

No. 54917*

**Micronesia (Federated States of)
and
Papua New Guinea**

Treaty between the Federated States of Micronesia and the Independent State of Papua New Guinea concerning maritime boundaries between the Federated States of Micronesia and the Independent State of Papua New Guinea and co-operation on related matters (with annex and map). Palikir, 29 July 1991

Entry into force: *18 March 2016 by the exchange of the instruments of ratification, in accordance with article 9*

Authentic text: *English*

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Note: *See also annex A, No. 54917.*

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**Micronésie (États fédérés de)
et
Papouasie-Nouvelle-Guinée**

Traité entre les États fédérés de Micronésie et l'État indépendant de Papouasie-Nouvelle-Guinée relatif aux frontières maritimes entre les États fédérés de Micronésie et l'État indépendant de Papouasie-Nouvelle-Guinée et à la coopération dans les matières connexes (avec annexe et carte). Palikir, 29 juillet 1991

Entrée en vigueur : *18 mars 2016 par l'échange des instruments de ratification, conformément à l'article 9*

Texte authentique : *anglais*

Enregistrement auprès du Secrétariat de l'Organisation des Nations Unies : *Micronésie (États fédérés de), 1^{er} janvier 2018*

Note : *Voir aussi annexe A, No. 54917.*

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TREATY
BETWEEN
THE FEDERATED STATES OF MICRONESIA
AND
THE INDEPENDENT STATE OF PAPUA NEW GUINEA
CONCERNING MARITIME BOUNDARIES BETWEEN
THE FEDERATED STATES OF MICRONESIA
AND THE INDEPENDENT STATE OF PAPUA NEW GUINEA
AND CO-OPERATION ON RELATED MATTERS

THE FEDERATED STATES OF MICRONESIA and THE INDEPENDENT STATE OF
PAPUA NEW GUINEA,

DESIRING to establish maritime boundaries and to provide for
certain other related matters in the area between the two
countries;

RESOLVING, as good neighbours and in a spirit of co-operation and
friendship, to settle permanently the limits of the area within
which the Federated States of Micronesia and the Independent
State of Papua New Guinea shall respectively exercise sovereign
rights with respect to the exploration and exploitation of their
respective sea and seabed resources;

TAKING INTO ACCOUNT the United Nations Convention on the Law of
the Sea regarding the regime of the continental shelf and
exclusive economic zone;

HAVE AGREED as follows:-

ARTICLE 1

Definitions

In this Treaty -

- (a) "Exclusive Economic Zone or fishing zone" means the area over which each party has sovereign rights for the purpose of exploring and exploiting, conserving and managing the natural resources, whether living or non-living, of the waters within the areas not exceeding 200 nautical miles from the base lines from which the breadth of the Territorial Sea is measured in accordance with the United Nations Convention on the Law of the Sea.
- (b) "Seabed jurisdiction" means sovereign rights over the seabed, subsoil, and the superjacent waters in accordance with international law.

ARTICLE 2

Maritime Jurisdiction

1. The maritime boundary between the area of seabed and subsoil that is adjacent to and appertains to the Federated States of Micronesia and the area of seabed and subsoil that is adjacent to and appertains to the Independent State of Papua New Guinea shall be the line described in Annex 1 to this Treaty. The line so described is shown on the map annexed to this Treaty as Annex 2.

2. The maritime boundary line referred to in paragraph 1 of this Article shall be the boundary of the exclusive economic zone or fishing zone between the Federated States of Micronesia and the Independent State of Papua New Guinea.

ARTICLE 3

Exploitation of Certain Seabed Deposits

If any single accumulation of liquid hydrocarbons or natural gas, or if any other mineral deposit beneath the seabed, extends across any line defining the limits of seabed jurisdiction of the Parties, and if the part of such accumulation or deposit that is situated on one side of such a line is recoverable in fluid form wholly or in part from the other side, the Parties shall consult with a view to reaching agreement on the manner in which the accumulation or deposit may be most effectively exploited and on the equitable sharing of the benefits from such exploitation.

ARTICLE 4

Co-operation on Living Resources

The Parties shall consult with a view to co-operating in the management, conservation and utilization of the living resources of their respective exclusive economic zones or fishing zones with particular regard to highly migratory species and the participation by third Parties in the exploitation of the living resources of such zones.

ARTICLE 5

Protection of Marine Environment

The Parties shall consult where appropriate with a view to co-ordinating their policies in accordance with international law on the protection of the marine environment and the conduct of marine research in their respective economic zones or fishing zones.

ARTICLE 6

Settlement of Disputes

Any disputes between the Parties arising out of the interpretation or implementation of this Treaty shall be settled by consultation or negotiation.

ARTICLE 7

Consultations

The Parties shall consult, at the request of either, on any matters relating to this Treaty.

ARTICLE 8

Annexes

The Annexes to this Treaty shall have force and effect as integral parts to this Treaty.