NITIJELA OF THE REPUBLIC OF THE MARSHALL ISLANDS

37TH CONSTITUTIONAL REGULAR SESSION, 2016 **RESOLUTION NO.:** 21

A
RESOLUTION

Requesting the Nitijela to approve the ratification by the Republic of the Marshall Islands of the 2005 Amendment to the 1987 Convention on the Physical Protection of Nuclear Material (CPPNM).

WHEREAS, the United Nations first adopted the International Convention on Physical Protection of Nuclear Material on March 3, 1980 which shall enter into force on the thirtieth day following the date of deposit of the twenty first instrument of ratification, acceptance or approval with the depository; and

WHEREAS, the accession by the Republic of the Marshall Islands to the International Covenant on Physical Protection of Nuclear Material was adopted through Resolution No. 69 during the Nitijela of the Republic of the Marshall Islands 23rd Constitutional Regular Session, 2002, on 23rd day of January 2002; and

WHEREAS, on 3 February 2005, all State Parties agreed to participate in a Conference to consider the proposed amendments to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM"); and

WHEREAS, the *Amendment* to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM"), a copy of which is attached as Exhibit "A", was adopted by consensus of the Conference on 8 July 2005, and

WHEREAS, the Amendment to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM") requires no signatures but is subject only to ratification, acceptance, or approval and shall enter into force for each State Party that deposits its instrument of ratification, acceptance or approval of the 2005 Amendment

to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM"); and

WHEREAS, at its meeting on March 9th, 2016, the Cabinet approved and authorized the ratification of the 2005 Amendment to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM"); and in accordance with Article V, Section (3) (d) of the Constitution of the Republic of the Marshall Islands, directed the Minister of Foreign Affairs to introduce corresponding resolution for the ratification of the 2005 Amendment to the 1987 Convention on the Physical Protection of Nuclear Material; and

WHEREAS, Article V, Section 1(3)(d) of the Constitution requires that no treaty shall be finally accepted without the approval of the *Nitijela*, signified by Resolution.

NOW THEREFORE BE IT RESOLVED, by the People of the Republic of the Marshall Islands, through their Nitijela at its 37th Constitutional Regular Session further to Article V, Section 1(3) (d) of the Constitution, that the Nitijela hereby approves the Republic of the Marshall Islands' ratification of the 2005 Amendment to the 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM"); now therefore,

BE IT RESOLVED that the Minister of Foreign Affairs shall execute and transmit to the Secretary-General of the United Nations depositary letters and ratification documents for the 2005 Amendment to 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM") on the basis of the foregoing, and that the Minister of Foreign Affairs and his Ministry use all available means to communicate to all other Parties to the Convention the firm resolve of the *Nitijela* for the earliest possible entry into force of the 2005 Amendment to 1987 Convention on the Physical Protection of Nuclear Material ("CPPNM").

CERTIFICATE

I hereby certify:

1. That Nitijela Resolution No. 21 was passed by the Nitijela of the Republic of the Marshall Islands on the _____day of _____, 2016; and

2. That I am satisfied that Nitijela Resolution No. 21 was adopted in accordance with the relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the Nitijela.

I hereby place my signature before the Clerk this _____day of _____2016.

Attest:

Hon. Kenneth A. Kedi
Speaker
Nitijela of the Marshall Islands

Lena E. Tiobech
Acting Clerk
Nitijela of the Marshall Islands