

EXECUTIVE ORDER NO. 194

To Declare a State of Emergency Caused by Tropical Storm Utor

WHEREAS, during the period of June 30, 2001 through July 2, 2001, the Tropical Storm Utor passed by the Republic of Palau, causing extreme wind and rain conditions, thereby adversely affecting public facilities such as roads, electrical power distribution, water supply and sewer systems; and

WHEREAS, the National Government is attempting to restore services to the States of the Republic of Palau and to assess damage while providing assistance to affected persons; and

WHEREAS, emergency remedial action is required for the roads and the water and sewer systems; and

WHEREAS, the Council of Chiefs, the leadership of the Olbiil Era Kelulau and Governors of the States of the Republic have been consulted regarding the nature of the emergency, the National Government's efforts to restore services, assess damage and provide assistance to affected persons, and the necessity of declaring a state of emergency; and

WHEREAS, Article VIII, Section 14 of the Constitution empowers the President to declare a state of emergency whenever a natural catastrophe threatens the lives or property of a significant number of people of Palau and to assume legislative powers as may be necessary to afford immediate and specific relief to those lives or property threatened; and

WHEREAS, Article VIII, Section 14 of the Constitution further requires the President to call a meeting of the Olbiil Era Kelulau to confirm or disapprove the state of emergency,

NOW, THEREFORE, I, Tommy E. Remengesau, Jr., President of the Republic of Palau, hereby declare a state of emergency in the Republic of Palau in accordance with Article VIII, Section 14 of the Constitution, and other applicable provisions of law; during such emergency:

1. This declaration shall be limited to immediate remedial action and repair of the roads and the water and sewer systems in Palau;
2. The Minister of Resources and Development shall coordinate efforts among the various ministries, governmental agencies, public utilities and public communications to respond to this emergency;
3. The Director of the Bureau of Public Safety may, in consultation with the President, determine appropriate traffic routes throughout the states and take all actions necessary to ensure the public's safety;
4. Officials of the Republic of Palau may commandeer or utilize private property necessary to cope with emergency conditions; provided, however, that each such order shall require the specific prior authorization of the President, and further provided that any such

utilization of private property shall be subject to compensation in accordance with constitutional and applicable statutory provision;

5. The public's cooperation is requested to conserve water and electricity, until further notice, when the water and electrical delivery services have been reestablished to all of the People of Palau; and

6. The Minister of Health is hereby directed to issue announcements regarding health and safety issues regarding the use of water and disposal of waste during this emergency.

NOTICE OF THIS EXECUTIVE ORDER shall be disseminated as rapidly as possible to the public, with public postings and radio announcements.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal this 3rd day of July, 2001, at the State of Koror, Republic of Palau.

Tommy E. Remengesau, Jr.
President of the Republic of Palau