

TITLE 40 – COMMUNICATIONS
CHAPTER 1 - NATIONAL TELECOMMUNICATIONS AUTHORITY



Republic of the Marshall Islands
Jepilpilin Ke Ejukaan

**MARSHALL ISLANDS NATIONAL
TELECOMMUNICATIONS AUTHORITY ACT 1990**

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AN ACT to provide for the establishment and privatization of the Marshall Islands National Telecommunications Authority and for related purposes.

Commencement: October 9, 1990
Source: P. L. 1990-105
Amended By: P. L. 1994-83 P. L. 1995-139 P. L. 2001-33
P. L. 2002-56 P. L. 2006-64

§101. Short Title.

This Chapter may be cited as the Marshall Islands National Telecommunications Authority Act of 1990. [P.L. 1990-105, §1.]

§102. Interpretation.

- (1) In this Chapter, unless otherwise specified:
- (a) **“the Authority”** means the Marshall Islands National Telecommunications Authority established by Section 103 of this Chapter;
 - (b) **“the Board”** means the Board of Directors of the Authority established by this Chapter;
 - (c) **“a director”** means a member of the Board;
 - (d) **“the Minister”** means the Minister in charge of the subject of telecommunications;

- (e) **“the President”** means the President of the Republic of the Marshall Islands; and
- (f) **“telecommunication services”** include without limitation; telephone, telegram, telex, data transfer, facsimile, video text, and audio visual services, both as available to the general public and as provided by lease arrangement for the exclusive use of lessees. [P.L. 1990-105, §2.]

§103. Establishment of the Authority.

The Marshall Islands National Telecommunications Authority is hereby established. [P.L. 1990-105, §3.]

§104. Incorporation of the Authority.

- (1) The Authority:
 - (a) is a body corporation with perpetual succession;
 - (b) shall have a seal;
 - (c) may enter into contracts;
 - (d) may acquire, hold, manage, charge, and dispose of real, personal, and mixed property;
 - (e) may sue and be sued in its corporate name; and
 - (t) for the purposes of its functions, has all the powers, functions, duties, and responsibilities of a corporation.
- (2) To the extent that the provisions of the Association Law, P.L. 1990-91, as amended, (18 MIRC 1A) are not inconsistent with this Chapter, they shall apply to the Authority and its activities. [P.L. 1990-105, §4.]

§105. Objectives of the Authority.

The objectives of the Authority shall be:

- (a) to assume responsibility for the management, operation, and maintenance of domestic and international telecommunication services for the Republic;
- (b) to perform in a manner that will best meet the social, economic, and political needs of the people of the Republic for telecommunication services and to do so as efficiently and economically as practicable;

- (c) to the extent that it is reasonable and practicable, to provide telecommunication services to the widest practical number of users; and
- (d) to encourage and enlist private sector participation in the Authority. [P.L. 1990-105, §5.]

§106. Functions of the Authority.

The functions of the Authority under this Chapter are to plan, establish, manage, operate, and maintain domestic and international telecommunication services for the Republic consistent with the objectives set forth in Section 105 of this Chapter. [P.L. 1990-105, §6.]

§107. Powers of the Authority.

- (1) Subject to this Chapter, the Authority has, in addition to any other powers conferred by this Chapter and any other law, all powers, rights, privileges, and immunities that are necessary or convenient for carrying out its functions.
- (2) Without limiting the generality of subsection (1) of this Section, but subject to this Chapter and any other law, the Authority:
 - (a) may enter into, make, perform, and carry out contracts of every kind for any lawful purpose without limit as to amount, with any person, firm, association or corporation, government or subdivision thereof, including agreements with telecommunication authorities of other countries to establish and operate international telecommunication services with and through the Republic;
 - (b) may purchase, own, lease, rent, sell, mortgage, pledge, or in any other manner deal in and with property, real, personal, or mixed, as may be necessary and convenient to carry out its functions;
 - (c) may borrow money and issue bonds, notes, debentures or other obligations of this corporation from time to time for any of the objectives or purposes of this corporation, and may secure the same by mortgage, deed of trust, pledge, or otherwise, or may issue the same unsecured; may purchase or otherwise acquire its own bonds, debentures, or other