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FIFTH CONGRESS OF MICRONESIA
SECOND REGULAR SESSION, 1974

H. B. NO. 263

A BILL FOR AN ACT

Prohibiting certain actions with reference to the lease of public lands, the lease of private lands, the granting and implementation of permits issued under the Foreign Investors' Business Permit Act, and the homestead program; and for other purposes.

BE IT ENACTED BY THE CONGRESS OF MICRONESIA:

1 Section 1. Lease of Public Lands. The High Commissioner or
2 any District Administrator may not refuse to grant his assent to
3 the lease of any public lands in the Trust Territory which have been
4 allocated or are otherwise available for lease on terms and
5 conditions (except for the term and consideration of such lease) not
6 generally applicable to all such land throughout the Trust Territory.

7 Section 2. Lease of private lands. The High Commissioner or any
8 District Administrator may not refuse to approve leases of private
9 land between citizens and noncitizens of the Trust Territory for
10 reasons not generally applicable to all such leases throughout
11 the Trust Territory.

12 Section 3. Business permits. The High Commissioner, any
13 District Administrator, and any District Economic Development Board
14 may not refuse to consider, reject, or revoke any business permit
15 issued, or application therefor made, under the provisions of the
16 Foreign Investors' Business Permit Act, except upon terms and
17 conditions generally applicable throughout the Trust Territory
18 or upon the provisions of district law.

19 Section 4. Homestead program. The High Commissioner may not
20 refuse to consider or grant any homestead entry permit, or application
21 therefor, except upon terms and conditions generally applicable to
22 such homestead permits and applications therefor throughout the
23 Trust Territory. The High Commissioner may not withdraw any land
24 previously designated as a homestead area from such designation, or
25 change or amend the regulations concerning such homesteads, except

1 upon terms and conditions generally applicable to the homestead
2 program throughout the Trust Territory.

3 Section 5. Civil remedy Any person aggrieved by a violation
4 of the provisions of this act may bring a civil action in the Trial
5 Division of the High Court of the Trust Territory, in any administra-
6 tive district where jurisdiction is appropriate, to compel the person
7 violating such provisions to take the affirmative action sought to
8 correct such violation.

9 Section 6. Retroactivity. The provisions of this act shall be
10 retroactive to May 1, 1973.

11 Section 7. Effective date. This act shall take effect upon
12 approval by the High Commissioner or upon its becoming law without
13 such approval.

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15 Date: _____

Introduced by:

Felipe Q. Atalig
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