

## EXECUTIVE ORDER NO. 136

### *To delegate Authority to Administer Palau House Sewer Connection Project (“PHSCP”)*

**WHEREAS**, the Republic of Palau Ministry of Resources and Development (the “Ministry”) has been awarded a grant from the United States Environmental Protection Agency for the purpose of improving the sanitation in Koror by connecting approximately 100 households to the public sewer system and by establishing a self-sustaining sewer connection program; and

**WHEREAS**, the approved grant proposal provides that the grantee Ministry, through the Director of the Bureau of Public Works, is to be responsible for administering this phase of the PHSCP; and

**WHEREAS**, the grant agreement requires that the Republic of Palau Bureau of National Treasury shall create a special PHSCP account for the deposit of project accounts to eventually be utilized as revolving funds; and

**WHEREAS**, the approved grant proposal provides that the Republic of Palau Bureau of Finance will be responsible for managing the PHSCP revolving fund; and

**WHEREAS**, administration of the PHSCP will require setting of house sewer connection fees and other regulations to implement and satisfy the requirements of the PHSCP; and

**WHEREAS**, the prompt implementation of rules governing such fees and other terms of the PHSCP is necessary to avoid denial of funds to be awarded from the United States; and

**NOW, THEREFORE**, by virtue of the authority vested in me as President of the Republic of Palau, pursuant to the Constitution and applicable laws of the Republic of Palau, it is hereby ordered that:

1. The Ministry of Resources and Development and the Bureau of Public Works are hereby delegated the authority to perform their respective responsibilities under the terms of the current PHSCP proposal and grant agreement as well as all subsequent phases of the PHSCP. This authority shall include, but not be limited to, authority to set and implement PHSCP connection fees and to promulgate any necessary regulations to govern the administration of the PHSCP;

2. To the extent the requirements of the Administrative Procedures Act are applicable to the fees and regulations established by the Ministry, the requirements are hereby suspended with respect to such fees and regulations pursuant to 6 PNC Section 104;

3. The Bureau of Finance shall establish and administer, pursuant to Republic of Palau Public Law 4-10, Sections 13 and 14, a separate PHSCP revolving fund within the National

Treasury in accordance with special condition 14 of the PHSCP grant agreement.

***IN WITNESS WHEREOF*** I have hereunder set my hand and affixed my official seal this 18<sup>th</sup> day of October, 1994, in the State of Koror, Republic of Palau.

Kuniwo Nakamura  
President  
Republic of Palau