

EXECUTIVE ORDER NO. 42
[repealed by Executive Order 74]
*Establishment of the Office of
The Representative of Palau to Japan*

WHEREAS, Article VIII, Section 7(2), empowers the President of the Republic of Palau to conduct negotiations with foreign nations and to enter into treaties with the advice and consent of the Olbiil Era Kelulau; and

WHEREAS, Article VIII, Section 7(3) of said Constitution, authorizes the President of the Republic of Palau to appoint ambassadors and other National officers with the advice and consent of the Senate of the Olbiil Era Kelulau: and

WHEREAS, Article IX, Section 6(8), requires approval of the Presidential appointments by a vote of not less than two-thirds (2/3) of the members of the Senate of the Olbiil Era Kelulau; and

WHEREAS, Public Law No. 7-8-8, Section 5 empowers the President to establish by Executive Order offices and agencies within the Executive Branch of the Government of the Republic of Palau, and to prescribe duties, responsibilities and functions thereto to assist the President; and

WHEREAS, pursuant to said Public Law No. 7-8-8, Section 6, the President may appoint staff officers to serve within their respective office or agencies; and

WHEREAS, Executive Order No. 9, Part VI, Section I(f) provides for the establishment of Palau liaison offices under the direction of Minister of State with the Bureau of Foreign Affairs and the division therein to provide staff support to said liaison or representative offices; and

WHEREAS, both Houses of the Olbiil Era Kelulau, during its Fourth Regular Session, October, 1985, adopted S.J. Resolution No. 2-44 to create the Office of Palau Representative to Japan to be located in Tokyo, Japan; and

WHEREAS, as elected President of the Republic of Palau, it is incumbent upon me to organize the Executive Branch of the Government of the Republic of Palau in such a fashion so as to protect the public interest and well-being; to assure economic self-sufficiency and political stability; and to focus national efforts and to utilize national resources towards building of a new nation; and

NOW, THEREFORE, pursuant to the authority vested in me as the President of the Republic of Palau pursuant to the aforementioned constitutional mandates and statutory requirements, it is ordered that the Office of Palau Representative to Japan shall be and is hereby established herein under as follows:

I. ESTABLISHMENT APPOINTMENT AND TERM OF OFFICE

There is hereby established an office to be known as the “Office of Palau Representative to Japan” to be located in Tokyo, Japan, which shall be under the direct supervision of a Palau/Japan Representative in accordance with the provisions of this Executive Order. The incumbent Palau/Japan Representative shall be appointed by the President of the Republic of Palau with the advice and consent of the Senate of the Olbiil Era Kelulau, and who shall, upon confirmation serve at the pleasure of the President. He shall be removed from his office for cause by the President or by a two-thirds (2/3) vote of the Senate of the Olbiil Era Kelulau.

II. POWERS, DUTIES AND RESPONSIBILITIES

(1) The Palau/Japan Representative shall maintain the office headquarters in Tokyo, Japan, and shall have the power to employ professional, technical, secretarial and clerical assistants as he may deem necessary and appropriate in the fulfillment of his duties and responsibilities, subject to budget allotment of his office.

(2) He shall represent the Government and the people of the Republic of Palau on a full time basis before the Government of Japan and before various agencies and departments of said Government of Japan and other organizations, both private and public, centered in Tokyo and elsewhere on matters pertaining to the Republic of Palau. In the performance of his duties, he shall actively and fully advocate all programs and policies of the Government of the Republic of Palau.

(3) He shall in nowise bind or commit the Government of the Republic of Palau without specifically being authorized to do so.

(4) He shall be responsible to the President through Minister of State who shall have direct supervision over the conduct of his office. He shall submit monthly reports of the activities of his office to the President, and shall render an annual report in person to the President of the Republic in March each year.

(5) He shall provide staff support and administrative assistance to officials of the Government of the Republic of Palau who may be in Tokyo on official business.

(6) He shall endeavor to promote economic and business relationship between Palau and Japan, including but not limited to tourism related programs, foreign investments, economic and other related aids.

III. ANNUAL SALARY, TRAVEL AND OFFICE EXPENSES ALLOWANCE

The Palau/Japan Representative shall be paid an annual salary of not less than \$25,000.00 which shall not be diminished during his tenure of office. In addition thereto, he shall be entitled to receive each fiscal year allowance for professional, technical, secretarial and clerical assistances, official travel expenses at standard Republic of Palau per diem rate, and for all

official expenses; including office rental and equipment, free housing or housing allowance in lieu thereof, and such other expenses as may be allowed in his office budget allocation.

IV. HOME LEAVE PRIVILEGE

The Palau/Japan Representative and his family shall be entitled to one paid round trip from Tokyo, Japan, to Palau every two years in addition to his own travel on official business. For travel on home leave, he shall be entitled to receive the standard Republic of Palau Government per diem rates during travel on a most direct transportation between Tokyo, Japan and Palau, the point of recruitment. While on home leave in Palau, he shall not be entitled to per diem.

V. ANNUAL BUDGET ALLOTMENT

The annual budget allotment for the operations and contingent expenses of the Office of Palau Representative to Japan shall be such an amount provided and appropriate as part of and within the Annual Unified Budget Act as may be enacted by the Olbiil Era Kelulau for each fiscal Year.

VI. ANNUAL FINANCIAL STATEMENT REPORT

In addition to reports required for under Part II, Paragraph 4, of this Order, the Palau/Japan Representative shall submit to the President of the Republic of Palau a financial statement at the beginning of the second quarter of each fiscal year which shall:

- (1) provide for the full disclosure of all expenditures and obligations incurred by his office and which indicates the financial status of his budget allocations;
- (2) indicate the planned use, during the final quarter of the fiscal year, of funds then unobligated; and
- (3) present the fiscal support requirements and narrative justifications for the budget allotment request for the ensuing fiscal year.

IN WITNESS WHEREOF, I have hereunder set my hand and affixed my Official Seal this 23rd day of September, 1986, in the State of Koror, Republic of Palau.

Lazarus E. Salii
President