

TITLE 10 – PLANNING AND ECONOMIC DEVELOPMENT
CHAPTER 15 - JALUIT ATOLL ECONOMIC DEVELOPMENT AUTHORITY



Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

**JALUIT ATOLL ECONOMIC DEVELOPMENT
AUTHORITY ACT 2000**

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AN ACT to establish the Jaluit Atoll Economic Development Authority and to provide all the powers necessary to plan for the development and implementation of all programs and projects for the social, economic and educational betterment of the people of Jaluit Atoll, with responsible and appropriate review by the Government of the Republic of the Marshall Islands to ensure fiscal responsibility and consistency with the development policies of the Government of the Republic.

Commencement:

October 7, 2002

Source:

P.L. 2002-61

§1501. Short Title.

This Chapter may be cited as Jaluit Atoll Economic Development Authority Act, 2000. [P.L. 2002-61, §1.]

§1502. Purpose.

It is the intent of this legislation to create a vehicle by which the people of Jaluit Atoll may themselves develop and implement programs and projects for the social, economic and educational betterment of the people of the Jaluit Atoll, with responsible and appropriate review by the Government of the Republic of the Marshall Islands to ensure fiscal responsibility and consistency with the development policies of the Government of the Republic. [P.L. 2002-61, §2.]

§1503. Interpretation.

- (1) In this Chapter, unless the context otherwise requires:
 - (a) **“Government”** means the Government of the Republic of the Marshall Islands;
 - (b) **“Authority”** means the Jaluit Atoll Economic Development Authority established under Section 1505 of this Chapter;
 - (c) **“Board”** means the Board of directors established under Section 1506 of this Chapter;
 - (d) **“Government Agency”** means any corporation or statutory body established by the Government for the purpose of development generally or with respect to any particular locality or subject;
 - (e) **“a member of the Board”** includes the chairman of the Board; and
 - (f) **“the Republic of the Marshall Islands representative”** (hereinafter referred as the **“RMI Representative”**) means the official to whom the subject of Jaluit Atoll development has been delegated by the President of the Republic of the Marshall Islands. [P.L. 2002-61, §3.]

§1504. Application of Article VII of the Constitution.

Article VII of the Constitution shall not apply or relate to the Authority, its Board or employees. [P.L. 2002-61, §4.]

§1505. Constitution of the Authority.

- (1) There is hereby established the Jaluit Atoll Development Authority (“the Authority”).
- (2) The Authority:
 - (a) is a body corporate with perpetual succession;
 - (b) shall have a common seal;
 - (c) may acquire, hold, charge, and dispose of property; and
 - (d) may sue and be sued in its corporate name.
- (3) Common Seal:

- (a) all courts, judges and persons acting judicially shall take judicial notice of the common seal of the Authority affixed to any document and shall presume that it was duly affixed;
 - (b) the common seal of the Authority shall be in the custody of the Authority;
 - (c) the common seal of the Authority may only be altered in such a manner as may be determined by the Authority;
 - (d) the common seal of the Authority shall not be affixed to any document except in the presence of;
 - (i) the chairman of Board, or
 - (ii) a member of the board or an officer of the Authority authorized by the Board to act on behalf of the Chairman.
- (4) The provisions of the Associations Law shall apply or relate to the Authority. [P.L. 2002-61, §5.]

§1506. Organization and Management.

- (1) The powers and duties of the Authority are hereby vested in and shall be exercised by the Board. The Board shall consist of seven (7) members appointed by the President from the offices and nominations follows:
- (a) the RMI Representative who shall be the official representative of the Government;
 - (b) one Senator representing Jaluit Atoll in the Nitijela;
 - (c) the Mayor of the Jaluit Atoll Local Government or a member of the Council [duly authorized] nominated by the Mayor;
 - (d) the President of the Jaluit Atoll Chamber of Commerce, and until the establishment or formation of such Chamber of Commerce, a representative nominated by consensus of the Jaluit Atoll business community;
 - (e) one (1) landowner representative, who shall be an Iroij, Alab or Senior Dri Jerbal, nominated by the principal landowners of those lands within Jaluit Atoll which are or are likely to be affected by the powers, projects or programs of the Authority;