

June 1974

TERMS OF REFERENCE FOR A U.S.-MPSG JOINT LAND
COMMITTEE

I. ORGANIZATION

A United States-Marianas Political Status Commission Joint Land Committee will be established immediately, composed of representatives appointed by the Marianas Political Status Commission and the President's Personal Representative for Marianas Status Negotiations. This committee will consider the specific requirements and procedures for acquisition of appropriate interests in land to meet the agreed U.S. requirements in the Mariana Islands as set forth in the Joint Communique of May 31, 1974. These requirements are; the island of Farallon de Pajarillo (229 acres); 197 acres in Tanapag Harbor; 482 acres south of Inley Field; and 17,875 acres on Tinian. The Committee will be composed of the following members:

United States:

Chairman
Deputy
Two DOD members

Advisers as required

Northern Marianas:

Tinian representative
Saipan representative
Rota representative

Advisers as required

II. PROCEDURES

The Committee will meet on a continuing basis until all of the subjects contained in Section IV have been forwarded to the Chairman, Marianas Political Status Commission and the President's Personal Representative for Marianas Negotiations. In the event of irreconcilable differences within the Committee the issue(s) will be submitted to the Chairman, Marianas Political Status Commission and the President's Personal Representative for Marianas Status Negotiations for resolution. Information on Committee deliberations or findings will not be released. All press inquiries on matters of substance will be referred to principals.

III. TIME PARAMETERS

The Committee will begin deliberations on July 15, 1974 and report its findings to Marianas Political Status Commission and the President's Personal Representative for Marianas Status Negotiations no later than September 15, 1974 for final action.

IV. SUBJECTS FOR COMMITTEE CONSIDERATION AND TASKING

A. Determination of metes, bounds and acreage - Draft acceptable language to describe the following (using special technical assistance as needed):

1. On Tinian - Identify the southern boundary of the base including the boundaries of the harbor area, to the degree necessary to describe the boundary in the instruments of transfer. (Note: The House of Taga and the immediate beach area near the harbor are not included in the military area).

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1. On Saipan - Describe the new Temporary military area, to include the boundaries of the proposed American Memorial Park, as well as the new Isely Field military boundary, to the degree necessary to describe the boundary in the instruments of transfer.

B. Joint Use of Facilities

1. Tinian Harbor - In consultations with the DOD Executive Agent, determine:

a. Joint use agreements for government, commercial and private use of proposed harbor facilities.

b. Land areas within the harbor area of the base that may be jointly used.

c. Land areas within the harbor area that may be utilized for civil facilities.

2. Tinian - West Field - In consultation with DOD Executive Agent to work out necessary joint use agreements.

a. Terms of civilian access to West Field.

b. Terms of private and commercial use of West Field -

(1) Landing fees.

(2) Insurance rates.

(3) Use of general aviation facilities and activities.

c. Relocation of civilian terminal -

(1) Ramp and hangar areas.

(2) Support facilities for private and commercial aviation.

3. [Tinian - Joint use of other base facilities.]

[4. Review of joint use agreement on Isely.]

C. Lease-Back Arrangements

1. On Tinian

a. Determine possible areas within southeastern portion of the expanded West Field area that can be leased back to the Government of the Northern Marianas as well as the purposes for which this area can be used.

b. Determine the location and acreages within the maneuver area that can be leased for strictly agricultural purposes, including possible reversions due to expanded operational requirements.

c. Determine location and scope of land that can be leased-back within the harbor area.

2. On Isley Field

a. Determine types of possible lease-back arrangements to the Government of the Northern Marianas as well as the purposes for which this area can be used.

b. Determine types of buildings and facilities that are permissible for construction, considering FAA/DOD criteria for airfield development.

c. Determine possible agricultural uses including fence constraints and types of agricultural activities.

d. Reversion procedures in event of contingency use.

3. Tanapag Harbor

a. Determine types of possible lease-back and covenants arrangements to the Government of the Northern Marianas as well as the purposes for which this area can be used.

b. Determine type buildings and facilities that are permissible for construction outside park area considering DOD criteria for port development.

c. Reversion procedures in event of contingency use.

D. Method of Acquisition

1. Determine how land is to be acquired for United States use.

2. Establish role of Marianas Land Corporation with respect to United States land requirements.

E. Land Price

1. Determine the fair market value of land in the areas to be acquired for military use -

a. Tinian

b. Tanapag Harbor

c. Isley Field

d. Farallon de Medinilla

2. Determine the timing and modalities of payment, including the method of settlement with private land owners.

F. Other items relating to land which may be pertinent to the Committee's discussions may be considered at any time by agreement of the Joint Committee Chairmen.

V. FUNDING

The expenses of their own representatives and advisers will be met by each side from their own resources. Expenses necessary to carry out the provisions of para. IV A. will be defrayed by the United States.

F. DANIEL WILLIAMS

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