

## CHAPTER 6 HISTORICAL SITES AND ANTIQUITIES

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### **§252. Powers and duties of director.**

It is hereby declared that it is a territorial policy to preserve for public use historic sites, buildings and objects of territorial significance for the inspiration and benefit of the people of Micronesia. (Code 1970, tit. 67, § 251.)

### **§252. Powers and duties of director.**

The deputy director for resources and development (hereinafter referred to as the "director"), for the purpose of effectuating the policy expressed in this chapter, shall have the following powers and perform the following duties and functions:

(1) Secure, collate, and preserve drawings, plans, photographs and other data of historic and archaeological sites, buildings and objects.

(2) Make a survey of historic and archaeological sites, buildings and objects for the purpose of determining which possess exceptional value as commemorating or illustrating the history of Micronesia.

(3) Make necessary investigations and research in the Trust Territory relating to particular sites, buildings or objects to obtain true and accurate historical and archaeological facts and information concerning the same.

(4) For the purpose of this chapter, acquire in the name of the Trust Territory government by gift, purchase or otherwise any property, personal or real, or any interest of estate therein, title to any real property to be satisfactory to the director; provided, that no such property which is owned by any religious or educational institution, or which is owned or administered for the benefit of the public, shall be so acquired without the consent of the owner; provided further, that no such property shall be acquired, or contract or agreement for the acquisition thereof made which will obligate the fund of the Trust Territory for the payment of such property, unless or until the Congress of Micronesia or the Congress of the United States has appropriated money which is available for that purpose.

(5) Contract and make cooperative agreements with district governments, municipalities, corporations, associations or individuals to protect, preserve, maintain, or operate any historic or archaeological building, site, object or property used in connection therewith for public use, regardless of whether the title thereto is in the Trust Territory government; provided, that no contractor cooperative agreement shall be made or entered into which will obligate the fund of the Trust Territory unless or until the Congress of Micronesia or the Congress of United States has appropriated money for such purpose.

(6) Restore, reconstruct, rehabilitate, preserve and maintain historic or prehistoric sites, buildings, objects and properties of territorial, historical or archaeological significance and, where deemed desirable, establish and maintain museums in connection therewith.

(7) Erect and maintain tablets to mark or commemorate historic or archaeological significance.

(8) Operate and manage historic and archaeological sites, buildings and properties acquired under the provisions of this chapter together with lands and subordinate buildings for the benefit of the public, such authority to include the power to charge reasonable visitation fees and grant concessions, leases or permits for the use of land, building space, roads or trails when necessary or desirable either to accommodate the public or to facilitate administration; provided, that such concessions, leases, or permits shall be let at competitive bidding to the persons making the lowest and best bid.

(9) When the director determines that it would be administratively burdensome to restore, reconstruct, operate or maintain any particular historic or archaeological site, buildings or property donated to the Trust Territory government, he may cause the same to be done by organizing a corporation in accordance with the law for that purpose under the laws of the Trust Territory.

(10) Develop an educational program and service for the purpose of making available to the public facts and information pertaining to Micronesia's historic and archaeological sites, buildings and properties of territorial significance. Reasonable charges may be made for the dissemination of any such facts or information.

(11) Perform any and all acts, and make such rules and regulations not inconsistent with this chapter as may be necessary and proper to carry out the provisions thereof.

Any person violating any of the rules and regulations authorized by this chapter shall be punished by a fine of not more than three hundred dollars and be adjudged to pay all costs of the proceedings. (Code 1970, tit. 67, § 252.)

**§253. Historic sites commission; established; composition; appointment; terms; compensation.**

A general advisory board to be known as the "Historic Sites Commission" is hereby established, to be composed of not more than eleven persons, citizens of the United States or Micronesia, or both, and to include representatives competent in the fields of history, archaeology, architecture, and human geography, who shall be appointed by the High Commissioner and serve at his pleasure. The members of such commission shall receive no salary but may be paid expenses incidental to travel when engaged in discharging their duties as such members. (Code 1970, tit. 67, § 253.)

**§254. Same; powers and duties.**

It shall be the duty of such commission to advise on any matters relating to territorial parks and to the administration of this chapter submitted to it for consideration by the director. The commission may also recommend policies to the director from time to time pertaining to territorial parks and to the restoration, reconstruction, conservation and general administration of historic and archaeological sites, buildings and properties. (Code 1970, tit. 67, § 254.)

**§255. Cooperation with and assistance of governmental and private agencies.**

The director, in administering this chapter, is authorized to cooperate with and may seek and accept the assistance of any United States department or agency, or any educational or scientific institution, or any patriotic association or any individual. (Code 1970, tit. 67, § 255.)

**§256. Conflict of chapter with other laws.**

The provisions of this chapter shall control if any of them are in conflict with any other laws relating to the same subject matter.