

QUESTIONNAIRE

Date Prepared: _____

Date Received: _____

Applicant No.: _____

This is to be completed in full any person, business, or entity desiring to enter into an Access Agreement with the National Oceanic Resource Management Authority, under the Marine Resource Act of 2002 of the Federated States of Micronesia, section 205 (2). Attach additional sheets as necessary. Answers must be given in English, with English translations of all documents in foreign language.

1. Name of applicant and names under which applicant or any of its subsidiaries have conducted business other than present name.

2. Principal place of business outside of the FSM, and name, address, telephone number, facsimile and email address of person to whom correspondence should be sent.

3. Address, telephone number, facsimile, and email address of office in the FSM.

4. Name, address, telephone number, facsimile and email address of local contact person.

5. Name, address, telephone number, facsimile and email address of local agent residing in the FSM to accept services of legal process.

6. Form of business, (i.e., Partnership, Joint Venture, Association, etc.)

7. Describe fully applicant's business operation. State the names, business addresses, positions and citizens of all directors, officers, promoters, trustees, partners, owners and managers.
8. Business of other License: State whether or not the applicant is licensed to do business, the type of license, and the place(s) of licensure. Attach a copy of the business license.
9. For Corporations, provide a copy of the Articles of Incorporation, the By-laws and the Corporate Certificate.
10. Financial Responsibility. Describe fully the financial condition of the business. Attach latest balance sheet, profit and loss statement, bank reference, copy of last bank statement. If new corporation, attach personal financial statement of principal stockholders. State who is financially responsible for any liabilities the business might incur.
11. Describe fully applicant's business relationship with the fishing vessel for which applicant seeks permits to fish in the FSM. Attach copies of all contracts, charter agreements, and other documentation evidencing applicant's business relationship with the fishing vessels.
12. Describe fully and completely how applicant will receive financial remuneration or other compensation or consideration from the fishing operation.
13. How are the fishing vessels for which applicant seeks permit located? Who will retain control of the fishing vessel?
14. Does applicant have an FSM Foreign Investment Permit? Has applicant ever

applied for an FSM Foreign Investment Permit? If so, state when such application was submitted, and whether it was granted, rejected, or still pending. Attach copies of all FSM Foreign Investment Permits and applications.

15. Does applicant have a State foreign investment permit to operate in any state of the FSM? Has applicant ever applied for a State foreign investment permit? If so, state when such application was submitted and whether it was granted, rejected, or still pending. Attach copies of all State foreign investment permits and applications.

16. Does applicant own any fishing? If so, please state the name, official number, call sign, tonnage, capacity, processing equipment, country of registration and other identification of each fishing vessel owned by applicant, together with the name and address of the operator thereof.

Provide written documentation verifying ownership, if any.

17. Does applicant have any fishing vessels under lease or charter? If so, please provide the name, official number, call sign, tonnage, capacity, processing equipment, country registration and other identification of each fishing vessel under lease or charter by application with the name and address of the operator thereof.

Please provide written documentation showing lease or chartered, if any.

18. Does applicant maintain insurance policies on any of the fishing vessels for which it seeks permits? If so, please state the name of the insurance carrier, the types of insurance maintained, the insurance limits, and the beneficiaries of such insurance, if applicant does not maintain insurance policies on the fishing vessels.

19. If there is a marine or maritime casualty caused by any of the fishing vessels resulting in damages to property, life or environment, is applicant willing to assume joint and several liability for such damages together with the offending vessel, if the Foreign Fishing Agreement requires applicant to assume such

liability?

20. Does applicant engage in fishing operations other than the one which is proposed under foreign fishing agreement with the National Oceanic Resource Management Authority? Describe fully the nature of any other fishing operations in which the applicant is engaged.
21. Please provide the name, official number, call sign, tonnage, capacity, processing equipment, country of registration and other identification of each fishing vessel for which a permit is sought, together with the name and address of the owner and operator thereof.
22. Describe any pending litigation or proceeding to which applicant is a party and which applied to vessels materially affects its business or assets, including any such litigation or proceeding known to be contemplated by governmental authorities.
23. State whether or not applicant has ever filed bankruptcy proceedings. If so, explain fully.
24. Does applicant have any unpaid unsatisfied or outstanding assessments, civil or criminal penalties, judgments? If so, describe fully.
25. Is there any adverse order, judgment, or decree entered against applicant? If such order exists, describe.

The applicant has duly caused this application to be signed on its behalf by undersigned, thereunto duly authorized.

Applicant
By: _____

Title

I certified that I have read this application and the exhibits and documents attached hereto and know the contents hereof, and that the statements made in this application are true.

Executed at: _____

Date: _____

By: _____

Title: _____