

MARIANAS
SAIPAN TALKING PAPER
DEC 1972

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- FORMS OF POLITICAL ASSOCIATION AND ORGANIZATION WITHIN FRAMEWORK OF
CLOSE ASSOCIATION.

B
TALK BRIEFLY ABOUT THREE THINGS:

1. WHAT ARE PRESENT ARRANGEMENTS U.S. HAS WITH OTHER SELF-GOVERNING TERRITORIES WITHIN THE CLOSE FAMILY?
2. WHAT DO THESE HAVE IN COMMON?
3. HOW DO THEY DIFFER?

- THESE ARE FACTUAL QUESTIONS TO WHICH WE HOPE TO BE ABLE TO PROVIDE ANSWERS EITHER HERE OR IN FUTURE.

- PROCESS OF MUTUAL EXPLORATION BEGINNING NOW BUT TO BE DEVELOPED IN DEPTH IN OUR LATER MEETINGS.

- KNOW YOU HAVEN'T MADE YOUR STUDIES YET, AND PERHAPS THIS WILL HELP IDENTIFY A FEW AREAS FOR FRAMEWORK AND A FEW PROBLEMS TO BE MUTUALLY RESOLVED.

- WE OURSELVES HAVE NOT DEVELOPED OUR OWN FIRM POSITIONS.

- OBLIGATED TO CONSULT WITH OUR CONGRESS FIRST, WHICH HAVE NOT BEEN ABLE TO BECAUSE OF THEIR REORGANIZATION.

- HOPE YOUR QUESTIONS WILL LET US FOCUS ON AREAS WHERE WE CAN ^{FIT} PROBABLY ENGAGE IN FURTHER MUTUAL EXPLORATION AND FIND MUTUAL SOLUTIONS IN FUTURE MEETINGS.

- RECOGNIZE AND APPRECIATE BORJA'S REMARKS REFERRED TO BY AMB WILLIAMS IN WHICH HE SPOKE ~~MAINLY~~ ^{WARM} OF COMMONWEALTH ARRANGEMENTS.

- BELIEVE WE NEED TO KNOW ALL RAMIFICATIONS IN ORDER TO UNDERSTAND IT BETTER.

- LABEL NOT SO IMPORTANT AS WHAT LIES BENEATH IT.

- ALL NEED TO UNDERSTAND THIS THOROUGHLY AS BASIS FOR ~~FRAMEWORK~~ ^{FUTURE}

- COMMONWEALTH ITSELF AN OLD TERM WHICH CAN BE USED TO DESCRIBE SEVERAL DIFFERENT ARRANGEMENTS.
- NEED TO KNOW WHAT SUBSTANCE OF THOSE ARRANGEMENTS IS.
- HISTORICAL PATTERN OF LABELS ATTACHED TO CLOSE ASSOCIATION.

- POSSESSION

- COMMONWEALTH
- TERRITORY
- (MODIFIED COMMONWEALTH)

unincorporated non organized territory

- UNINCORPORATED ORGANIZED TERRITORY
- INCORPORATED ORGANIZED TERRITORY

ORGANIZED UNINCORPORATED
BUT THEY REALLY MEAN VERY LITTLE

- INCORPORATED APPLIED ONLY TO TERRITORIES LIKE ALASKA AND HAWAII ON VERGE OF STATEHOOD. *which are promised ultimate statehood*

PRESENT LABELING:

PUERTO RICO - COMMONWEALTH

VIRGIN ISLANDS - UNINCORPORATED TERRITORY *ORGANIZED (FEDACT ESTABLISHES LOCAL GOV)*

AMERICAN SOMOA - UNINCORPORATED TERRITORY *UNORGANIZED (No FEDACT)*

GUAM - UNINCORPORATED TERRITORY *ORGANIZED*

PHILIPPINES - (PAST) COMMONWEALTH *(1935-46) / (1902-39) ORGANIZED*

- ALMOST ALL FORMS ENJOY CERTAIN THINGS IN COMMON

DEFINITION international status toward independence

- POLITICAL STRUCTURE LIKE U.S.
- TRADE AND COMMERCIAL BENEFITS
- SOCIAL AND ECONOMIC BENEFITS

- POLITICAL FEATURES

- EXCEPT FOR SOMOA, U.S. CITIZENS AND PROTECTED BY BILL OF RIGHTS. *All are*
- REPUBLICAN FORM OF GOVERNMENT (SOMOA HAS OWN SPECIAL ARRANGEMENTS)

- EXEC, LEGISLATURE, JUDICIARY

- SEPARATION OF POWERS, WITH CHECKS AND BALANCES



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- REPRESENTATION IN U.S. CONGRESS (THO STILL NON-VOTING)
 - ALL BUT SOMOA AND PUERTO RICO (President Commission) ^{A (DASTA)}
- MAY HAVE LOCAL CONSTITUTION OR ORGANIC ACT OF U.S. CONGRESS ESTABLISHING POWERS OF LOCAL GOVERNMENT
- ALL ELECT LOCAL EXECUTIVES EXCEPT SOMOA ^A
- ALL WITHOUT EXCEPTION ELECT OWN LEGISLATIVE ASSEMBLIES WITH POWER TO:
 - TAX
 - APPROPRIATE LOCAL REVENUES
 - MAKE OWN LOCAL LAWS NOT IN CONFLICT WITH INTERNATIONAL TREATIES (like US states) OR U.S. FEDERAL LAWS APPLICABLE TO TERRITORIES
- U.S. RETAINS EMINENT DOMAIN POWERS IN ALL CASES
- ALL EXCEPT SOMOA HAVE ACCESS TO FEDERAL COURT SYSTEM OR BY POWER OF APPEAL THROUGH SYSTEM TO U.S. SUPREME COURT ^A n CA.
- ALL HAVE RIGHT OF SELF-DETERMINATION WITH FREE CHOICE BY INDIVIDUALS.
- TRADE AND COMMERCE (CARPENTER TO SUPPLY IN DETAIL)
 - COMMON TRADE ZONE WITH U.S. ^{9 L}
 - ~~COMMON TRADE ZONE WITH U.S. TERRITORIES~~
 - ~~DUTY FREE ENTRY INTO US~~ except for products 50% of total territory
 - U.S. TARIFFS APPLY ONLY IN CASE OF PUERTO RICO
 - FREE TRADE ZONES? Guam V.I.
- SOCIAL AND ECONOMIC BENEFITS FROM FEDERAL PROGRAMS (DETAILS ALSO BY DASTA)

(WILL LEAVE FINANCIAL AND ECONOMIC TO CARPENTER, ONLY LISTING HERE TO PROVIDE OVERALL PICTURE OF BENEFITS AVAILABLE.)

 - BUSINESS BENEFITS
 - SMALL BUSINESS ASSISTANCE
 - AGRICULTURAL DEVELOPMENT PROGRAMS
 - BANKING AND CURRENCY REGULATIONS, SAFEGUARDS AND BENEFITS



- SOCIAL AND COMMUNITY BENEFITS (TO NAME A FEW)

can to can

- POSTAL SERVICE
 - WEATHER SERVICE
 - EMERGENCY RELIEF PROGRAMS (TYPHOON DAMAGE)
 - COMMUNITY ACTION PROGRAMS
 - URBAN DEVELOPMENT PROGRAMS
 - EDUCATIONAL ASSISTANCE
 - SCHOOL LUNCH PROGRAMS
 - CHILD BREAKFAST PROGRAMS
 - MATERNAL AND CHILD CARE
 - LOW COST HOUSING
 - ECOLOGICAL ASSISTANCE
 - PARK AND WILDLIFE ESTUARY PROGRAMS
 - FEDERAL AID TO WILDLIFE RESTORATION AND PROTECTION
 - FISH RESTORATION AND MANAGEMENT
 - MARINE RESOURCES DEVELOPMENT
 - AIRPORT AND HIGHWAY CONSTRUCTION
 - U.S. MARSHALL & U.S. ATTORNEY SERVICES
 - BENEFITS FROM MILITARY PRESENCE
- ALL THIS FROM CLOSE ASSOCIATION, BUT NEED TO EXPLORE JOINTLY IN DETAIL
IN FUTURE SESSIONS
- HOW ABOUT QUESTIONS NOW FOR ME AND FOR EXPERTS HERE ON U.S. DELEGATION.

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