

NITIJELA OF THE MARSHALL ISLANDS

21ST CONSTITUTIONAL REGULAR SESSION, 2000

BILL NO. 31 N.D.2

P.L. 2001-29

An Act

To amend Sections 106, 107 and 130 of the Immigration and Emigration Act 1986, 43 MIRC, Chapter 1, to make provisions for the transfer of, and responsibility for, the administration of the Act from the Ministry of Foreign Affairs to the Ministry of Justice and the Office of the Attorney-General.

BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:

Section 1. Short Title.

This Act may be cited as the Immigration and Emigration (Amendment) Act of 2000.

Section 2. Amendment

The Immigration and Emigration Act 1986, 43 MIRC, Chapter 1, Sections 106, 107 and 130 are hereby amended to read as follows:

"Section 106. Powers and duties of officers.

(1) In the exercise, performance or discharge of the powers, duties and functions conferred, imposed or assigned by or under this Chapter:

(a) the Controller shall be subject to the general or special directions of the Attorney-General, or in his absence, the Deputy Attorney-General;
and

(b) the Deputy Controller, each Assistant Controller and each authorized

P.L. 2001-29

officer shall be subject to the general or special control of the Controller.

(2) The Controller, the Deputy Controller and every Assistant Controller may exercise, perform or discharge any power, duty or function vested in or imposed or conferred upon, an authorized officer, by or under this Chapter.

(3) The Attorney-General or in his absence, the Deputy Attorney-General, may exercise, perform or discharge any power, duty or function vested in, or imposed or conferred upon, the Controller or an authorized officer, by or under this Chapter.

Section 107. Authorization by the Minister to act on his behalf.

The Minister may either generally or specially authorize the Attorney-General, or in his absence, the Deputy Attorney-General, or the Controller to exercise, perform or discharge any power (other than the power conferred by Sections 103, 132 or 154 of this Chapter), duty or function vested in, or imposed or conferred upon, the Minister, by or under this Chapter.

Section 130. Report.

The Attorney-General, or in his absence, the Deputy Attorney-General shall prepare a report to be submitted to the Cabinet and the Speaker no later than 1 January 1993, and every other year thereafter. This report shall describe:

(a) the travel restrictions being placed on citizens of the Republic by:

(i) nations in the Pacific area,

(ii) other nations of the World;

(b) the progress of efforts to eliminate, on a mutual and reciprocal basis, restrictions on travel; and

P.L. 2001-29

(c) all measures and actions that have been taken by the Ministry since the last report with respect to reciprocal enforcement of Visa requirements.”

Section 3. Effective Date.

This Act shall take effect on the date of certification in accordance with Article IV, Section 21 of the Constitution.

Certificate

I hereby certify:

(1) that the Nitijela Bill No. 31 N.D.2 has been passed by the Nitijela of the Marshall Islands on the 24th day of September, 2001; and

(2) that I am satisfied that Nitijela Bill No. 31 N.D.2 has been passed in accordance with the Constitution of the Republic of the Marshall Islands and the Rules of the Nitijela .

I hereby place my signature before the Clerk of the Nitijela this 18th day of October, 2001.

Attest:

Litokwa Tomeing
Litokwa Tomeing, Speaker
Nitijela of the Marshall Islands

Joe E. Riklon
Joe E. Riklon, Clerk
Nitijela of the Marshall Islands