

poration may be successfully formed and operated under the present provisions of the Trust Territory Code if it is not possible to enact a more satisfactory statute promptly.

Finally, recognizing that both the U.S. and the people of the Marianas would require the corporation to be independent, we have considered at some length the question whether the executive or legislative branches of the United States or Trust Territory governments might be free to interfere in the rights or activities of the proposed corporation. While it is impossible to analyze this question completely without knowledge of the precise actions that might be taken and the circumstances surrounding them, we believe that certain broad protections would be available to the corporation under its contract with the United States and under the contract and due process clauses of the United States Constitution and the Trust Territory Code. We believe it unlikely that the United States -- or, without fair compensation, the Trust Territory -- could materially restrict the corporation's rights in the public land or its structure or operations in the manner and for the purposes contemplated.