

THIRD CHUUK STATE CONSTITUTIONAL CONVENTION
Committee on Style & Arrangement
Weno, Chuuk State
Federated States of Micronesia

SCR No. : 3-01
COMMITTEE : S & A
DATE : 09/27/04

The Honorable Camillo Noket
President
Third State Constitutional Convention
Weno, Chuuk State, FM 96942

Dear Mr. President:

Your Committee on Style and Arrangement, to which was referred Committee Proposal No.3-01, entitled:

"A COMMITTEE PROPOSAL amending Article XI of the State Constitution by adding a new section 5, relating to the protection of intellectual property rights, and to renumber the subsequent sections accordingly."

begs leave to report as follows:

I. RECOMMENDATION:

Your Committee, after deliberating on the subject proposal, recommends that the Convention pass this proposal in final reading, together with the changes shown on the proposal, as SAD1 (Style & Arrangement Draft one).

II. ANALYSIS:

A. History.

Committee Proposal No. 3-01, was originally Delegate Proposal No. 3-44, with a purpose to protect any and all intellectual property rights of individuals in the State of Chuuk from abuse through unauthorized use and copying without the expressed approval of its owner. Presently

there is no such provision in the current language of the state constitution, and it is therefore necessary to provide for such protection, and if passed, this concern will be taken care of through the enactment of the relevant statute to deal with that, by the Legislature, adding a new section to Article XI, which, by this proposal in section 5.

B. Findings.

Your Committee supports the proposal in its present form, except a few changes are being made for stylistic purposes, which are shown on the Committee Proposal itself as Style & Arrangement Committee Draft One (SAD1), attached hereunder as part of the recommendation by your Committee.

Your Committee is not comfortable with inserting or adding a new section 5 in the middle of the sections of the article and end up renumbering still more sections down the line. For that reason your Committee supports inserting a new section 7, instead of 5, as intended by this proposal, with less renumbering needed.

C. Amendments.

The proposed amendments are as follows:

1. Page 1, line 7, delete the "s" at the end of the word "compensations" and at the end of the word "uses"; and change the word "are" to "is".

This singular form of the noun (compensations) covers the meaning intended by the proposal. For example, "**just and fair** compensation" covers all possible forms of compensation to which the person being compensated might be entitled to; and "**use**" covers all possible uses. These are the common and usual usage of the nouns in English; also, it conforms to the usage of the word "**compensation**" elsewhere in the constitution. "**Are**" is changed to "**is**" so that the verb will agree with the noun "**compensation**".

III. CONCLUSION:

With all the above reasoning and changes, your Committee on Style and Arrangement recommends that the Convention in its plenary session, pass the subject proposal in the attached and recommended for as your Committee's version for action

by the Plenary, attached hereunder as part of entire submission on the proposal, **Committee Proposal No. 3-01, SAD1**. Your committee also recommend that the convention adopt this report as well.

Respectfully submitted,

STYLE & ARRANGEMENT COMMITTEE:

Del. Minoru Mori, Chairman

Del. Julio Raymond, V. Chairman

Chrmn. Peter Sitan, Member

COW Chrmn. Jack Fritz, Member

V.P. Peter Aten, Member

Flr.Ldr. Singkoro Harper, Member

Pres. Camillo Noket, Member