



TERRITORY OF GUAM
OFFICE OF THE GOVERNOR
AGAÑA, GUAM 96910
U. S. A.

EXECUTIVE ORDER NO. 89-8

RELATING TO THE ESTABLISHMENT OF A GUAM
SHIPPING RATE REVIEW BOARD

- WHEREAS, the people of the Territory of Guam are heavily dependent on the important and absolutely essential transportation services provided by shipping companies to and from the Territory of Guam; and
- WHEREAS, the people of Guam must shoulder the burden of higher prices from any increase to shipping fees that are imposed upon the Territory; and
- WHEREAS, the people of Guam rely almost exclusively on essential surface transportation services provided by shippers to maintain an adequate standard of living; and
- WHEREAS, the Territory of Guam is highly reliant almost exclusively on the valued transport services provided by shipping companies to the Territory; and
- WHEREAS, shipping companies provide vital commodities to the territory of Guam that are essential to maintain the well-being and livelihood of our people; and
- WHEREAS, any attempt to change in shipping rates will drastically impact on every island citizen; and
- WHEREAS, it is absolutely vital for the Territory of Guam to be immediately apprised of any changes to its shipping rates; and
- WHEREAS, the people of the Territory of Guam, who are most immediately impacted by shipping rate increases, have been the last to be informed of such increases.
- WHEREAS, it is unfair that the people of Guam are not consulted first on any rate increase that they ultimately must bear.

NOW, THEREFORE, I JOSEPH F. ADA, Governor of the Territory of Guam, by virtue of the authority vested in me by the Organic Act of Guam, as amended, do hereby order:

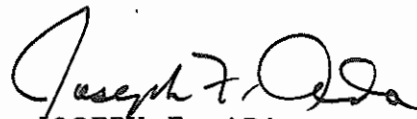
1. The establishment of a Guam Shipping Rate Review Board within the Executive Branch of the Government of Guam.




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2. The Guam Shipping Rate Review Board membership shall consist of the Chairman of the Legislative Committee on Federal, Foreign and Legal Affairs, Chairman of the Committee on Tourism, Transportation and Communications, the Minority Leader of the Twentieth Guam Legislature, the Attorney General of Guam, the Director of the Commerce Department, the General Manager of the Port Authority, the Director of the Bureau of Planning and the President of the Guam Chamber of Commerce.
3. The Guam Shipping Rate Review Board shall review proposed shipping rate increases prior to the submission of such increases to the Federal Maritime Commission.
4. The Guam Shipping Review Board shall advise the Governor of Guam on all shipping rate increases.
5. The Governor of Guam anticipates that all shipping companies operating under the Guam Rate Agreement will be cooperative in working with the Guam Shipping Review Board.

SIGNED AND PROMULGATED in the City of Agana on this 13th day of April, in the Year of Our Lord, Nineteen Hundred and Eighty-Nine.


JOSEPH F. ADA
Governor of Guam

COUNTERSIGNED:


JOE T. SAN AGUSTIN
Lieutenant Governor of Guam,
Acting



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2. In imposing such conditions, the Territorial Planning Commission and Territorial Seashore Protection Commission shall use standard procedures adopted by the Department of Parks and Recreation and the Guam Review Board for Historic Preservation for the purpose of ensuring consistent identification and treatment of significant sites affected by development projects.
3. When a preservation condition is imposed on a project, the Department of Parks and Recreation shall use the Secretary of Interior's Standard and Guidelines for Archaeology and Historic Preservation to ensure consistent standards of performance in meeting the conditions so imposed.
4. Where significant sites are reasonably expected to occur but have not yet been identified or documented, an applicant shall be required to both fully identify such significant sites that may be affected by the proposed project, and to consult with the Department of Parks and Recreation after completion of such identification in order to devise appropriate and feasible measures to avoid or mitigate any adverse effects to the significant sites.
5. Where mitigation measures are undertaken to record information of importance to scientific study of historic sites, these mitigation measures shall be devised in accord with principles stated in "Treatment of Archaeological Sites: A Handbook", a guideline published by the Advisory Council on Historic Preservation.
6. Avoidance or mitigation of adverse affects shall, to the highest degree possible, also take into account non-scientific aspects of historic significance, including but not limited to the associations with important events, people and traditional practices and beliefs.
7. All Government of Guam agencies, departments, bureaus and commissions shall conform to the Secretary of Interior's Standards and Guidelines for Archaeology and Historic Preservation in carrying out their historic preservation responsibilities under laws of Guam.