COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS SAIPAN MARIANA ISLANDS

VOLUME 21 NUMBER 06



JUNE 23, 1999

COMMONWEALTH REGISTER

COMMONWEALTH REGISTER

VOLUME 21 NUMBER 06 JUNE 23, 1999

TABLE OF CONTENTS

NOTICE OF ADOPTION:

Intent to Adopt Tobacco control Regulations. Department of Commerce	16801
Second (1999) Amendments to Part 12: Schedule of Fees and Charges of the Commonwealth Ports Authority	-
Amendments to Part VIII: Conduct of Election. Board of Election	16807



Department of Commerce

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS Caller Box 10007 CK., Saipan, MP 96950 Tel. (670) 664-3000/1/2 • Fax: (670) 664-3067

PUBLIC NOTICE OF ADOPTION OF TOBACCO REGULATIONS UNDER THE AUTHORITY OF 1 CMC §§ 2454, 9104, AND SECTION 18, P.L. 11-75, BY THE DEPARTMENT OF COMMERCE

The Secretary of the Department of Commerce, in accordance with 1 CMC §§ 2454, 9104 and Section 18 of P.L. 11-75 (effective date March 26, 1999), proposed TOBACCO REGULATIONS in the Commonwealth Register, vol. 21, no. 5, at 16769-74 (May 15, 1999). The proposed rules pertain to regulation of tobacco products.

Copies of these TOBACCO REGULATIONS of the Department of Commerce are available and may be obtained from the Department of Commerce, P.O. Box 10007, Saipan, MP, 96950.

ANKIE B. VILLANUEVA

Secretary, Department of Commerce

Filed by:

SOLEDAD B. SASAMOTO

Registrar of Corporations

Certification of Compliance with Directive No. 183:

DELEON GUERRERO

Governor's Special Assistant

For Administration

Certification by Office of the Attorney General:

Acting Attorney General



Department of Commerce

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Caller Box 10007 CK., Saipan, MP 96950

Tel. (670) 664-3000/1/2 • Fax: (670) 664-3067

NUTISIAN PUPBLIKU PARA U MA ADAPTA I AREKLAMENTO
YAN REGULASION I AMASKA GI PAPA' ATORIDAT 1 CMC §§ 2454,
9104, YAN SEKSIONA 18, P.L. 11-75 (effektibu gi Matso 26, 1999)
GINEN I DIPATAMENTON I COMMERCE

I Secretariu i Dipatamenton i Commerce gi Commonwealth of the Northern Mariana Islands ("CNMI"), sigun i 1 CMC §§ 2454, 9104, yan Seksiona 18, P.L. 11-75 (effektibu gi Matso 26, 1999) ha propoposa i Areklamento Yan Regulasion i Amaska gi Commonwealth Register, vol. 21, no. 5, gi 16769-74 (Mayu 15, 1999). I mapropoposa na amendasion tiniteka i areklamento yan regulasion i amaska.

Kopian i "Areklamento Yan Regulasion i Amaska" guaha ya sina machule' gi Dipatamenton Commerce, P.O. Box 10007, Saipan, MP 96950.

7/ D VMmm	5-28-99
FRANKIE B. VILLANUEVA	Fecha
Secretariu, Depattamenton Kometsiu	
Contract of the second of the	
Ma File yan Rehista as: SOLEDAD B. SASAMOTO	6/18/99 Fecha
Registrat i Corporacion	recha
Settifikasion i Compliance yan Direktibu No. 183:	
Ap/ho-	6/23/99
JOSE A DELEON GUERRERO	Fecha
Especiat Assistant i Gobietnu para Administracion	
Settifikasion i Ofisinan i Attorney General:	
/s/ MAYA B. KARA	6/18/99
MAYA B. KARA	Fecha
Attorney General (Acting)	



Department of Commerce

COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

Caller Box 10007 CK., Saipan, MP 96950

Tel. (670) 664-3000/1/2 • Fax: (670) 664-3067

AROGORONGOL TOWLAP REEL ADOPTION-UL LLIIWEL
MELLOL OWTUL ALLEGHUL SUBWA MEREEL BWANGIL 1 CMC §§ 2454, 9104,
ME SEKSIONA 18, P.L. 11-75 (Maotso 26, 1999)
SANGI DIPATAMENTOOL COMMERCE

Secretariu Dipatamentool Commerce mellol Commonwealth of the Northern Mariana Islands ("CNMI"), sangi bwangil 1 CMC §§ 2454, 9104 me Seksiona 18, P.L. 11-75 (Maotso 26, 1999) nge ebwe ayoora illiiwel mellol owtol ALLEGHUL SUBWA i ye llol Commonwealth Register, vol 21, no. 5, me 16769-74 (Moozo 15, 1999). Lliiwel kkaal nge e ghil ngali Mwoghutughutul me Ffeer Reel Alleghul Subwa.

Kkopiyaal Mwoghutughut me Ffeer Reel Alleghul Subwa, nge emmwel schagh bwe aramas ebwelo bweibwogh mellol Depatamentool Commerce, P.O. Box 10007, Saipan, MP 96950.

Ral FRANKIE B. VILLANUEVA, Secretariu Dipatamentool Commerce

File-liiyal:

SOLEDAD B. SASAMOTO
Registrar of Corporations

Me Reel:

JOSE 1 DELEON GUERRERO
Governor's Special Assistant
for Administration

Ral

Me Reel:

/s/ MAYA B. KARA

MAYA B. KARA

Ral

Acting Attorney General

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950

Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

PUBLIC NOTICE OF THE ADOPTION OF AMENDMENTS TO PART 12: SCHEDULE OF FEES AND CHARGES OF THE AIRPORT RULES AND REGULATIONS

The Commonwealth Ports Authority pursuant to its rule-making authority under 2 CMC § 2122 (j), and in accordance with the provisions of 1 CMC §§ 9102, 9104 (a) and 9105, hereby gives notice that the proposed Amendments to Part 12 of the Airport Rules and Regulations which increases the landing fees and the departure facility service charges, as published in the Commonwealth Register Volume 21, Number 4, on April 19, 1999, at Pages 16693 through and including 16700, were adopted without change by the CPA Board at its regular meeting on May 21, 1999. Copies of the amendments to the said rules and regulations may be obtained from the office of the Executive Director, Commonwealth Airports Authority, Saipan International Airport or by mail at P. O. Box 1055, Saipan, MP 95940.

The adopted Amendments to Part 12 of the Airport Rules and Regulations become

effective ten (10) days after publication of this notice in the Commonwealth Register. 6/7/99 Issued by: Carlos H. Salas, Executive Director Date Received by: Jose I Deleon Guerrero Date Special Assistant for Administration 6/23/99 Filed and Recorded by: Soledad B. Sasamoto Date Registrar of Corporations Pursuant to 1 CMC 2153 as amended by PL 10-50 the rules and regulations attached hereto have been reviewed and approved as to form and legal sufficiency by the CNMI Attorney General's Office.

Robert B. Dunlap II Attorney General (Acting)

General

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (1-670) 664-3500/1 FAX: (1-670) 234-5962 E-Mail Address: cpa.admin@saipan.com

NUTISIAN PUPBLIKU POT I MA-ADOPTA NA AMENDASION GI PATTE 12: LISTAN APAS YAN PENA GI AREKLAMENTO YAN REGULASION I PLASAN BATKON AIRE (AIRPORT)

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC § 2122(j), yan sigun gi prubinsion siha ginen 1 CMC § 9102, 9104(a), yan 9105, ginen este ha nutitisia I pupbliku put I maproponi na amendasion gi Patte 12 gi Areklamento yan Regulasion I Plasan Batkon Aire (Airport) ni maomenta mas I apas batkon aire yanggen tumunok gi plasa (landing fee) yan lokue I setbisiun fasilidat humanao pat despidida sigun gi mapupblika gi Commonwealth Register, Volume 21, Numeru 4, gi Abrit 19, 1999, gi pajina 16693 asta 16700, ma-adopta sin tinilaika ginen I CPA Board anai man meeting gi Mayu 21, 1999. Kopian este siha na amendasion i Areklamento yan Regulation sinia machule gi I oficinan I Direktot Ekseketibu, Commonwealth Ports Authority, Saipan International Airport pat sino ginen I mail guato gi Post Office Box 1055, Saipan, MP 96950.

I ma-adopta na amendasion gi Patte 12 gi Areklamento yan Regulasion I Plasan Batkon Aire

(Airport) para Register.	u effectibu dies (10) dias despues di mapupblik	ka este na nutisia gi Commonwealth
register.		
Issued by:	want	6/7/99
C	arlos H. Salas, Executive Director	Fecha
Ni-risibi as: _	Jose I Deleon Guerrero Special Assistant for Administration	6/v3/99 Fecha
Filed yan Recorded as:	Soledad B. Sasamoto Registrar of Corporations	6/33/99 Fecha

ON WEST

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (1-670) 664-3500/1 FAX: (1-670) 234-5962 E-Mail Address: cpa.admin@saipan.com

ARONGORONGOL TOULAP ADOPTION-NUL LLIIWEL NGÁLI PEIGH 12: SCHEDULE REEL ABWÓS ME MWUTTA MELLÓL ALLÉGHUL AIRPORT

I Commonwealth Ports Authority, sángi fféérétáál allégh kkaal mereel bwángil ila e lo faa 2 CMC § 2122(j), iye eghol me mwóghútúghútúl 1 CMC § 9102, 9104(a), me 9105, ekke isisiwow arong reel pomwol Lliiwel kkaal ngali Peigh 12 reel alléghúl Airport iye e allangaaló abwós reel ittol me mwetelóól pleen, iye a póblikalong llól Commonwealth Register, Volume 21, Numeru 4, llól maram ye Séétá (April) 19, 1999, llól peighil sché kkaal 16693 mweteló mmwal ebwal toolong peigh 16700, a adopted 16 nge eese bwal yoor lliiwel sángi CPA Board ighiwe yoor yéélágh llól maram we May 21, 1999. Kopiyal lliiwel kkaa nge emmwel schagh ubwe bweibwogh mereel Bwulasiyol Executive Director, Commonwealth Ports Authority, Saipan International Airport ngare eew, afanga ngali Post Office Box 1055, Saipan, MP 96950.

Reel lliiwel kkaal ikka a adopted 16 ngali Peigh 12 reel Alleghúl Airport nge ebwe afektiibwo 16 mwiril seigh (1) rál sángi toolong arong yeel llól Commonwealth Register.

Mereel:	Carlos H. Salas, Executive Director	6/7/99 Rál
Bwughiyal:	Jose I. Deleon Guerrero Special Assistant for Administration	6/73/79 Rål
Isáliyal:	Soledad B. Sasamoto Registrar of Corporations	6/23/99 Rál



COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

CERTIFICATION OF ADOPTION OF AMENDMENTS TO PART 12: SCHEDULE OF FEES AND CHARGES TO THE AIRPORT RULES AND REGULATIONS

I, CARLOS H. SALAS, Executive Director of the Commonwealth Ports Authority (CPA), the agency which is promulgating the amendments to Part 12 of the Airport Rules and Regulations published in the Commonwealth Register under Volume 21, Number 4, on April 19, 1999, at pages 16693 through and including 16700, by signature below hereby certify that the final rules and regulations were adopted by the CPA Board at its regular meeting on May 21, 1999, without change. I hereby request and direct that this Notice and Certification of Adoption be immediately published in the Commonwealth Register.

I declare under penalty of periury that the preceding rules and regulations are true

Executive Director

			_	•	F J J		_	0		- 11.	
and	correct	and	that '	this (declaration	was	executed	on	the _	76	day of
	June	<u> </u>		,	1999, at Sa	ipan,	Common	weal	th of t	he Northe	rn Marianas
Islaı	nds.										
										_	•
										1	
							/	. 1	1	/ /	
							(<i>V</i> ()	× h	/ •	
								·CA	RLOS	S H. SALA	AS



BOARD OF ELECTIONS COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

P. O. Box 470 Saipan MP 96950 Tel.: (670) 664-VOTE Fax: (670) 664-8689

NOTICE AND CERTIFICATION OF ADOPTION OF THE PERMANENT AMENDMENTS TO PART VII: CONDUCT OF ELECTION OF THE BOARD OF ELECTIONS RULES AND REGULATIONS

I, Miguel M. Sablan, Chairman of the Board of Elections, which has promulgated the amendments to the Board of Elections Rules and Regulations, published in the Commonwealth Register, Volume 21, Number 5, on May 19, 1999, at pages 16788 to 16795, by signature below hereby certify that as published such regulations are true, complete, and correct copy of the amendments of the Board of Elections Rules and Regulations previously proposed by the Board of Elections which, after the expiration of appropriate time for public comment, have been adopted without modification or amendment. I further request and direct that this Notice and Certification of Adoption be immediately published in the Commonwealth Register.

I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed on the 8th day of June, 1999, at Saipan, Commonwealth of the Northern Mariana Islands.

MIGUEL M. SABLAN Chairman, Board of Elections

Received by:

JØSE I. GUERRERO

Special Assistant for Administration

6/23/99 Date

Filed by:

SOLEDAD B. SASAMOTO Registrar of Corporations

Notice and Certification of Permanent Amendments to Board of Elections Rules and Regulations Page 2 of 2.

Pursuant to 1 CMC §2153, as amended by Pub. L. 10-50, the rules and regulations attached hereto have been reviewed and approved by the CNMI Attorney General's Office.

Dated this 18 m day of Jule, 1999.

MAYA B. KARA Attorney General (Acting)

By:

ELLIOTT A. SATTLER

Assistant Attorney General



BOARD OF ELECTIONS COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

P. O. Box 470 Saipan MP 96950

Tel.: (670) 664-VOTE Fax: (670) 664-8689

NUTISIA YAN SETTIFIKASION YAN INADAPTAN PETMANENTE SIHA NA MANEDASION GI PATTE VII: **MAKONDUKTAN ELEKSION** GI AREKLAMENTO YAN REGULASION BOARD OF ELCTIONS

Guaho, Miguel M. Sablan, komu Chairman i Board of Election ni lumaknos yan cho'gue este siha na amendasion gi Areklamento yan Regulasion, yan manmapublika gi Rehistran Commonwealth, Baluma 21, Numiru 5, gi Mayu 19, 1999, pahina 16788 asta 16795, ginen i fitma-ku gi sampapa hu settifika na i mapulikas este siha na amendasion manmagahet, kumplidu, yan dinanche na kopian i amendasion siha gi Areklamento van Regulasion i Board of Election ni hagas manmaproponen i Board of Elections komu, despues di makpo i tetmino-ña gi propiu na manera anai i pupbliku para u fana'halom komentu, manmadapta sin rebision pat amendasion. Lokkue' hu rekuesta ni manmoffona' magahet yan dinanche ya este na deklarasion mafatinas gi Huniu, 1999, giya Saipan, Commonwealth i Sangkattan siha Na Islan Marianas.

/s/ Miquel M. Sablan

MIGUEL M. SABLAN Chairman, Board of Elections

Rinisibi as:

JOSE I. GUERRERO

Special Asistant for Administration

Pinelo' as:

SOLEDAD B. SASAMOTO Rehistradoran Kotporasion

Nutisia yan Settifikasion i Petmanente siha na Amendasion gi Areklamento yan Regulasion Board of Elections Pahina 2 gi 2

Sigun gi 1 CMC §2153, ni inamenda ni Lai Publiku 10-50, i areklamento yan regulasion ni chechetton guine esta manmaribisa yan inapreba ni Ofisinan Attorney General giya CNMI

Ma fecha guine gi mina' 18th na dia, este na mes June . 1999.

> MAYA B. KARA Attorney General (Acting)

Ginen as: /s/MAYA B. KARA ELLIOTTA SATTLER-Assistant Attorney General



BOARD OF ELECTIONS COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS

P. O. Box 470 Saipan MP 96950 Tel.: (670) 664-VOTE Fax: (670) 664-8689

ARONGORONG REEL CERTIFICATION OF ADOPTION REEL PERMANENT AMENDMENTS NGALI PEIGH VII: CONDUCT OF ELECTION REEL ALLEGHUL BOARD OF ELECTION

Ghaang, Miguel M. Sablan, Chairmanil Board of Elections, e féérúl lliíwel kkaal ngali Alléghúl Board of Election, iye a póblikalong Commonwealth Register, Volume 21, Numoro 5, llól maramal Ghúúw (may) 19, 1999, iye e lo llól peigh schéél 16788 ngali peigh schéél 16795, reel yááy signature ye e lo faal, e alúghúlúghúúw bwe allégh kkaal ikka e póblika nge e ellet, scheescheel me e welewel bwe kopiyal lliiwel kkaal reel alléghúl Board of Elections mwiril ighiwe Board of Election ebwal pomwolil, takkalóól isisilongol yaar toulap mángemáng ngare ayegh, Board a adopt-taav nge ese bwal fféér lliiwel. Ibwal tingór ló bwe Arong yeel bwal Certificate of Adoption ebwe kkáyil póblikalong Commonwealth Register.

I ffailó faal <u>mwuttaal</u> misimis bwe alongal meta kka e lo mmwal nge e ellet me e welewel me declaration yeel ebwe allegh lo llol otol ye Alimate (<u>June</u>), 1999, mewool Séipél, Commonwealth Metawal Wóól Falúw Kka E Lo Marianas.

/s/ Miguel M. Sablan

Miguel M. Sablan

Chairman, Board of Elections

6/23/99

Bwughiyal:

Special Assistant for Administration

Isáliyal :

Soledad B. Sasamoto

Registrar of Corporations

Arong me <u>Certificate of Permanent Amendments</u> reel Alléghúl <u>Board of Elections</u>
Peigh Schéél 2 reel 2

Sángi aileewal 1 <u>CMC § 2153</u>, iye a lliiwel sángi aileewal autol Allégh Toulap (<u>Public Law</u>) allégh kkaal ikka e appasch nge atakkal amweri sefáálil me alúghúlúghúúw mellól Bwulasiyol <u>CNMI Attorney General</u>.

Rái ye 18th Ilói maramal June, 1999.

Maya B. Kara Attorney General (Acting)

Mereel: /s/MAYA B. KARA
Elliott A. Sattler

-Assistant-Attorney General-

BOARD OF ELECTIONS COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS ELECTION RULES AND REGULATIONS

The Rules and Regulations of the Commonwealth of the Northern Mariana Islands Board of Elections governing the conduct of elections of the Commonwealth of the Northern Mariana Islands, as promulgated by the Board of Elections, is hereby amended as follows:

1. Section 3 of Part VII of the Rules and Regulations pertaining to the conduct of elections is amended to read as follows:

Section 3.

Any person appearing at the polling place to vote shall report his legal name, in full, and his date of birth to the election officials. An election official shall clearly and audibly announce them. Another election official shall then check the register of voters as to whether or not the person appearing is a registered voter, and if so, shall announce the name and date of birth appearing in the register. Voting shall then proceed in accordance with procedures prescribed by the Board, however, all voting shall be by secret ballot.

Each qualified voter whose name appears on the register has a right to vote and shall not be denied a ballot. The Board shall not hear any challenges to a voter's residency or qualification to vote in any election at any time.

Any challenge to a voter's residency or qualification to vote in any election shall be deemed an election contest and shall be resolved pursuant to applicable CNMI law.

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

PUBLIC NOTICE OF THE ADOPTION OF RATE INCREASE AMENDMENTS TO THE COMMONWEALTH PORTS AUTHORITY SEAPORT DIVISION TERMINAL TARIFF

The Commonwealth Ports Authority, pursuant to its rule-making authority under 2 CMC § 2111 (j), and in accordance with the provisions of 1 CMC §§ 9102, 9104 (a) and 9105, hereby gives notice that the proposed rate increase amendments to its Seaport Division Terminal Tariff, published in the Commonwealth Register Volume 21, Number 4, on April 19, 1999, at pages 16673 through and including 16692, were adopted with certain corrections made to the dates triggering the rate increases and certain of the rates to be applicable. The rate increase amendments to the Terminal Tariff relate to the wharfage fee, port entry fee, dockage fee, homeport vessel fee, and passenger fee. Comments regarding the proposed rate increases were received and were considered. Because of the corrections made, the adopted rate increase amendments are hereby published in it entirety. Copies of the rules and regulations may obtained from the Office of the Executive Director, Commonwealth Ports Authority, Saipan International Airport or by mail at Post Office Box 1055, Saipan, MP 96950.

COMMONWEALTH REGISTER VOLUME 21 NUMBER 06 JUNE 21 DAGE 16814
SAIPAN INTERNATIONAL AIRPORT/SEAPORT ROTA INTERNATIONAL AIRPORT/SEAPORT
P.O. Box 1055, Saipan, MP 96950
P.O. Box 561, Rota, MP 9695 Elliott A Sattlersan Jose Village, Tinian, MP 96952

3 th day of June : 100

ON WEST

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (1-670) 664-3500/1 FAX: (1-670) 234-5962 E-Mail Address; cpa.admin@saipan.com

NUTISAN PUPBLIKU POT I MA-ADOPTA NA AMENDASION REGULASION POT I MAOMENTA MAS I APAS PANTALAN GI COMMONWEALTH PORTS AUTHORITY

I Commonwealth Ports Authority, sigun gi aturidat para u famatinas areklamento gi papa 2 CMC § 2122(j) yan sigun gi prubinsion siha ginen 1 CMC § 9102, 9104(a) yan 9105, ginen este ha nutitisia I pupbliku na I maproponi na amendasion I regulasion ni para u hatsa mas I apas pantalan yan otro siha na apas (wharfage fees, dockage fees, port of entry fees, bunker fees homeport vessel fees, passenger fee) ni ma pupblika gi Commonwealth Register Volume 21, Numeru 4, gi Abrit 19, 1999, gi pajina 16673 asta 16692, ma-adopta ya guaha tinilaika mafatinas. Ayu siha na tinilaika guiya eyu pot I fecha ni para ututuhon I maomenta na apas yan quaha lokue tinilaika siha na apas. Guaha siha komentu manmasatmiti halom pot I maproponi na hatsadan apas ya manmakonsidera. Pudi quaha tinilaika siha manmafatinas, I maadopta na hatsadan apas na amendasion ma pupblika talo todu. Kopian este na areklamento yan regulation sina machule gi oficinan I Direktot Eksekatibu i Commonwealth Ports Authority gi Saipan International Airport pat sino manahanao gi Post Office Box 1055, Saipan, MP 96950.

I maadopta na amendasion pot I Terminal Tariff siempre u efectibu dies (10) dias despues di

Issued by:

Carlos H. Salas, Direktot Eksekatibu

Ni-recibi as:

Josef Deleon Guerrero
Special Assistant for Administration

Filed yan
Recorded as: Soledad B. Sasamoto
Registrar of Corporations

G/7/99

Fecha

Fecha

Fecha

Fecha

Fecha

AUTHOR MANAGEMENT OF THE PARTY OF THE PARTY

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (1-670) 664-3500/1 FAX: (1-670) 234-5962 E-Mail Address: cpa.admin@saipan.com

ARONGORNGOL TOULAP REEL ADOPTION-NUL LLIIWEL REEL SÁSSÁRETÁÁL ABWÓS MELLÓL COMMONWEALTH PORTS AUTHORITY DIBISIYONUL SEAPORT TERMINAL TARIFF

Commonwealth Ports Authority, Sángi aileewal bwángil iye e lo faal 2 CMC § 2122(j) bwal mereel aileewal 1 CMC § 9102, 9104(a) yan 9105, sángi mlliikaal ekke isisiwow arong bwe pomwol lliiwel reel sássáretáál abwós mellól dibisiyonul Seaport Terminal Tariff, iye a póblikalong llól Commonwealth Register Volume 21, Numeru 4, llól maramal Sééta (April) 19, 1999, llól peigh schéé kkaa, 16673 mweteló mmwal ebwal toolong peigh schéél 16672, a adopted 16 nge eyoor akkááw lliiwel reel rállil ye ebwe fil reel sássáretáá bwal reel akkááw abwós ikka ebwe fil. Reel sássáretáál abwós kkaal ikka eyoor lliiwel ngali Terminal Tariff nge ebwal ghol ngali abwós reel wharfage, port of entry, dockage, homeport vessel bwal passenger fee. Ayegh ngare mángemáng bwelle reel pomwol sássáretáál abwós ikka a lo reer me ra slúghúlúghúw. Bwelle reel awwelelóol kkaal, a póblikawow alongal schééschéel sássárétáál abwós ikka a adopted 16. Kopiyal allégh kkaa nge emmwel ubwe bweibwogh mereel Bwulasiyol Executive Director, Commonwealth Ports Authority Séipél International Airport ngare eew, afanga ngali, Post Office Box 1055, Séipél, MP 96950.

Reel Lliiwel	kkaal ikka adopted lo nge ebwe allegh lo mwi	ril seigh (10) rál igha e toolong llól
Commonwea	alth Register.	
Mereel:	Word	6/7/99 Rál
	Carlos H. Salas, Direktot Eksekatibu	Rál
Bwughiyal:	Jose J. Deleon Guerrero Special Assistant for Administration	6/23/99 Rál
Isáliyal:	Soledad B. Sasamoto Registrar of Corporations	6/23/99 Rál

COMMONWEALTH PORTS AUTHORITY

Main Office: SAIPAN INTERNATIONAL AIRPORT P.O. BOX 1055 • SAIPAN • MP 96950 Phone: (670) 664-3500/1/2 FAX: (670) 234-5962

CERTIFICATION OF ADOPTION OF AMENDMENTS TO THE COMMONWEALTH PORTS AUTHORITY SEAPORT DIVISION TERMINAL TARIFF

I, CARLOS H. SALAS, Executive Director of the Commonwealth Ports Authority (CPA), the agency which is promulgating the amendments to the Terminal Tariff regulation, published in the Commonwealth Register under Volume 21, Number 4, on April 19, 1999 at pages 16673 through and including 16692 by signature below hereby certify that the final rules and regulations were adopted by the CPA Board at its regular meeting on May 21, 1999.

The adopted regulations contain corrections to certain of the dates and figures published earlier. Because the final version is different from the proposed amendments earlier published, the adopted regulations should be published in its entirety. I further request and direct that this Notice and Certification of Adoption be immediately published in the Commonwealth Register.

	I decl	are u	nder p	enalt	y of perjury	that th	ne precedir	ng rule	es and	d regulat	tions a	are ti	rue
and	correct	and	that	this	declaration	was	executed	on 1	the _	74	(day	of
	June				_, 1999, at Sa	aipan,	Common	wealtl	h of t	he Worth	hern N	/Iaria	ana
Islar	nds.							Os R	(xx	d			
							C			I. SALA			

(Revised)

COMMONWEALTH PORTS AUTHORITY SEAPORT DIVISION TERMINAL TARIFF

The Terminal Tariff Regulations setting forth the rates, charges, and fees that are assessed at the various commercial seaports of the Commonwealth of the Northern Mariana Islands, as promulgated by the Commonwealth Ports Authority, is hereby amended as follows:

- 1. Part III(A) of the Terminal Tariff relating to Wharfage Rates is amended to read as follows:
 - A. Wharfage Rates: The wharfage rates for cargo, per Revenue Ton, shall be as follows:

Up to 6/30/99	\$ 3.25
From 7/1/99 to 9/30/2001	4.25
From 10/1/2001 to 9/30/2002	5.50
From 10/1/2006 to 9/30/2011	5.75
From 10/1/2011 to 9/30/2016	6.00

Thereafter, the wharfage rates shall increase by five percent (5%) for each succeeding five-year period.

The minimum charge per Bill of Lading shall be the same as the rate per Revenue Ton for the applicable period.

2. Part IV of the Terminal Tariff relating to Port Entry Fee is amended to read as follows:

Part IV. Port Entry Fee

All vessels (except military and government-owned vessels) shall pay a PORT ENTRY FEE as indicated in the schedule below when entering a CNMI port, or refueling within the territorial waters of the Commonwealth of the Northern Mariana Islands.

Port Entry Fees

For vessels of 1,000 registered gross tons and under \$ 62.00

For vessels between 1,001 registered gross tons and 2,000 registered gross tons	\$123.75
For vessels over 2,000 registered gross tons	
The foregoing Port Entry Fees shall be increased as follows:	
From 7/1/99 To 9/30/2001	
For vessels of 1,000 registered gross tons and under	\$ 81.00
For vessels between 1,001 registered gross tons and 2,000 registered gross tons	\$161.00
For vessels over 2,000 registered gross tons	
From 10/1/2001 To 9/30/2002	
For vessels of 1,000 registered gross tons and under	\$ 105.00
For vessels between 1,001 registered gross tons and 2,000 registered gross tons	\$ 209.00
For vessels over 2,000 registered gross tons	
plus an additional charge of \$105.00 per each 2,000 registered gross tons or fraction thereof in excess of 2,000 registered gros	
plus an additional charge of \$105.00 per each 2,000 registered gross tons or fraction thereof in excess of 2,000 registered grostons)	e s

From 10/1/2011 To 9/30/2016

Thereafter, the port of entry rates shall increase by five percent (5%) for each succeeding five-year period.

3. Part V(D) of the Terminal Tariff relating to Dockage Rates is amended to read as follows

D. <u>Dockage Rates</u>:

Over	But not Over	Charge per 24-Hour or Fraction thereof
0	100	\$ 55.88
100	150	71.41
150	200	86.94
200	250	149.04
250	300	149.04
300	350	225.62
350	375	273.24
375	400	273.24

400	425	319.81
425	450	319.81
450	475	366.40
475	500	366.40
500	525	412.97
525	550	412.97
550	and over	583.74

The foregoing dockage rates shall increase as follows:

From 7/1/99 To 9/30/2001

Over	But not Over	Charge per 24-Hour or Fraction thereof
0	100	\$ 73.00
100	150	93.00
150	200	113.00
200	250	194.00
250	300	194.00
300	350	293.00
350	375	355.00
375	400	355.00
400	425	416.00
425	450	416.00
450	475	476.00
475	500	476.00
500	525	537.00
525	550	537.00
550	and over	759.00

From 10/1/2001 To 9/30/2002

Overall Length of Vessel in Feet

		CI
Over	But not Over	Charge per 24-Hour or Fraction thereof
0	100	\$ 95.00
100	150	121.00
150	200	147.00
200	250	252.00
250	300	252.00
300	350	381.00
350	375	462.00
375	400	462.00
400	425	540.00
425	450	540.00
450	475	619.00
475	500	619.00
500	525	698.00
525	550	698.00
550	and over	986.00

From 10/1/2006 To 9/30/20011

Over	But not Over	Charge per 24-Hour or Fraction thereof
0	100	\$ 100.00
100	150	127.00

150	200	154.00
200	250	265.00
250	300	265.00
300	350	400.00
350	375	485.00
375	400	485.00
400	425	567.00
425	450	567.00
450	475	650.00
475	500	650.00
500	525	733.00
525	550	733.00
550	and over	1035.00

From 10/1/2011 To 9/30/20016

Over	But not Over	Charge per 24-Hour or Fraction thereof
0	100	\$ 105.00
100	150	133.00
150	200	162.00
200	250	278.00
250	300	278.00
300	350	420.00
350	375	509.00
375	400	509.00
400	425	595.00
425	450	595.00

450	475	683.00
475	500	683.00
500	525	770.00
525	550	770.00
550	and over	1087.00

Thereafter, the dockage rates shall increase by five percent (5%) for each succeeding five-year period.

- 4. Part VI(C) of the Terminal Tariff relating to Bunker Fee is amended to read:
 - C. <u>Bunker Fee</u>: A charge of \$0.18 per barrel for residual oil and \$0.32 per barrel for diesel fuel, will be assessed all suppliers of oil for bunkering at the port.

Such fees shall increase as follows:

<u>Period</u>	Residual Oil (per barrel)	Diesel Oil (<u>per barrel</u>)
07/1/99 To 9/30/2001	\$ 0.25	\$.40
10/1/2001To 9/30/2002	\$ 0.35	\$.60
10/1/2006 To 9/30/2011	\$ 0.40	\$.70
10/1/2011 To 9/30/2016	\$ 0.45	\$.75

Thereafter, such fees shall increase by five percent (5%) for each succeeding five-year period.

- 5. Part VI(D) of the Terminal Tariff relating to Home Port Fee is amended to read:
 - D. Home Port Fee: Rates and fees for vessels operating in the territorial waters of the Commonwealth on a continuing and long-term basis may be established by agreement, exclusive of this Terminal Tariff, pursuant to the powers conferred upon CPA by law. In the absence of such an agreement, all of the rates and fees set forth in this Terminal Tariff and elsewhere in the Harbor Regulations shall apply, except that the dockage rates shall be as follows:

At the Commercial Ports of Saipan and Tinian

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	25	\$ 27.40
25	75	45.00
75	100	135.00
100	150	180.00
150		daily rates as specified In Part V(D) shall apply

The foregoing Home Port Fees shall increase as follows:

From 7/1/99 To 9/30/2001

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	25	\$ 35.00
25	75	58.00
75	100	175.00
100	150	234.00
150		Daily rates as specified in Part V(D) shall apply

From 10/1/2001 To 9/30/2002

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	25	\$ 45.00

25	75	75.00
75	100	227.00
100	150	304.00
150		Daily rates as specified in Part V(D) shall apply

From 10/1/2006 To 9/30/2011

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	25	\$ 47.00
25	75	78.00
75	100	238.00
100	150	319.00
150	to to las	Daily rates as specified in Part V(D) shall apply

From 10/1/2011 To 9/30/2016

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	25	\$ 49.00
25	75	82.00
75	100	250.00
100	150	335.00
150		Daily rates as specified in Part V(D) shall apply

Thereafter, such fees shall increase by five percent (5%) for each succeeding five-year period

At the Commercial Port of Rota

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	10	\$ 6.00
10	12	8.40
12	14	10.80
14	16	13.20
16	18	18.00
18	20	21.60
20	22	24.00
22	24	26.40
24	26	28.80
26	75	60.00
75	100	90.00
100	150	120.00
150		Daily rates as specified in Part V(D) shall apply

The foregoing Home Port Fees shall increase as follows:

From 7/1/99 To 9/30/2001

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	10	\$ 8.00
10	12	11.00
12	14	14.00
14	16	17.00

16	18	23.00
18	20	28.00
20	22	31.00
22	24	34.00
24	26	37.00
26	75	78.00
75	100	117.00
100	150	156.00
150		Daily rates as specified in Part V(D) shall apply

From 10/1/2001 To 9/30/2002

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	10	\$ 10.00
10	12	14.00
12	14	18.00
14	16	22.00
16	18	30.00
18	20	36.00
20	22	40.00
22	24	44.00
24	26	48.00
26	75	101.00
75	100	152.00
100	150	203.00
150		Daily rates as specified in Part V(D) shall apply

From 10/1/2006 To 9/30/2011

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	10	\$ 11.00
10	12	15.00
12	14	19.00
14	16	23.00
16	18	31.00
18	20	38.00
20	22	42.00
22	24	46.00
24	26	50.00
26	75	106.00
75	100	160.00
100	150	213.00
150		Daily rates as specified in Part V(D) shall apply

From 10/1/2011 To 9/30/2016

Overall length of vessel in feet:		Charge per month or fraction thereof:
Over	But not Over	
0	10	\$ 12.00
10	12	16.00
12	14	20.00
14	16	24.00
16	18	33.00

18	20	40.00
20	22	44.00
22	24	48.00
24	26	53.00
26	75	111.00
75	100	168.00
100	150	224.00
150		Daily rates as specified in Part V(D) shall apply

Thereafter, such fees for home-ported vessels shall increase by five percent (5%) for each succeeding five-year period.

- 6. Part VI(F) of the Terminal Tariff relating to Passenger Fee is amended to read as follows:
 - F. Passenger Fee: There shall be a charge of \$4.50 for every person that boards a vessel through any port or harbor in the Commonwealth which CPA exercises the various powers conferred upon it by law. Such passenger fee shall increase to \$6.00 commencing July 1, 1999. It shall increase to \$8.00 commencing October 1, 2001 to 9/30/2002. Thereafter, the passenger fee shall periodically increase by five percent (5%) for each succeeding five-year period.
- 7. Part VI(G) of the Terminal Tariff Regulations relating to Notice of Future Rate Increase is amended to read as follows:
 - G. <u>Future Rate Increase</u>: Nothing in this Terminal Tariff shall restrict or limit CPA's authority to increase its fees, rates, and charges beyond that imposed by this tariff, or to implement new fees and charges as necessary to maintain and operate the Port and to pay CPA's expenses, including any debt obligation that CPA has with respect to the Ports under its jurisdiction.
- 8. The foregoing amendments to the Seaport Division Terminal Tariff Regulations shall become effective July 1, 1999. Until then, the existing Terminal Tariff shall remain in force.