

**Treaty between
the Government of the United States of America
and
the Government of the Republic of Kiribati
on the
Delimitation of Maritime Boundaries**

The Government of the United States of America and the Government of the Republic of Kiribati (hereinafter the "Parties");

Desiring to strengthen the bonds of friendship between the two Parties;

Recalling the tradition of co-operative relations and close ties between the people of the United States of America and the people of the Republic of Kiribati;

Recalling further the Treaty of Friendship between the United States of America and the Republic of Kiribati, signed at Tarawa, September 20, 1979;

Noting the Fishery Conservation and Management Act of 1976 and the Presidential Proclamation No. 5030 of March 10, 1983, establishing an exclusive economic zone for the United States of America;

Noting that the Republic of Kiribati has established an exclusive economic zone in accordance with its national laws;

Desirous of establishing the maritime boundaries between the United States of America and the Republic of Kiribati, on the basis of equidistance;

Have agreed as follows:

Article I

The purpose of this Treaty is to establish, in accordance with international law, the maritime boundaries between the United States of America (Palmyra Atoll, Kingman Reef, Jarvis Island and Baker Island) and the Republic of Kiribati (Kanton, McKean, Nikumaroro, Teraina, Tabuaeran, Kiritimati, Malden and Starbuck).

Article II

The geodetic and computational bases used to determine the boundaries are the North American Datum 1983 and the World Geodetic Datum 1984 ("WGS 84") which, for the purpose of this Treaty, are considered identical. For the purpose of illustration only, the boundary lines have been drawn on maps annexed to this Treaty.

Article III

The three maritime boundaries between the United States of America and the Republic of Kiribati are formed by the geodesic lines connecting the following coordinates, which are referenced in the WGS 84 horizontal datum:

1. Between Baker Island (United States) and Kanton, McKean, Nikumaroro (Kiribati):

| Point | Latitude | Longitude |
|-------|----------------|------------------|
| 1 | 3° 01' 15.0" S | 177° 28' 06.9" W |
| 2 | 3° 00' 53.4" S | 177° 27' 10.7" W |
| 3 | 2° 56' 48.9" S | 177° 17' 04.6" W |
| 4 | 0° 43' 47.1" S | 173° 45' 17.4" W |
| 5 | 0° 15' 54.9" N | 173° 08' 34.7" W |
| 6 | 0° 16' 46.3" N | 173° 08' 03.0" W |

2. Between Palmyra Atoll, Kingman Reef (United States) and Teraina, Tabuaeran (Kiribati):

| Point | Latitude | Longitude |
|-------|----------------|------------------|
| 1 | 2° 39' 34.8" N | 163° 03' 53.0" W |
| 2 | 3° 56' 06.0" N | 162° 11' 14.4" W |
| 3 | 5° 52' 03.0" N | 160° 47' 48.1" W |
| 4 | 7° 46' 18.5" N | 159° 25' 30.9" W |
| 5 | 7° 52' 44.6" N | 159° 19' 52.9" W |

3. Between Jarvis Island (United States) and Teraina, Tabuaeran, Kiritimati, Malden, Starbuck (Kiribati):

| Point | Latitude | Longitude |
|-------|----------------|------------------|
| 1 | 1° 58' 59.8" N | 162° 22' 43.6" W |
| 2 | 2° 02' 31.6" N | 161° 38' 46.0" W |
| 3 | 1° 43' 16.3" N | 159° 39' 22.2" W |
| 4 | 0° 45' 21.7" N | 158° 46' 44.3" W |
| 5 | 0° 16' 35.9" N | 158° 20' 58.3" W |
| 6 | 0° 01' 30.1" S | 158° 05' 53.7" W |
| 7 | 1° 30' 55.4" S | 156° 59' 50.8" W |
| 8 | 3° 10' 47.0" S | 158° 11' 08.6" W |
| 9 | 3° 16' 18.3" S | 158° 18' 14.3" W |
| 10 | 3° 16' 55.3" S | 158° 19' 01.7" W |

Article IV

On the side of each maritime boundary adjacent to the United States of America, the Government of the Republic of Kiribati shall not, and on the side of each maritime boundary adjacent to the Republic of Kiribati, the Government of the United States of America shall not, claim or exercise for any purpose sovereignty, sovereign rights, or jurisdiction with respect to the waters or seabed or subsoil.

Article V

The maritime boundaries established by this Treaty shall not affect or prejudice in any manner either Party's position with respect to the rules of international law relating to the law of the sea, including those concerned with the exercise of sovereignty, sovereign rights, or jurisdiction with respect to the waters or seabed or subsoil.

Article VI

Any dispute concerning the interpretation or application of this Treaty shall be resolved by negotiation or other peaceful means as may be agreed upon by the Parties.

Article VII

Each Party shall notify the other of the completion of its internal procedures to bring this Treaty into force. The Treaty shall enter into force on the later of those notifications.

In witness whereof, the undersigned, being duly authorized by their respective Governments, have signed this Treaty.

Done at _____, this _____ day of September, 2013, in duplicate, in the English language.

For the Government of the United States
of America:

For the Government of the Republic of
Kiribati:

Frankie A. Reed
U.S. Ambassador to Kiribati

HE Anote Tong
President

Article VII

Each Party shall notify the other of the completion of its internal procedures to bring this Treaty into force. The Treaty shall enter into force on the later of those notifications.

In witness whereof, the undersigned, being duly authorized by their respective Governments, have signed this Treaty.

Done at _____, this _____ day of September, 2013, in duplicate, in the English language.

For the Government of the United States
of America:

For the Government of the Republic of
Kiribati:

Thomas A. Armbruster
U.S. Ambassador to
The Marshall Islands

HE Anote Tong
President