

See pp 2-4.

WINKEL "TOUGH, DEMANDING, BUT FAIR")

SAIPAN, MAY 25 (MNS)---HIGH COMMISSIONER-DESIGNATE ADRIAN WINKEL HAS A GENERAL REPUTATION OF BEING A "TOUGH, DEMANDING, BUT FAIR" ADMINISTRATOR AND WILL CONTINUE TO BE SO AS THE TRUST TERRITORY GOVERNMENT'S NEW CHIEF EXECUTIVE.

WINKEL MADE THAT STATEMENT IN HIS FIRST PRESS CONFERENCE IN MICRONESIA TUESDAY MORNING (MAY 24) AT THE OFFICE HE WILL BE OCCUPYING IF CONFIRMED BY THE U.S. SENATE.

IT WAS ALSO LEARNED ON SAIPAN THAT THE SENATE COMMITTEE ON ENERGY AND NATURAL RESOURCES HAS APPROVED WINKEL AND ITS DECISION WILL HAVE TO BE APPROVED BY THE FULL SENATE THURSDAY (MAY 26) TRUST TERRITORY TIME.

ASKED WHAT WILL BE HIS "GUIDING PRINCIPLE" AS HIGH COMMISSIONER, WINKEL REPLIED: "I WILL ATTEMPT TO BE AS HONEST, OPEN-MINDED, OBJECTIVE AND FAIR AS I CAN IN TERMS OF EVEN-HANDEDNESS IN DEALING WITH THE PEOPLE."

HE ADDED HE WANTS TO WORK WITH THE PEOPLE OF MICRONESIA TO MAKE THE GOVERNMENT AS EFFECTIVE AND PRODUCTIVE AS POSSIBLE. "MY ADMINISTRATION WILL BE PEOPLE-ORIENTED AND I EXPECT MY STAFF ALSO TO BE PEOPLE-ORIENTED," HE EMPHASIZED.

THE HICOM-DESIGNATE ALSO SAID HE WILL REVIEW ON AN INDIVIDUAL BASIS ALL HIGH-LEVEL POSITIONS IN THE EXECUTIVE BRANCH BEFORE MAKING ANY DECISIONS WHETHER TO REPLACE THEM. HE POINTED OUT, HOWEVER, THAT HE WILL NOT "HESITATE TO REMOVE" ANY STAFFER WHO DOES NOT LIVE UP TO HIS EXPECTATIONS. HE NOTED HE IS NOT THE TYPE OF MANAGER WHO FEELS HE CAN DO EVERYTHING BUT WILL ALSO RELY ON MEMBERS OF HIS STAFF IN RUNNING THE TT GOVERNMENT.

WINKEL DID NOT MENTION ANYTHING ABOUT WHAT HE HOPES TO ACCOMPLISH IN MICRONESIA OR WHAT THE U.S. POLICY IN MICRONESIA WILL BE PENDING HIS CONFIRMATION.

THE FORMER CHIEF CONGRESSIONAL CONSULTANT HAS A WIDE EXPERIENCE AS AN ADMINISTRATOR AND IS KNOWLEDGEABLE ABOUT NOT ONLY THE WAY THE U.S. CONGRESS OPERATES BUT IS AWARE OF MICRONESIA'S PROBLEMS AS WELL.

THE 62-YEAR OLD HICOM-DESIGNATE ARRIVE ON SAIPAN MONDAY (MAY 23) FROM HONOLULU FOLLOWING THE ROUND-TABLE DISCUSSIONS BETWEEN REPRESENTATIVES OF MICRONESIA AND THE UNITED STATES WHICH CONCLUDED RECENTLY.

HE IS ON SAIPAN ON "PERSONAL ORIENTATION" OF THE HEADQUARTERS MEETING WITH THE VARIOUS DIRECTORS AND VISITING DEPARTMENTS. HE PLANS TO LEAVE FRIDAY TO PREPARE FOR THE ANNUAL UNITED NATIONS TRUSTEESHIP COUNCIL HEARINGS SCHEDULED TO BEGIN JUNE SIXTH IN NEW YORK.

WINKEL DOES NOT PLAN TO VISIT ANY OF THE DISTRICTS UNTIL HE RETURNS BY THE END OF JUNE WITH HIS WIFE. HE HAS BEEN TO MICRONESIA TWICE PREVIOUSLY AND HAS VISITED ALL THE DISTRICTS EXCEPT KOSRAE.

(YAP CONSIDERS ITS POSITION ON FUTURE STATUS)

YAP, MAY 25 (MNS)---YAP LEGISLATOR RAPHAEL DABCHUREN HAS INTRODUCED ANOTHER RESOLUTION INTO THE VITAL ISSUE OF THE FUTURE STATUS OF MICRONESIA.

ACCORDING TO PUBLIC INFORMATION OFFICER WILLIE GORONGFEL, THERE ARE INDICATIONS THE MEASURE WILL RECEIVE FAVORABLE ACTION.

THE "ELOQUENT, CUNNING, AND OUTSPOKEN" CHAIRMAN OF THE TAXATION COMMITTEE, WHO LAST WEEK STUNNED THE WHOLE BODY BY RECALLING ACTION ON HIS TABLED BILL TO APPROPRIATE \$17,000 TO

PURCHASE A CANNON TO WARD OFF INTRUDERS INTO YAP'S TERRITORIAL WATERS, IS STILL PURSUING THE MATTER BUT ON A DIFFERENT APPROACH.

HIS OTHER RESOLUTIONS INVITING RUSSIAN FISHING VESSELS TO RESUPPLY IN YAP AND ALLOW THEIR CREWS SHORE LEAVE WAS BOMBARDED BY THE LEGISLATURE. HOWEVER, TWO OF HIS RESOLUTIONS INVITING THE ARABS AND THE REPUBLIC OF NAURU TO PROVIDE FINANCIAL AID FOR ECONOMIC DEVELOPMENT WERE EASILY ADOPTED.

THE LATEST RESOLUTION HE AUTHORED, IF ADOPTED, WILL GO ON RECORD FOR "FAVORING THE FREE ASSOCIATION WITH THE U. S. OVER ALL OTHER OPTIONS AS THE PREFERRED FORM OF FUTURE STATUS FOR MICRONESIA."

THE RESOLUTION STATED THAT NEGOTIATIONS WITH THE U. S. FOR THE PAST TEN YEARS HAVE FAILED DUE TO OTHER FACTORS BEYOND THE CONTROL OF THE MICRONESIAN NEGOTIATORS. THIS INCLUDED THE LACK OF A FIRM POLICY OR CONSENSUS AMONG THE BRANCHES OF THE U. S. GOVERNMENT AS TO WHAT MIGHT CONSTITUTE A SUITABLE CONCLUSION TO THE NEGOTIATIONS, THE TENTATIVE AND FLUCTUATING NATURE OF AMERICAN POLICY IN MICRONESIA, THE SENSELESS AND DEPLORABLE CIA SPYING IN MICRONESIA AND MANY OTHERS.

DESPITE THESE PAST AMERICAN FAILURES AND ABUSED, THE RESOLUTION STATED, THE MICRONESIAN NEGOTIATORS MUST BE URGED TO MUSTER THEIR "FINEST SENSE OF DIGNITY AND HUMANITY" TO PUT PAST ABUSES AND DIFFERENCES BEHIND THEM AND TO WORK DILIGENTLY TOWARD A RAPID AND SATISFACTORY CONCLUSION TO THE NEGOTIATIONS. IT ALSO ADDED THAT THE YAP DISTRICT LEGISLATURE TRULY FAVORS "MODIFICATIONS ON BOTH THE DRAFT COMPACT OF FREE ASSOCIATION WITH THE U. S. AND CONSTITUTION OF THE FEDERATED STATES OF MICRONESIA" IF THAT BECOMES NECESSARY.

THE RESOLUTION IF ADOPTED, WILL MEAN THAT THE LEGSLATURE ENDORSES AND SUPPORTS THE FOLLOWING POSITIONS RELATIVE TO MICRONESIA'S FUTURE: (1) A RAPID AND SUCCESSFUL CONCLUSION OF THE STATUS TALKS WITH THE U. S. GOVERNMENT; (2) THE CONTINUED UNITY OF ALL DISTRICTS OF MICRONESIA; (3) FREE ASSOCIATION WITH THE U. S. AS THE PREFERRED FORM OF FUTURE STATUS OF MICRONESIA; (4) MODIFICATION OF THE PROPOSED MICRONESIAN CONSTITUTION AND OR THE DRAFT COMPACT OF FREE ASSOCIATION IF NECESSARY TO PRESERVE UNITY AND TO SATISFACTORILY CONCLUDED THE STATUS TALKS; AND (5) THE MICRONESIAN COMMISSION ON FUTURE POLITICAL STATUS AND TRANSITION AS THE SOLE AUTHORIZED REPRESENTATIVE NEGOTIATING BODY FOR ALL OF MICRONESIA.

GORONGFEL SAID THE RESOLUTION IS STILL IN THE COMMITTEE FOR FURTHER STUDY. FINAL ACTION ON THE RESOLUTION IS EXPECTED THIS WEEK.

(TRUK SUBMITS ITS PROPOSED CHARTER)

SAIPAN, MAY 25 (MNS)---TRUK BECOMES THE FIRST DISTRICT IN MICRONESIA TO SUBMIT ITS PROPOSED CHARTER FOR THE DISTRICT GOVERNMENT TO THE MICRONESIAN COMMISSION ON FUTURE POLITICAL STATUS AND TRANSITION FOR REVIEW PRIOR TO ITS SUBMISSION TO THE CONGRESS OF MICRONESIA.

THE PROPOSED CHARTER WOULD GRANT A GREATER DEGREE OF SELF-GOVERNMENT TO THE PEOPLE OF TRUK IN RUNNING THEIR OWN AFFAIRS.

THE COMMISSION DOES NOT HAVE THE AUTHORITY TO MAKE REVISIONS OR AMENDMENTS BUT COULD REVIEW THE CHARTERS AS THEY ARE SUBMITTED BY THE DISTRICTS AND PROPOSE CHANGES AS THEY SEE

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FIT TO MAKE THEM CONSISTENT WITH THE UNITED NATIONS TRUSTEESHIP AGREEMENT AND CHARTER.

THE CONGRESS OF MICRONESIA, BY LAW, CAN MAKE REVISIONS AND AMENDMENTS PRIOR TO THEIR ADOPTION BUT FINAL APPROVAL STILL HAS TO COME FROM THE HIGH COMMISSIONER.

THE PROPOSED TRUK CHARTER INCLUDES THREE BRANCHES OF GOVERNMENT, THE EXECUTIVE, JUDICIARY AND LEGISLATIVE BRANCHES. IT ALSO CONTAINS A BILL OF RIGHTS.

UNDER THE EXECUTIVE BRANCH, THERE WILL BE AN ELECTED GOVERNOR, AND LIEUTENANT GOVERNOR, EACH FOR A FOUR-YEAR TERM. THEY CAN ONLY SERVE TWO-TERMS FOR A TOTAL OF EIGHTS YEARS. IN THE GENERAL ELECTION, THE PERSON RECEIVING THE HIGHEST NUMBER OF VOTES "AND AT LEAST 45 PERCENT OF THE VOTES CAST" WOULD BE THE GOVERNOR. "IN CASE NO PERSON RECEIVES 45 PERCENT OF THE VOTES CAST, THE SELECTION OF THE GOVERNOR SHALL BE DETERMINED BY SPECIAL ELECTION BETWEEN THE TWO PERSONS RECEIVING THE HIGHEST NUMBER OF VOTES IN THE GENERAL ELECTION," THE PROPOSED CHARTER STATES.

TO QUALIFY, THE CANDIDATE MUST BE AT LEAST 35 YEARS OLD. THE GOVERNOR, AS PROVIDED UNDER THE PROPOSED TRUK CHARTER, SHALL HAVE A SALARY OF \$18,000 PER YEAR AND THE LIEUTENANT GOVERNOR \$15,000. HE WILL APPOINT HIS CABINET MEMBERS WITH THE ADVISE AND CONSENT OF THE DISTRICT LEGISLATURE.

THE LEGISLATURE SHALL HAVE 16 MEMBERS ELECTED FOR A TWO-YEAR TERM. CANDIDATES MUST BE AT LEAST 25 YEARS OF AGE. SALARIES FOR EACH MEMBER SHALL BE \$6,000 A YEAR PLUS \$1,000 ALLOWANCE. SPEAKER'S SALARY IS SET AT \$8,000 A YEAR.

THE LEGISLATURE SHALL MEET ANNUALLY IN A REGULAR SESSION FOR 30 CALENDAR DAYS BEGINNING ON THE FIRST MONDAY OF MAY. A SPECIAL SESSION MAY BE CALLED BY THE GOVERNOR FOR 15 DAYS.

TWO-THIRDS OF THE MEMBERS PRESENT SHALL CONSTITUTE QUORUM BUT A MAJORITY IS NEEDED TO PASS A BILL OR RESOLUTION.

THE GOVERNOR, UNDER THE CHARTER PROPOSED FOR TRUK DISTRICT, SHALL HAVE 10 DAYS DURING THE SESSION TO ACT ON ANY BILLS PASSED BY THE LEGISLATURE AND 30 DAYS TO ACT ON A MEASURE AFTER ADJOURNMENT. HE WILL HAVE VETO POWER BUT THE LEGISLATURE CAN OVERRIDE HIS VETO WITH TWO-THIRDS VOTING IN THE AFFIRMATIVE.

NO MEMBERS OF THE LEGISLATURE SHALL BE HELD ANSWERABLE TO ANY TRIBUNAL FOR STATEMENTS MADE OR ACTION TAKEN IN THE FLOOR OF THE LEGISLATURE WHILE IN SESSION. THEY ARE IMMUNE FROM ARREST DURING THEIR ATTENDANCE AT SESSIONS, COMMITTEE MEETINGS, AND IN GOING TO AND RETURNING FROM MEETINGS.

THE LEGISLATURE ALSO HAS IMPEACHMENT POWERS.

IN THE JUDICIARY BRANCH, THE DISTRICT COURT SHALL BE VESTED WITH THE JUDICIAL POWER OF THE DISTRICT GOVERNMENT. THE DISTRICT COURT SHALL BE THE HIGHEST COURT AND SHALL CONSIST OF A CHIEF JUSTICE AND TWO ASSOCIATE JUSTICES AND COULD INCREASE BY LAW UPON REQUEST BY THE DISTRICT COURT.

THE CHIEF JUSTICE AND HIS TWO ASSOCIATES SHALL BE APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE DISTRICT LEGISLATURE. THE NOMINEE SHALL BE AT LEAST 35 YEARS OLD. COMPENSATION FOR THE COURT'S EMPLOYEES SHALL BE PRESCRIBED BY LAW, AS WILL THEIR TERM OF OFFICE.

UNDER THE TAXATION AND FINANCE SECTION OF THE PROPOSED TRUK CHARTER IT STIPULATES THAT PROPERTY TAX SUCH AS PRIVATE LEASEHOLDS, CONTRACTS OR INTERESTS IN PROPERTY OWNED OR HELD BY THE IT, DISTRICT OR POLITICAL SUBDIVISIONS SHALL BE "TAXABLE TO THE EXTENT OF INTEREST." FUNDS COLLECTED UNDER THIS SYSTEM SHALL BE HELD UNDER

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THE GENERAL FUND OF THE DISTRICT LEGISLATURE FOR APPROPRIATIONS FOR DISTRICT PROJECTS. THE LEGISLATURE SHALL NOT APPROPRIATE FUNDS EXCEEDING THE AMOUNT MADE AVAILABLE FROM REVENUES DERIVED BY TAXES.

THE LEGISLATURE ALSO MAY APPOINT AN AUDITOR AND REPORT TO THE LEGISLATURE AND TO THE GOVERNOR.

UNDER THE "LOCAL GOVERNMENT" SECTION, THERE SHALL BE MUNICIPAL GOVERNMENT TO BE CREATED BY THE DISTRICT LEGISLATURE WITHIN THE DISTRICT OF TRUK. TAXING POWERS, HOWEVER, IS RESERVED TO THE LEGISLATURE EXCEPT THOSE DELEGATED TO THE MUNICIPALITIES BY THE LEGISLATURE.

THERE IS ALSO IN THE PROPOSED TRUK CHARTER A "GENERAL PROVISIONS" SECTION WHICH PROVIDES THAT THE DISTRICT GOVERNMENT AND ITS POLITICAL SUBDIVISION MAY COOPERATE WITH THE U.S. AND ITS TERRITORIES, THE TT GOVERNMENT AND THE OTHER DISTRICTS ON "MATTERS OF COMMON INTEREST."

IN ORDER FOR THE CHARTER TO BE REVISED OR AMENDED, TWO-THIRDS OF THE LEGISLATURE'S AFFIRMATIVE VOTE IS NECESSARY OR THROUGH A REFERENDUM. THE HIG COMMISSIONER IS ALSO GIVEN THIS AUTHORITY.

ACCORDING TO THE CHARTER, THE GENERAL ELECTION FOR THE GOVERNORSHIPS AND LEGISLATURE SHALL TAKE PLACE NOT LESS THAN 90 DAYS AFTER THE EFFECTIVE DATE OF THIS CHARTER.

THE DEADLINE FOR SUBMISSION OF DISTRICT CHARTERS TO THE CONGRESS OF MICRONESIA IS OCTOBER 1, 1977.

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