

SECOND REGULAR SESSION,  
FIFTH SPECIAL SESSION, MARCH, 2003

ACT NO: 6-41

AN ACT

To establish uniform domestic pilotage fees and charges for foreign vessels entering designated official ports within the State of Chuuk, and for other purposes.

BE IT ENACTED BY THE CHUUK STATE LEGISLATURE:

1           Section 1. Findings. Chuuk State relies on foreign shipping companies for  
2 importation of supplies, consumer goods and perishables. As international ocean  
3 commerce increases and transport activities expand into the region, the Legislature  
4 recognizes the need to extract and maximize the benefits therefrom to the local economy.  
5 To this end, the Legislature has supported establishment of reasonable local port charges  
6 in order to foster growth of commercial activities in the sector and to encourage  
7 resumption of the tuna transshipment which has been a major source of revenue for the  
8 State until recently when it shifted to other ports in the region due to the 100% increase in  
9 government port charges.

10           Section 2. Pilotage Fees and Charges. The pilotage fees and charges for foreign  
11 vessels entering a designated official port in Chuuk is hereby established as follows:

12           (a) Ocean vessels of 1500 gross registered ton (GRT) or more shall  
13 require the service of a certified local pilot and shall be charged at  
14 US\$0.10 per tonnage from any entry channel or passage of the Chuuk  
15 Lagoon to the designated anchorage area or dock. The same charge  
16 shall apply from the anchorage area or dock to any exit channel or  
17 passage of the Chuuk Lagoon.

18           (b) Ocean vessels of less than 1500 GRT may request the service of a  
19 certified local pilot and shall be charged a flat fee of \$375.00 per entry  
20 or departure.

21           (c) Ocean vessels of less than 1500 GRT may be exempted from pilotage  
22 requirements upon request by the vessel master or captain through its  
23 local agent, in which case, the vessel or its agent shall furnish proof of

1 vessel insurance or other surety in such form and amount sufficient to  
2 insure financial responsibility for damage or collision.

3 (d) Pilot transports shall charge a flat fee of \$150.00 from entry channel or  
4 passage to anchorage and the same amount from anchorage to exit  
5 channel or passage.

6 Section 3. License; Certification; Insurance. A person may not act, be engaged,  
7 or contracted as a harbor pilot unless that person first registers with the Department of  
8 Transportation and meets the following requirements:

9 (a) Possesses a valid license, certification or equivalent credentials from  
10 an accredited maritime institution.

11 (b) Furnishes a copy of liability insurance coverage to the Department of  
12 Transportation.

13 (c) Possesses a business license and FSM business tax identification  
14 number.

15 Section 4. Unavailability of Local Pilot. A vessel agent or representative may  
16 contract for the services of a qualified expatriate pilot when no qualified local pilot is  
17 available from time to time provided that such person meets the requirements in section  
18 3. The Department of Transportation may offer the services of its qualified captains to  
19 render pilotage service during government normal working hours. Payment for such  
20 services shall be deposited in the General Fund.

21 Section 5. Penalty. A person who violates a provision of this act is liable for a  
22 civil penalty which may not exceed \$1,000 for each violation unless the violation was  
23 wilfully and knowingly committed, in which case the amount of civil penalty may not  
24 exceed \$5,000 for each violation.

1 Section 6. Effective Date. This act shall take effect upon approval by the  
2 , Governor, or upon its becoming law without such approval.

Signed by:



Detor Santos, President  
Senate  
Chuuk State Legislature

Attested:



Songkimita Bossy, Chief Clerk  
Senate  
Chuuk State Legislature

Date:

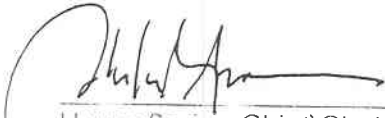
April 29, 2003

Signed by:



Joe Suka, Speaker  
House of Representatives  
Chuuk State Legislature

Attested:

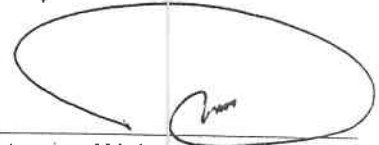


Herter Sorim, Chief Clerk  
House of Representatives  
Chuuk State Legislature

Date:

April 29, 2003

Approved by:



Ansito Walter, Governor  
Chuuk State Government

Date:

May 15, 2003

History:

S.B. NO: 6-49;SD2  
S.S.C.R. NO: None  
H.S.C.R. NO: None