

Ex. A.F.F.

A BILL FOR AN ACT

To further amend title 10 of the Code of the Federated States of Micronesia, as amended by Public Laws Nos. 2-61, 3-4, and 4-66, by repealing chapter 2 in its entirety and enacting a new chapter 2 concerning the privileges and immunities of diplomatic missions and governmental regional or international organizations, and for other purposes.

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

1 Section 1. Title 10 of the Code of the Federated States of
2 Micronesia is hereby further amended by repealing section 201 of
3 chapter 2 in its entirety and adding a new section 201 of chapter
4 2 to read as follows:

5 "Section 201. Privileges and immunities of diplomatic
6 missions. The President of the Federated States of Micro-
7 nesia is authorized to approve the accreditation of
8 diplomatic missions to the Federated States of Micronesia.
9 When the President has approved the accreditation of
10 such a mission, that mission shall, unless otherwise
11 provided by treaty or law, be granted the privileges
12 and immunities contained within the Vienna Convention on
13 Diplomatic Relations of April 18, 1961."

14 Section 2. Title 10 of the Code of the Federated States of
15 Micronesia is hereby further amended by repealing section 202 of
16 chapter 2 in its entirety and adding a new section 202 of chapter
17 2 to read as follows:

18 "Section 202. Privileges and immunities of governmental
19 regional or international organizations. The President of
20 the Federated States of Micronesia is authorized to
21 designate governmental regional or international organi-
22 zations entitled to special privileges and immunities
23 within the Federated States of Micronesia. Organizations
24 so designated shall, unless otherwise provided by treaty,
25 executive agreement, or law, receive privileges and

1 immunities equivalent to those contained in the
2 Convention on the Privileges and Immunities of the United
3 Nations of February 13, 1946. The President is authorized
4 to enter into agreements with such organizations which
5 provide for more limited privileges and immunities when,
6 in his judgment, such agreements would be in the interest
7 of the Federated States of Micronesia but would not
8 unduly hinder the work of the organization."

9 Section 3. Title 10 of the Code of the Federated States of
10 Micronesia is hereby further amended by repealing section 203 of
11 chapter 2 in its entirety and adding a new section 203 of chapter
12 2 to read as follows:

13 "Section 203. Dismissal on motion of actions against
14 persons entitled to immunity. Any action or proceeding
15 brought against a person who is entitled to immunity with
16 respect to such action or proceeding pursuant to this
17 chapter shall be dismissed. Such immunity may be
18 established upon motion or suggestion by or on behalf
19 of the individual, or as otherwise permitted by law or
20 applicable rules of procedure."

21 Section 4. Title 10 of the Code of the Federated States of
22 Micronesia is hereby further amended by repealing section 204
23 of chapter 2 in its entirety and adding a new section 204 of chapter
24 2 to read as follows:

25 "Section 204. Executive discretion. Notwithstanding

1 any provision in this chapter, the President is empowered
2 to deny entry to or deport any person otherwise accorded
3 privileges and immunities pursuant to this chapter upon a
4 finding by the President that the entry or continued
5 presence of the person in the Federated States of Micro-
6 nesia would not be in the best interests of the
7 Federated States of Micronesia."

8 Section 5. Title 10 of the Code of the Federated States of
9 Micronesia is hereby further amended by repealing section 205 of
10 chapter 2 in its entirety and adding a new section 205 of chapter 2
11 to read as follows:

12 "Section 205. Liability insurance.

13 (1) All persons receiving privileges and immunities
14 pursuant to this chapter must comply with any requirements
15 imposed by the regulations promulgated by the President
16 pursuant to subsection (2) of this section.

17 (2) The President shall, in accordance with chapter
18 1 of title 17 of the Code of the Federated States of
19 Micronesia, establish liability insurance requirements to
20 be met by all persons receiving privileges and immunities
21 pursuant to this chapter. Such liability insurance
22 requirements shall relate to risks arising from the
23 operation in the Federated States of Micronesia of any
24 motor vehicle, vessel, or aircraft.

25 (3) The President shall take such steps as he may

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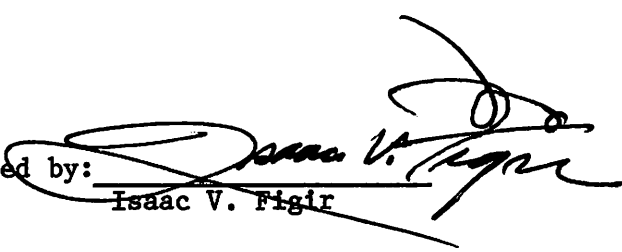
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1 deem necessary and proper to insure that all persons
2 receiving privileges and immunities pursuant to this
3 chapter who operate motor vehicles, vessels, or aircraft
4 in the Federated States of Micronesia comply with the
5 requirements established pursuant to subsection (2) of
6 this section."

7 Section 6. This act shall become law upon approval by the
8 President of the Federated States of Micronesia or upon its
9 becoming law without such approval.

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Date: 1-19-87

Introduced by: 
Isaac V. Figir