
AN ACT

To amend Chapter 1 of Title 25 of the Trust Territory Code, on Quarantine Regulations, by amending Sections 1 through 9 thereof, and for other purposes.

BE IT ENACTED BY THE CONGRESS OF THE FEDERATED STATES OF MICRONESIA:

1 Section 1. Chapter 1 of Title 25 of the Trust Territory Code, on
2 Quarantine Regulations, is hereby amended by amending Sections 1 through
3 9 thereof to read as follows:

4 (1) "Section 1. Purpose. In order to protect the agricultural
5 and general well-being of the people of the Federated States of
6 Micronesia, quarantines are promulgated as a means of preventing
7 the introduction and further dissemination of injurious insects,
8 pests, and diseases into and within the Federated States of
9 Micronesia."

10 (2) "Section 2. Plant and animal quarantines-Regulations.

11 (1) With the prior approval of the President of the
12 Federated States of Micronesia, the Director of Resources and
13 Development, shall issue plant and animal quarantines and regula-
14 tions, relating to the administration and enforcement of the
15 controls established by this Chapter.

16 Letters and memoranda may be issued from time to
17 time by the Director of Resources and Development relating to
18 the administration and enforcement of such controls, quarantines
19 and regulations.

20 (2) Emergency State Orders relating to domestic
21 quarantine may be issued from time to time by the different
22 Governors, providing such Orders are not in conflict with the

1 controls, quarantines and regulations issued pursuant to
2 Subsection (1) of this Section.

3 (3) The plant and animal quarantines and regulations
4 issued pursuant to this Chapter shall be translated in whole or
5 in summary from English to the predominant native language of
6 each local government area, and shall be published by posting in
7 each local-government office and filing with each Clerk of Courts
8 a copy of such translation and a copy of the English language
9 version."

10 (3) "Section 3. Administration and enforcement.

11 (1) The Director of Resources and Development shall
12 administer the provisions of the plant and animal quarantine
13 controls, quarantines and regulations.

14 (2) Agricultural Quarantine Inspectors may be appointed
15 by the Director of Resources and Development and shall enforce the
16 provisions of the plant and animal quarantine controls, quarantines
17 and regulations.

18 (3) The Director of Resources and Development, if he
19 deems it advisable and necessary, may appoint as Agricultural
20 Quarantine Inspectors the same officials empowered to make customs
21 and immigration inspections in the Federated States of Micronesia,
22 who, upon appointment, shall make agricultural quarantine
23 inspections and shall enforce the provisions of the plant and
24 animal quarantine controls, quarantines and regulations.

25 (4) Nothing in this act shall be deemed to prohibit

1 continuation of performance of the agricultural quarantine
2 inspection function within each state of the Federated States of
3 Micronesia by state Inspectors appointed for that purpose by the
4 Governor of each state."

5 (4) "Section 4. Emergency measures authorized.

6 (1) Upon the discovery of a situation not covered by
7 the controls, quarantines or regulations issued under this Chapter,
8 or any other situation warranting immediate action, emergency
9 quarantine measures may be made at any time by an Agricultural
10 Quarantine Inspector or the Director of Resources and Development.

11 (2) Such emergency quarantine measures must be reviewed
12 by the President of the Federated States of Micronesia and either
13 incorporated into existing regulations in the manner which is or
14 may be provided by law, or rescinded as soon as practicable after
15 issuance, and in no case shall such action be taken later than
16 thirty days after the measure is taken."

17 (5) "Section 5. Inspection.

18 (1) All animals and plants or parts thereof, including
19 seeds, fruits, vegetables, cuttings, etc., entering or transported
20 within the Federated States of Micronesia are subject to inspection
21 by Agricultural Quarantine Inspectors and may be refused entry
22 into or movement within the Federated States of Micronesia if they
23 are known to be, or are suspected of being, infected or infested
24 with disease or pests.

25 (2) All aircraft and vessels or their cargoes, including

1 baggage, ship's stores and ballast, entering or moving within the
2 Federated States of Micronesia, are subject to inspection by
3 Agricultural Quarantine Inspectors for the purpose of enforcing
4 the controls, quarantines and regulations established pursuant
5 to this Chapter; PROVIDED, that such inspections of U.S. military
6 aircraft and vessels shall be subject to existent military
7 security regulations.

8 (3) It shall be a petty misdemeanor for anyone to
9 interfere with or refuse to submit to the inspections authorized
10 by this Section."

11 (6) "Section 6. Manifests and movements information. Cargo
12 manifests and other similar documents concerning aircraft and
13 vessels traveling in the Federated States of Micronesia will be
14 made available to the Agricultural Quarantine Inspectors upon
15 request. Those authorities having information as to the move-
16 ments of aircraft and vessels will furnish such information to
17 Agricultural Quarantine Inspectors upon request; PROVIDED, that
18 the provisions of this Section are subject to military security
19 regulations."

20 (7) "Section 7. In-transit material to be kept on board. Any
21 animals, plants, or other quarantinable material in transit
22 through the Federated States of Micronesia on aircraft or vessels,
23 shall be kept aboard such aircraft or vessels while in port or on
24 any island of the Federated States of Micronesia, unless such
25 material is otherwise enterable. If it is necessary to transfer

1 such quarantinable material from one vessel or aircraft to
2 another, such transfer shall be made under the direction of an
3 Agricultural Quarantine Inspector, and with such safeguards as
4 he deems necessary."

5 (8) "Section 8. Contraband material. Anything attempted to
6 be brought into or transported within the Federated States of
7 Micronesia in contravention of the controls, quarantines or
8 regulations established pursuant to this Chapter shall be seized
9 by an Agricultural Quarantine Inspector and destroyed by fire
10 or other appropriate means, or expelled from the Federated
11 States of Micronesia, or returned to its place of origin, at
12 the shipper's expense, depending on the pest risk involved."

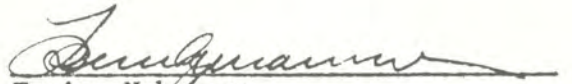
13 (9) "Section 9. Disinsectization. Vessels and aircraft
14 traveling into or within the Federated States of Micronesia and
15 known or suspected upon reasonable grounds to be harboring
16 insects or other agricultural pests will be subject to spraying
17 with insecticides or such other treatment as may be deemed
18 necessary by an Agricultural Quarantine Inspector; PROVIDED,
19 that the spraying of aircraft with insecticides and the
20 fumigation of ships is subject to Public Health Regulations."

21 Section 2. Upon approval by the President of the Federated States
22 of Micronesia, or upon becoming law without such approval, this act shall
23 take effect upon the transfer of quarantine functions from the Government
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1 of the Trust Territory, and the acceptance of those functions by the
2 Federated States of Micronesia.

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December 17, 1979


Tosiwo Nakayama
President
Federated States of Micronesia