

**NITIJELA OF THE MARSHALL ISLANDS**

**23<sup>rd</sup> CONSTITUTIONAL REGULAR SESSION, 2002**

**BILL NO: 112 N.D.1**

*P.h. 2002-69*

**AN ACT**

1 to further amend section 5.5 of the Marshall Islands Ports Authority Act of 1999 (the Act) to allow  
2 up to 10% of the Authority's annual revenues to be paid into the Transportation Services Fund, for  
3 the purposes of the Ministry of Communications and Transportation under the Transportation  
4 Services Fund Act, 2001, and to repeal section 5.12 of the Act in its entirety.  
5

6 **BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS**

7 **Section 1. Short Title**

8 This Act may be cited as the Marshall Islands Ports Authority (Amendment) Act, 2002

9 **Section 2. Amendment**

10 Section 5.5 of the Act is hereby amended to read in the following manner;

11 **“Section 5.5 Expenditure of the Fund**

12 (1) The Authority may only use money in the Fund in accordance with  
13 its budget, except in the case of unforeseen events. In this case the expenditure  
14 must be approved in writing by the Board.

15 (2) Money received by the Authority for a specific purpose must be  
16 used only for that purpose.

17 (3) As used in this Section, “unforeseen events” include events which  
18 arise out of, are incidental to, the functions of the Authority under section 2.3 of  
19 this Act.

20 (4). In addition to the expenditures of the Authority as described in

*P.L. 2002-69*

1 subsections (1), (2) and (3) above, the Authority shall pay into the Transportation  
2 Services Fund any amount up to a maximum of 10% of revenues earned by the Authority  
3 in the previous year , for the purposes of the Ministry of Communications and  
4 Transportation, as set out under the Transportation Services Fund Act of 2001.

5 **Section 3. Repeal**

6 Section 5.12 of the Marshall Islands Ports Authority Act, 1999 is hereby repealed in its  
7 entirety.

8 **Section 4 Effective Date**

9 This Act shall take effect on the date of certification, in accordance with the Rules of  
10 Procedures of the Nitijela and the relevant provisions of the Constitution of the Republic of the  
11 Marshall Islands.

12 **CERTIFICATE**

13 I hereby certify;

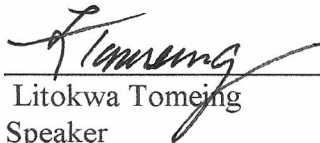
14 (1). that the above Nitijela Bill No. 112 N.D.1 was passed by the Nitijela of the  
15 Marshall Islands on the 11<sup>th</sup> day of October, 2002; and

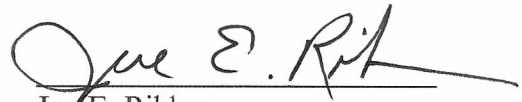
16 (2). that I am satisfied that Nitijela Bill No. 112 N.D.1 was passed in accordance with  
17 the Constitution of the Republic of the Marshall Islands and the Rules of Procedures of the  
18 Nitijela.

19 I hereby place my signature before the Clerk of the Nitijela on this 11<sup>th</sup> day  
20 of November 2002.

Attest:

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\_\_\_\_\_  
Litokwa Tomeing  
Speaker  
Nitijela of the Marshall Islands

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