TRUST TERRITORY OF THE PACIFIC ISLANDS

HEADQUARTERS, SAIPAN, MARIANA ISLANDS

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DISTRICT ORDER ADOPTED REGULATIONS PROPOSED AMENDMENT TO REGULATIONS

territorial register

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TRUST TERRITORY OF THE PACIFIC ISLANDS Office of the District Administrator Truk, Eastern Caroline Islands 96942 DISTRICT ORDER NO. 1-77

WHEREAS, the Truk District Construction Board has failed to complete a construction contract in the amount of \$84,970.42 with the Trust Territory Government, and

WHEREAS, an official written report of the Trust Territory Government Auditor's office states that the Truk District Construction Board unofficially terminated operations on approximately December 17, 1974, that it has not kept adequate financial records, that its bank account was closed in May, 1975, and that it owes more than \$10,000.00 to a total of four private business organizations, and

WHEREAS, the Truk District Construction Board is liable to the Trust Territory Government under the said uncompleted contract, and

WHEREAS, it is necessary for a receiver to be appointed for the protection of the rights of the Trust Territory Government and other creditors because assets and property of the said Board may be removed, lost, stolen, or ruined by weather conditions.

NOW, THEREFORE, I, Mitaro Danis, District Administrator of the Truk District, hereby appoint Mr. Meliton Ramos as receiver of the Truk District Construction Board for the purpose of taking into possession and safely keeping all of the assets, property, money of whatever kind or nature, books, records, files, and papers of the Truk District Construction Board; directing the affairs of the said Board; selling assets in order to pay creditors; and making payments to creditors, including the Trust Territory Government, as approved by the District Administrator.

Such receivership shall be temporary in nature and ancillary to the purpose of liquidation and the orderly distribution of assets.

This order will take effect immediately. Dated this $\underline{25}$ day of April, 1977, in the Truk District.

/s/ Mitaro S. Danis MITARO S. DANIS District Administrator, Truk District

TERRITORIAL REGISTER, VOL. 2 NO. 5 - MAY 15, 1977

ADOPTED REGULATIONS

PART I. GENERAL PROVISIONS

TITLE 63, CHAPTER 7, SUBCHAPTER III NARCOTIC INVENTORY CONTROL

1.1 <u>Authority</u>. The regulations contained in this Chapter have been promulgated by the Director of Health Services pursuant to the authority conferred upon him under Title 63, Chapter 7, Subchapter 3, Sections 271-276 and 278 of the Trust Territory Code. The regulations contained in this Chapter and any amendments thereto shall have the force and effect of Law.

1.2 <u>Purpose</u>. The purpose of the regulations contained in this Chapter is to control inventory of all the drugs listed in Title 63 of the Trust Territory Code.

1.3 Definitions.

- (a) Audit: as used in this Chapter the term "audit" shall mean the accurate counting and recording of controlled substances.
- (b) Inventory: as used in this Chapter, the term "Inventory" shall apply to the scheduled drug supplies on hand.

PART II. QUARTERLY EXTERNAL AUDIT

2.1 Beginning 1977, a complete audit of all inventory on hand at any and all hospital inventory warehouses, dispensaries, nursing stations, and pharmacies, etc., in the Trust Territory shall be taken quarterly.

2.2 A Narcotic Inventory Board shall be established in each district, consisting of three (3) members. The members are to be appointed by the District Administrator, confirmed by the High Commissioner. Two of these will be drawn from the areas of Public Works, Legal Services, Public Affairs, Finance, Clergy, the Business Community, Communication, or Transportation; one member is to be appointed from the Department of Health Services staff in consultation with the District Director of Health Services, and confirmed by the High Commissioner. The staff member shall not be a prescriber, dispenser, or keeper of the narcotic stock key. Appointed members' names are to be submitted within thirty days of effective date of this regulation.

2.3 Terms of appointed members are to be staggered for terms of three (3) years, two (2) years, and one (1) year. The Chairman of the Board must be selected from a member outside of the Department of Health Services.

2.4 <u>Resignation</u>. Any member who wishes to resign from the Board shall send a letter of resignation to the High Commissioner through the District Administrator thirty (30) days before his resignation takes effect. Resignation shall not be effective unless approved by the High Commissioner.

2.5 The District Administrator will be responsible for electing and replacing members whose terms expire, or those members who neglect their responsibility to perform.

2.6 The Policy of Quarterly Narcotic Inventory is to take effect immediately. Forms TT-HS-042 (1/77) for inventory will be furnished and the Quarterly Inventory will cover three (3) months.

- a. 1st Quarter, January 1st thru March 31st
- b. 2nd Quarter, April 1st thru June 30th
- c. 3rd Quarter, July 1st thru September 30th
- d. 4th Quarter, October 1st thru December 31st

2.7 The Quarterly Inventory shall be submitted to the Director of Health Services, Trust Territory Headquarters, within one month after the end of the quarter to which it relates.

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2.8 The Inventory shall be taken separately for the following sections: Hospital, Warehouse, Hospital Pharmacy, Hospital Nursing Stations, Dental Clinics, and in future retail pharmacies.

2.9 Activities of the Narcotic Inventory Board shall be reviewed by the Director of Health Services on a regular basis to insure efficiency of the Board's performance.

PART III. INTERNAL AUDIT ON CONTROLLED DRUGS

3.1 The Internal Audit shall be taken monthly for security purposes and shall be taken by the Hospital Administrator.

3.2 Purpose of Internal Audit:

- a. To cross-check all stations inventory from beginning of last period inventory, showing the amounts of narcotics drawn from Supply against amount dispensed or issued during period up to the time internal audit is taken.
- b. In pharmacies, check records on the amount of narcotics drawn from Supply against amount of narcotics dispensed on prescriptions, amounts issued to nursing stations, and amount issued to dental clinics.
- c. In pharmacies, check to make certain that all narcotics prescriptions on Form TT 584-A-link Rev.77 are signed in ink by practitioner issuing the prescription. If prescription is written by a nurse, check for practitioner's initials in ink.
- d. All narcotic prescriptions on Form TT 584-A-Pink Rev. 77 must be dated, bear full name and address of patient, and the name, address, and registration number of physician.
- e. All narcotic prescriptions on Form TT 584-A-Pink Rev.77 must be initialed and dated by pharmacist or nurse when prescription was dispensed.
- f. On refills of prescriptions of Schedules III, IV, and V drugs only, pharmacist must initial the back of prescription each time giving date of refill and amount dispensed.
- g. There will be no refills on Schedule II drugs.
- h. If prescriptions of Schedule III, IV, and V drugs call for refills, the prescription may not be refilled more than three (3) times within a reasonable time after date of issue; after which a new prescription is required.
- i. Separate files are to be maintained on Schedule II drugs written on Form TT 584-A-Pink Rev.77 for easy retrieval during internal audit.
- j. Separate files are to be maintained on Schedules III, IV, and V drugs for easy retrieval during internal audit.
- k. A check for individual repeats on narcotic prescriptions must be made on narcotic prescriptions Form TT 584-A-Pink Rev.77 for amounts and times repeated.
- 1. A check must be made on self-prescribing of narcotic drugs (which is illegal).
- m. In hospital nursing stations, internal audit is to be maintained to check on narcotic stock drawn from the pharmacies against the narcotics issued on patients' charts and supply in nursing security locker.
- n. Cross-check nursing stock to be maintained against patients' charts and requisitions, and certificate of disposition forms - TT Form 943.

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- o. Check to be maintained on order sheets and patients' charts for doctor's full name or his initials, to be made in ink.
- p. All narcotic orders and records must be made in ink and signed in ink. Ditto marks shall not be used.
- q. Red ink is not to be used on any narcotic order or record, except by Narcotic Inventory Board.
- r. Dental clinics are accountable for prescription and narcotic inventories, the same as pharmacies and nursing stations.
- s. Supply is accountable for all narcotics issued and received, and must keep up-to-date records.
- t. Discrepancies in narcotic count involving small amounts (such as single doses) should be reported to supervisory officials of the hospital. An investigation should be made to determine the cause of the loss. A copy of the report of investigation, signed by the responsible supervisory official, should be filed with the Narcotic Board and appropriate action taken to prevent recurrence.
- In case of recurring shortages or loss of significant quantities of narcotics (several doses), a thorough investigation should be made making every effort to determine the reason for the shortage and the person responsible with complete report of the incident and findings made to the administrative authority of the hospital. Appropriate action should be taken immediately to prevent recurrence. A copy of the report, including any findings resulting from the local investigation, should be forwarded to the District Administrator.

PUBLIC NOTICE

PROPOSED AMENDMENTS TO EMIGRATION AND IMMIGRATION REGULATIONS

The High Commissioner is proposing amendments to the existing regulations for Title 53, Trust Territory Code in accordance with 17 T.T.C. 1-15.

The major provisions of the proposed regulations deal with:

1. Entry Permits

2. Vessel and Aircraft Entry

3. Denial of Permission to Enter

4. Revocation of Entry Permits

5. Alien Registration

6. Penalties for violation

Copies of the proposed amendments to regulations may be obtained from the Chief of Immigration or the District Immigration Officer.

The Chief of Immigration is soliciting opinions, views or comments in writing in this regard from the general public.

If you are interested in submitting your comments on these proposed amendments to regulations, please submit them in writing to the Chief of Immigration, Headquarters, Saipan, within 30 days of this notice.

Tunary 27, 19 icera Date: Chief of Immigration

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APPROVALS FOR THE PROPOSED EMIGRATION

AND IMMIGRATION REGULATIONS

The proposed amendments to Emigration and Immigration Regulations have been reviewed by me and are found to be in proper legal form.

2/15/77 Date: Attorney General

The proposed amendments to Emigration and Immigration Regulations have been issued pursuant to the authority vested in me by Section 4 of Title 53 and Section 53(2) of Title 53 of the Trust Territory Code.

Date:

Peter T. Coleman

Acting High Commissioner

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PROPOSED REGULATIONS

TITLE 53

NATIONALITY, EMIGRATION AND IMMIGRATION

CHAPTER 3

IMMIGRATION CONTROL

PART 10. GENERAL PROVISIONS

10.1. <u>Authority</u>. The regulations set forth in this Chapter have been promulgated by the High Commissioner of the Trust Territory of the Pacific Islands (hereinafter referred to as Trust Territory) pursuant to the authority conferred upon him under Title 2, Section 51 of the Trust Territory Code, and in accordance with the provisions of Title 17 of the Trust Territory Code. These regulations and any amendments hereto shall have the force and effect of law.

10.2. <u>Purpose</u>. The purpose of these regulations is to control the entry into and movement within the Trust Territory of aliens, foreign vessels and foreign aircraft.

10.3. Definitions.

(a) As used in this Chapter the term "alien" shall mean a person who is not a citizen of the Trust Territory.

(b) As used in this Chapter, the term "vessel" shall mean a seagoing vessel or watercraft of any size whatsoever.

(c) As used in this Chapter, the term "foreign vessel" shall refer to any vessel which is not owned by a citizen of the Trust Territory or registered in the Trust Territory.

(d) As used in this Chapter, the term "foreign aircraft" shall refer to any aircraft which is not owned by a citizen of the Trust Territory or registered in the Trust Territory.

PART 11. ENTRY PERMITS

11.1. <u>Entry Permit Required</u>. Except as hereinafter provided (Section 11.10), no person shall be permitted to enter the Trust Territory unless he shall have in his possession a valid entry permit issued by the Chief of Immigration of the Trust Territory Government.

11.2. <u>Application Procedure</u>. Permits to enter any one or more of the Trust Territory islands with the exception of Kwajalein, Eniwetok or any other island which may, from time to time, be restricted, may

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be issued by the Chief of Immigration of the Trust Territory Government upon submission of a completed Trust Territory Form No. AG-097 (available through the Chief of Immigration, Office of the Attorney General, Trust Territory Headquarters, Saipan, Mariana Islands, 96950; the Trust Territory Liaison Officer, P.O. Box AC, Agana, Guam, 96910; the Trust Territory Liaison Office, 233 Keawe Street, 11th Floor, Honolulu, Hawaii, 96813, or any District Administrator of the Trust Territory).

11.3 Evaluation of Application. Requests for entry permits shall be evaluated on the basis of all relevant information, giving due consideration to the interests of the inhabitants of the Trust Territory as a whole, and the availability of housing in the District or Districts to be entered. Any request for an entry permit may be denied on the basis of the standards for exclusion set forth in Title 53, Section 56 of the Trust Territory Code or for any other reason which may, from time to time, be deemed appropriate by the High Commissioner.

11.4 Responsibility of Applicant to Depart. It shall be the responsibility of each and every applicant to depart from the Trust Territory upon the expiration of the time prescribed in this chapter or in the entry permit, or any extension or renewal thereof, or after the revocation of the entry permit and due notice to the holder thereof. Failure to comply with the provisions of this subpart shall, in addition to any other penalty which may be provided by law, constitute grounds for the denial of future entry into the Trust Territory.

11.5 <u>Emergency Procedure</u>. When time is of the essence, emergency applications may be forwarded by commercial cable to "HICOTT SAIPAN." Such messages shall include the following information in the order as hereinafter set forth:

- (a) Name of applicant;
- (b) Date and place of birth;
- (c) Citizenship;
- (d) Permanent residence address;
- (e) Passport number, date and place of its issuance and expiration date; and
- (f) Purpose of entry.

(If a cable reply is requested, the cost of commercial cable shall be borne by the applicant).

11.6. Duration of Entry Permit. Entry permits shall only be issued for a certain and specified period of time, as may be deemed reasonable by the Chief of Immigration, but in no event shall any permit be issued for a period of time in excess of one (1) year. Extensions of entry permits may be granted by the Chief of Immigration upon application.

11.7. <u>Revocation of Entry Permit</u>. Entry permits can be revoked only by the High Commissioner pursuant to Title 53, Section 57 of the Trust Territory Code.

11.8. <u>No Change of Status</u>. In no event may the status of an alien be changed subsequent to the entry of such alien into the Trust Territory except by the express written authorization of the Chief of Immigration.

11.9. Additional Documents Required. In addition to the entry permit, above described, a visitor shall be required to have in his possession at the time he enters the Trust Territory the following items:

(a) As to Trust Territory and United States citizens and nationals, proof of citizenship or nationality,
(i.e. passport, birth certificate, baptismal certificate, etc.).

(b) As to all other persons, a passport or other travel document issued by the Government of the country of such persons citizenship or nationality containing either a photograph or fingerprint of the holder thereof, which passport or document must be valid at the time of entry for a period of not less than sixty (60) days beyond the expiration date of the entry permit of the holder, and must authorize him to return to his point of departure or, if his destination is some country other than his point of departure, must contain a visa to enter such other country.

(c) Health Certificates -

(1) A valid International Certificate of Vaccination for smallpox; however, in the event the visitor enters the Trust Territory from the United States or any of its territories or possessions, the International Certificate of Vaccination for smallpox shall not be required for entry;

(2) For travelers six months of age or older, and arriving from a yellow fever infected area (as cited in the local infected area list as published in the World Health Organization Epidemiological Record) a valid certificate of yellow fever vaccination;

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(3) For travelers six months of age or older arriving from a cholera infected area (as cited in the local infected area list as published in the World Health Organization Epidemiological Record) a valid certificate of cholera vaccination;

(4) Any other vaccination or inoculation that may, from time to time, be required by the Director of the Department of Health Services of the Trust Territory;

(5) Any alien who is required by Title 49 of the Trust Territory Code or any other applicable statute to have a physical examination by the Trust Territory Department of Health Services after his entry into the Trust Territory, and whose examination reveals the presence of a contagious disease which may threaten the public health may be deported upon a determination by the Director of the Department of Health Services that the presence of such alien in the Trust Territory will not be in the best interest of the inhabitants.

(d) Employees of the Trust Territory Governement, upon initially reporting to the Trust Territory for duty, shall have in their possession a letter signed by the Chief of Immigration authorizing the individual and bonafide members of his family, to enter the Trust Territory for the purpose of accepting government employment, and such employees and members of their families must comply with subpart 11.9 paragraph (a) or (b) and (c) herein.

(e) A completed Trust Territory Form No. 958 (furnished by the carrier prior to arrival at the point of entry) and a round trip ticket or onward trip ticket to his next destination beyond the Trust Territory; however, this paragraph shall not apply to employees of the Trust Territory and member of their families.

(f) Funds in such an amount as may be determined by the Chief of Immigration to be sufficient to maintain and support him during his stay in the Trust Territory. The District Immigration Officer may, in his discretion, require the traveler to post a cash bond, in an amount not to exceed Five Hundred Dollars (\$500.00) per person, to insure that he will not become a public charge of the Trust Territory. Such bond may be used by the Trust Territory Government to defray the expenses of maintenance or removal of such person from the Trust Territory. The cash bond shall be returned to the traveler upon his departure from the Trust Territory, or, if used as above provided, shall be accounted for (in a manner and form as may be provided by the Chief of Immigration). However, this paragraph shall not apply to employees of the Trust Territory and members of their families who are eligible for repatriation expenses.

11.10

Exceptions to Entry Requirements.

(a) Aliens arriving by licensed carrier and possessing the travel documents set forth in subpart 11.9 of this chapter, may enter the Trust Territory for any lawful purpose for a period not to exceed thirty (30) days without an entry permit (for purposes of this subpart, employment without a nonresident workers identification certificate shall be unlawful). Extensions may be granted (without an entry permit) by the Chief of Immigration or the District Administrator upon application and the payment of an extension fee in the amount of Ten Dollars (\$10.00) U.S. currency. However, in no event shall an extension be made (without an entry permit) for a period in excess of ninety (90) days beyond the date of the last entry of the applicant into the Trust Territory. All funds collected pursuant to this subpart shall be deposited in the Trust Territory passport account.

(b) Employees of the Trust Territory Government and their families may travel to, from and within the Trust Territory without an entry permit, passport, or other travel document; provided, such employees shall have in their possession an official travel authorization or an identification card issued by the Personnel Office of the Trust Territory.

(c) When traveling on official government travel orders, members of the Armed Forces or civilian employees of the United States Government shall be exempt from the requirements of subpart 11.1 of this Chapter but must comply with subpart 11.9, paragraph (c) herein.

(d) Upon presentation of proof of citizenship, citizens of the Trust Territory shall be exempt from all the requirements set forth in this Part with the exception of subpart 11.9 paragraph (c), subparagraph (1), (2), (3) and (4).

PART 12. FOREIGN VESSEL AND FOREIGN AIRCRAFT ENTRY

12.1 Information Required. Except as hereinafter provided (subpart 12.2), no vessel or aircraft shall be permitted to enter the Trust Territory without first having received written authorization from either the High Commissioner or the Chief of Immigration. Requests for entry of any vessel or aircraft shall contain the following information in the order as hereinafter set forth:

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- (a) Foreign Vessel -
 - (1) Name of vessel;
 - (2) Type;
 - (3) Purpose of entry;
 - (4) Place of registry and registry number;
 - (5) Name, nationality and address of the master;
 - (6) Name, nationality and address of the operator;
 - (7) Name, nationality and address of owner;
 - (8) Call sign;
 - (9) Length, breadth, draft and gross and net tonnage of vessel; and
 - (10) Last port of call.

(b) Foreign Aircraft -

- (1) Type and serial number of aircraft;
- (2) Purpose of entry;
- (3) Name, nationality and address of senior pilot;
- (4) Name, nationality and address of owner;
- (5) Plan of flight route; and
- (6) Landing weight.

12.2. <u>Exemption</u>. Any vessel or aircraft being operated under and in accordance with the express written authorization of the High Commissioner, or being operated by an agency or instrumentality of the Government of the United States of America, and not engaged in commercial activity with the Trust Territory, is exempt from the provisions of subpart 12.1 of this chapter.

12.3. Emergency Entry of Foreign Vessels and Foreign Aircraft. Upon request, either the High Commissioner or the District Administrator of the district to be entered may authorize the emergency entry of a vessel or aircraft to a Trust Territory port in the event of stress or weather, force majeure, or mechanical or medical emergency. Postentry authorization may be granted where circumstances do not permit pre-entry authorization. No vessel or aircraft which has entered a Trust Territory port by reason of an emergency shall be permitted to depart the Trust Territory until a written report of the emergency incident, bearing the subscription of the master of such vessel or senior pilot of such aircraft, is filed with and evaluated by the Office of the High Commissioner or the District Administrator of the district entered. If the emergency is not verified by such report, the entry shall be considered as being unlawful.

12.4. List of Crew and Passengers to be Furnished. The master of a vessel or pilot of an aircraft arriving at any port in the Trust Territory shall, upon demand of the Chief of Immigration or his duly authorized representative, or upon the demand of a representative of Health Services, furnish a complete list of the crew and passengers aboard.

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12.5. <u>Carrier Responsibility</u>. It shall be the responsibility of each and every carrier which is engaged in the transportation of persons into the Trust Territory to ensure that such persons hold the proper documents to effect lawful entry. Persons arriving at a Trust Territory port who fail to present the entry documents required by law (subpart 11.1 and 11.9 of this chapter) shall be denied entry and shall be returned to the aircraft or not be allowed to disembark from the vessel. The carrier shall be fully responsible for all persons in their carriage. The carrier shall not redeem any prepaid or onward trip ticket (as described in 11.9 (e)) without the expressed written authorization of the Chief of Immigration.

12.6. <u>Inspection</u>. Immigration Officers shall examine the entry documents of each and every passenger arriving by vessel prior to his disembarkation from the vessel and admission into the Trust Territory and shall examine the entry documents of each and every aircraft passenger after his disembarkation from the aircraft but prior to his departure from the airport and admission into the Trust Territory.

12.7. <u>Special Circumstances</u>. Nothing contained in this Chapter shall prevent the High Commissioner from issuing an entry permit to any person who has not complied with the provisions of this Chapter when in his judgment circumstances so warrant.

PART 13. GENERAL RULES

13.1. Alien Registration.

(a) An annual registration of all aliens temporarily residing in the Trust Territory shall be conducted by the District Immigration Officers each year between the first day of January and the last day of January; however, each District Administrator may suspend the implementation of this subpart in his district if he feels that such registration is not warranted or will not serve a useful purpose.

(b) Each and every alien arriving in the Trust Territory after the close of the registration period, and intending to remain in the Trust Territory six (6) months or longer, shall register with the District Immigration Office within thirty (30) days following his arrival in the Trust Territory and shall also re-register during the regular January registration period.

(c) Upon proof of earlier registration an alien who has registered in one of the districts shall not be required to re-register within the same year in another district.

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13.2. <u>Alien Residency</u>. Except as provided in this chapter and any amendments hereto, the status of alien resident shall not exist at this time in the Trust Territory, nor shall aliens be permitted to permanently reside therein.

13.3. <u>Penalties</u>. Any alien who shall unlawfully enter or attempt to enter the Trust Territory or, having lawfully entered, remained unlawfully after the expiration or revocation of entry authorization shall, in addition to any penalties which may otherwise be provided by law, be subject to deportation in accordance with Title 53, Section 62 of the Trust Territory Code.

13.4. <u>Regulation Superseded</u>. Immigration regulations issued June 28, 1973 (Release No. 1-73), and amendments thereto, are hereby superseded and shall be of no further force and effect.

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