

A RESOLUTION

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

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

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

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

11 WHEREAS, in addition to concluding the Safeguards Agreement,
12 the FSM has the option to conclude a Small Quantities Protocol
13 (SQP) with IAEA, which essentially allows the FSM to hold the
14 implementation of certain provisions of Part II of the Safeguards
15 Agreement in abeyance until such time that the FSM either comes
16 into possession of nuclear materials for peaceful activities in
17 quantities exceeding the limits established in Article 36 of the
18 Safeguards Agreement, or the FSM decides to construct or allow to
19 be constructed a "facility," which the Safeguards Agreement
20 defines as "(a) a reactor, a critical facility, a convention
21 plant, a fabrication plant, a reprocessing plant, an isotope

1 separation plant or a separate storage installation; or (b) any
2 location where nuclear material in amounts greater than one
3 effective kilogram is customarily used"; and

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

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

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

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

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19 Date: 3/7/19

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

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