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TITLE V

Applicable Laws

SECTION 501.

(a) The treaties, international agreements, and other rules of international law applicable to the Trust Territory of the Pacific Islands on the day preceding the effective date of this Compact shall be applicable to Micronesia, as well as the treaties and international agreements made applicable to Micronesia pursuant to Section 202 of this Compact.

(b) The statutory law of the United States applicable to the Trust Territory of the Pacific Islands on the day preceding the effective day of this Compact shall not be applicable to Micronesia except as otherwise provided in this Compact or in other agreements between the United States and Micronesia.

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SECTION 502.

(a) Treaties and international agreements applicable to Micronesia shall have the force of internal law in Micronesia without the need of implementing legislation if they are self-executing, regardless of whether such treaties or international agreements become applicable to Micronesia prior to or after the effective date of this Compact. A treaty or international agreement shall be presumed to be self-executing, if the United States has not enacted implementing legislation at the time of its proclamation by the President.

(b) The Government of Micronesia agrees to enact whatever domestic legislation is appropriate or required to enforce or implement those treaties, international agreements, and other rules of international law applicable to Micronesia pursuant to Section 501(a) of this Compact which are not self-executing. Such implementing legislation shall follow the corresponding legislation enacted by the United States as closely as possible, consistent with local conditions.

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(c). (1) With respect to the treaties, international agreements, and other rules of international law which are applicable to Micronesia pursuant to section 501(a) of this Compact, the implementing legislation enacted by the United States shall have the force of internal law in Micronesia pending the enactment of the Micronesian legislation provided for in subsection (b) of this section.

(2) The Government of the United States will notify the Government of Micronesia if it appears that any legislation enacted by the Government of Micronesia pursuant to section 502(b) fails to implement adequately a treaty, international agreement, or other rule of international law applicable to Micronesia. Upon such notification the laws of the United States implementing the treaty, international agreement, or other rule of international law involved shall have the force of internal law in Micronesia until Micronesia enacts adequate implementing legislation. The Government of the United States will seek to consult with the Government of Micronesia before issuing such a notification. It will consult as requested with the Government of Micronesia after issuance of such notification

and in order to determine whether the circumstances which lead to such notification have been remedied.

(d) The Government of Micronesia undertakes to comply with and to enforce faithfully the treaties, international agreements, rules of international law and laws set forth in subsections (a), (b), and (c) of this section.

SECTION 503.

(a) The Government of Micronesia agrees to enact whatever domestic legislation is required (1) to protect the personnel, property, installations, services, programs, and official information maintained by the Government of the United States in Micronesia pursuant to this Compact, and (2) to implement such services and programs. Such legislation shall follow the corresponding legislation enacted in the United States as closely as possible, consistent with local conditions. Such legislation shall include appropriate and adequate civil and criminal remedies against:

1. Fraud against the Government of the United States.
2. Theft, embezzlement, or destruction of property belonging to or in the custody of the Government of the United States; or the theft, unauthorized duplication and unauthorized disclosure of official information of the Government of the United States.

(b) If Micronesia fails to enact the legislation provided for in subsection (a) of this section, the pertinent legis-

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lation enacted in the United States shall have the force of internal law in Micronesia, pending the enactment of such legislation by Micronesia.

(c) The Government of Micronesia undertakes to comply with and to enforce faithfully the laws set forth in subsections (a) and (b) of this section.

SECTION 504.

(a) Nothing in this Compact shall be construed as constituting a submission of the United States to the jurisdiction of any of the courts of Micronesia.

(b) The United States Court of Claims shall not have jurisdiction over any claim against the United States growing out of or dependent upon this Compact.

(c) The provisions of section 1346(b) and of chapter 171, title 28, United States Code shall not be applicable to any claim arising in Micronesia.

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(U.S. Constitution, U.S. laws generally, and U.S. courts) should be put into effect at this time in full or in part.

IV. Termination of the Trusteeship

The Trusteeship Agreement must end at the same time for the entire Trust Territory. The termination of the Trusteeship therefore depends on the settlement of the status of the remaining five districts.

1. Establishment of the Commonwealth. The President of the United States will issue a proclamation establishing the Commonwealth under the sovereignty of the United States after the Trusteeship Agreement has terminated, or on the date on which the Trusteeship Agreement will terminate.

2. Those parts of the Agreement and of the Constitution of the Marianas which have not previously been put into effect will become effective by operation of law upon the establishment of the Commonwealth.

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