

1 AN

2 ACT

3
4 to amend Title 27, Chapter 2 of the MIRC to include as jurisdiction of the High Court of the
5 Republic of the Marshalls to approve corpus of the trust fund for the four atolls established under
6 177 Agreement.

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8 **BE IT ENACTED BY THE NITIJELA OF THE REPUBLIC OF THE MARSHALL**
9 **ISLANDS:**

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11 **Section 1. Short title.**

12 This Act may be cited as the Judiciary (Approval of Trust Funds)(Amendment) Act,
13 2013.

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15 **Section 2. Amendment.**

16 Section 211 of the Principal Act is amended as follows:

17 **“§211. Jurisdiction of the High Court.**

18 (1) The jurisdiction of the High Court is as provided in:

19 (a) Article VI, Section 3 of the Constitution of the Marshall Islands (general
20 jurisdiction);

21 (b) Article II, Section 5 of the Constitution of the Marshall Islands (compensation
22 for compulsory acquisition);

23 (c) Article III, Section 1(8) of the Constitution of the Marshall Islands
24 (membership of the Council of Iroij);

25 (d) Article IV, Section 9 of the Constitution of the Marshall Islands (membership
26 of the Nitijela);

27 (e) Article XI of the Constitution of the Marshall Islands (relating to citizenship);

28 (f) this Chapter; and

29 (g) any other law of the Republic.

1 (2) In particular, the High Court has jurisdiction in probate, admiralty and maritime
2 matters, and the adjudication of title to land or any interest in land.

3 (3) In addition, the High Court has the powers with regard to the determination of the
4 size, membership and procedures of the Traditional Rights Court conferred by Article VI,
5 Section 4(2) of the Constitution of the Marshall Islands and Section 223 of this Chapter.”

6 (4) In addition, the High Court has the power to approve the invasion of corpus of the
7 trust funds of the four atolls established pursuant to the Section 177 Agreement, until such time a
8 tribunal is established or funds are available to the Nuclear Claims Tribunal to carry out such
9 functions.

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11 **Section 3. Effective Date.**

12 This Act shall take effect on the date of certification in accordance with the Constitution
13 of the Republic of the Marshall Islands and Rules of Procedures of the Nitijela.

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17 **CERTIFICATE**

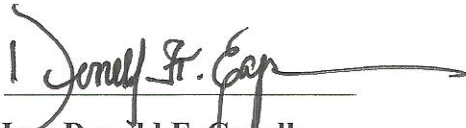
18 **I hereby certify:**

19 1. That Nitijela Bill No. 41ND1 was passed by the Nitijela of the Republic of the
20 Marshall Islands on the 19th day of March, 2013; and

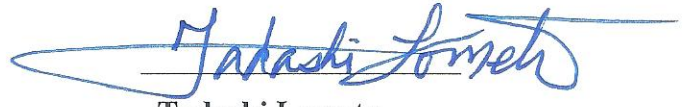
21 2. That I am satisfied that Nitijela Bill No. 41ND1 was passed in accordance with the
22 relevant provisions of the Constitution of the Republic of the Marshall
23 Islands and the Rules of Procedures of the Nitijela.

24
25 I hereby place my signature before the Clerk this 3rd day of June 2013.

Attest:



Hon. Donald F. Capelle
Speaker
Nitijela of the Marshall Island



Tadashi Lometo
Clerk
Nitijela of the Marshall Islands

