

1 **NITIJELA OF THE MARSHALL ISLANDS**

2
3 **24th CONSTITUTIONAL REGULAR SESSION, 2003**

BILL NO:143

4
5 P.L. 2003-89
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9 **An Act**

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11 To amend the Marshall Islands Nuclear Claims Tribunal Act 1987, 42 MIRC Chp. 1, to allow a
12 justice of the High Court to serve as a member of the Nuclear Claims Tribunal, other than as the
13 Chairman, and to repeal the requirement that the Chairman remain in residence in the Republic
14 during the duration of his term.
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16 **BE IT ENACTED BY THE NITIJELA OF THE MARSHALL ISLANDS:**

17 **Section 1. Short Title.**

18 This Act may be cited as the Nuclear Claims Tribunal (Amendment) Act 2003.

19 **Section 2. Amendments.**

20 (1) Subsection 110(3) of the Marshall Islands Nuclear Claims Tribunal Act 1987, 42
21 MIRC Chp. 1 (“NCT Act”), is amended to read as follows:

22 (3) If the Tribunal is unable to render a decision due to either
23 the temporary disability or disqualification under Subsection (13) of
24 this Section of one or more members, then the Cabinet shall appoint
25 temporary members consistent with the qualifications set forth in
26 Subsection (4) of this Section below, to enable the Tribunal to carry
27 out its duties. In the event of a vacancy in the Tribunal other than a
28 temporary disability or disqualification, the Chief Justice of the
29 High Court at the request of the Chairman of the Tribunal may

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2 designate a justice of the High Court to serve pro tem as a member of the
3 Tribunal, other than as Chairman of the Tribunal. The designation under this
4 subsection shall not be deemed to be an appointment to fill a vacancy under
5 Subsection (7).

6 (2) Subsection 110(5) of the NCT Act is hereby repealed.

7 Section 3 **Effective Date.**

8 This Act shall take effect on the date of certification in accordance with Article IV,
9 Section 21 of the Constitution.

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11 CERTIFICATE

12 I hereby certify:

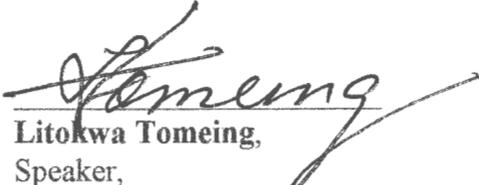
13 (1) that Nitijela Bill No. 143 was passed by the Nitijela of the Marshall Islands on the
14 29th day of September, 2003; and

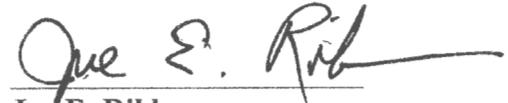
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17 (2) that I am satisfied that Nitijela Bill No. 143 was passed in accordance with the
18 relevant provisions of the Constitution of the Republic of the Marshall Islands and the Rules of
19 Procedures of the Nitijela .
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I hereby place my signature before the Clerk of the Nitijela this 3rd day of December, 2003.

Attest:


Litokwa Tomeing,
Speaker,
Nitijela of the Marshall Islands


Joe E. Riklon
Clerk,
Nitijela of the Marshall Islands