facilitate the wise development and use of the oceans consistent with international law.


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

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

Section 3. Establishment of zone.

(1) There is hereby established a zone contiguous to the territorial sea of the Federated States of Micronesia to be known as the Exclusive Economic Zone. The Exclusive Economic Zone extends to a distance 200 nautical miles from the baseline from which the breadth of the territorial sea is measured.
1. (2) In cases where the maritime boundary with a neighboring State remains to be determined, the boundary of the Exclusive Economic Zone shall be determined by the Federated States of Micronesia in accordance with appropriate international law, and whenever possible, in cooperation with the other State or States concerned.

Section 4. National rights and jurisdiction. The Federated States of Micronesia has, to the extent permitted by international law, and subject to the provisions of the Constitution of the Federated States of Micronesia regarding the jurisdiction of individual States in the 12 miles seaward from land, the following rights and jurisdiction:

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

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

Section 5. Existing policies. Nothing in this act changes existing National policies concerning the continental shelf, marine scientific research, marine mammals and fisheries including highly migratory species.
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.
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9 Section 7. Reports to President and Congress.
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11 (1) The head of each National department, agency, or
12 instrumentality that is responsible for implementing any law or
13 program that is administered within, or with respect to, the
14 Exclusive Economic Zone shall submit a report to the President listing
15 all such laws and programs, together with such suggested amendments
16 as may be required to bring such laws and programs into conformity
17 with the establishment of such zone. The report shall be submitted
18 to the President not later than 12 months after the effective date
19 of this act.
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21 (2) Not later than 18 months after the effective date of
22 this act, the President shall compile the reports submitted under
23 subsection (1) of section 7 and submit to the Congress a single
24 report thereon together with any additional recommendations of the
25 President for changes with respect to existing laws and programs
26 that are required by the enactment of this act.
Section 8. Effective date. This act shall become law upon
approval by the President of the Federated States of Micronesia or
upon its becoming law without such approval.

Date: 8/27/86  Introduced by John R. Hagleyam

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