dent alternatives specified in any opinion referred to in this
subsection through appropriate agreements with any such Federal agency, prospective permit or license
applicant, or other interested party.

“(f) CONSTRUCTION.—For purposes of implementing
the plan, no act by the Service, an authorized State
agency, or an authorized agent of the Service or such
agency with respect to a sea otter that is necessary
to effect the relocation or management of any sea otter
under the plan may be treated as a violation of any
provision of the Act or the Marine Mammal Protection
Act of 1972 (16 U.S.C. 1361 et seq.).”

§ 1537. International cooperation

(a) Financial assistance

As a demonstration of the commitment of the
United States to the worldwide protection of en-
dangered species and threatened species, the
President may, subject to the provisions of section
1306 of title 31, use foreign currencies accru-
ing to the United States Government under the
Food for Peace Act [7 U.S.C. 1691 et seq.] or any
other law to provide to any foreign country
(with its consent) assistance in the development
and management of programs in that country
which the Secretary determines to be necessary
or useful for the conservation of any endangered
species or threatened species listed by the Sec-
retary pursuant to section 1533 of this title.

The President shall provide assistance (which in-
cludes, but is not limited to, the acquisition, by
lease or otherwise, of lands, waters, or interests
therein) to foreign countries under this section
under such terms and conditions as he deems ap-
propriate. Whenever foreign currencies are
available for the provision of assistance under
this section, such currencies shall be used in
preference to funds appropriated under the au-
thority of section 1542 of this title.

(b) Encouragement of foreign programs

In order to carry out further the provisions of
this chapter, the Secretary, through the Sec-
retary of State, shall encourage—

(1) foreign countries to provide for the con-
servation of fish or wildlife and plants includ-
ing endangered species and threatened species
listed pursuant to section 1533 of this title;

(2) the entering into of bilateral or multi-
lateral agreements with foreign countries to
provide for such conservation; and

(3) foreign persons who directly or indirectly
take fish or wildlife or plants in foreign coun-
tries or on the high seas for importation into
the United States for commercial or other
purposes to develop and carry out with such
assistance as he may provide, conservation
practices designed to enhance such fish or
wildlife or plants and their habitat.

(c) Personnel

After consultation with the Secretary of
State, the Secretary may—

(1) assign or otherwise make available any
officer or employee of his department for the
purpose of cooperating with foreign countries
and international organizations in developing
personnel resources and programs which pro-
mote the conservation of fish or wildlife or
plants; and

(2) conduct or provide financial assistance
for the educational training of foreign person-
nel, in this country or abroad, in fish, wildlife,
or plant management, research and law en-
forcement and to render professional assistance
abroad in such matters.

(d) Investigations

After consultation with the Secretary of State
and the Secretary of the Treasury, as appro-
priate, the Secretary may conduct or cause to
be conducted such law enforcement investiga-
tions and research abroad as he deems necessary
to carry out the purposes of this chapter.

110–246, title III, § 3001(b)(1)(A), (2)(N), June 18,
2008, 122 Stat. 1820.)

REFERENCES IN TEXT

The Food for Peace Act, referred to in subsec. (a), is
act July 10, 1954, ch. 469, 68 Stat. 454, which is classified
generally to chapter 41 (§ 1691 et seq.) of Title 7, Agri-
culture. For complete classification of this Act to the
Code, see Short Title note set out under section 1691 of
Title 7 and Tables.

CODIFICATION

In subsec. (a), “section 1306 of title 31” substituted for
“section 1415 of the Supplemental Appropriation
Act, 1953 (31 U.S.C. 724)” on authority of Pub. L. 97–258,
§ 4(b), Sept. 13, 1982, 96 Stat. 1067, the first section
of which enacted Title 31, Money and Finance.

AMENDMENTS

for Peace Act” for “Agricultural Trade Development
and Assistance Act of 1961”.

conservation of plants.

Subsec. (b)(3). Pub. L. 96–159, § 5(2), encouraged con-
ervation practices for enhancement of plants taken for
importation into the United States.

available for plant conservation.

relating to Convention implementation.

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110–246 effective May 22, 2008,
see section 4(b) of Pub. L. 110–246, set out as an Effect-
ive Date note under section 8701 of Title 7, Agri-
culture.

CONSERVATION OF SEA TURTLES; IMPORTATION OF
SHRIMP

1037, provided that:

“(a) The Secretary of State, in consultation with the
Secretary of Commerce, shall, with respect to those
species of sea turtles the conservation of which is the
subject of regulations promulgated by the Secretary
of Commerce on June 29, 1967—

“(1) initiate negotiations as soon as possible for the
development of bilateral or multilateral agreements
with other nations for the protection and conserva-
tion of such species of sea turtles;

“(2) initiate negotiations as soon as possible with
all foreign governments which are engaged in, or
which have persons or companies engaged in, com-
mercial fishing operations which, as determined by
the Secretary of Commerce, may affect adversely
such species of sea turtles, for the purpose of entering
into bilateral and multilateral treaties with such
countries to protect such species of sea turtles;

“(3) encourage such other agreements to promote
the purposes of this section with other nations for
the protection of specific ocean and land regions which
§ 1537a. Convention implementation

(a) Management Authority and Scientific Authority

The Secretary of the Interior (hereinafter in this section referred to as the “Secretary”) is designated as the Management Authority and the Scientific Authority for purposes of the Convention and the respective functions of each such Authority shall be carried out through the United States Fish and Wildlife Service.

(b) Management Authority functions

The Secretary shall do all things necessary and appropriate to carry out the functions of the Management Authority under the Convention.

(c) Scientific Authority functions; determinations

(1) The Secretary shall do all things necessary and appropriate to carry out the functions of the Scientific Authority under the Convention.

(2) The Secretary shall base the determinations and advice given by him under Article IV of the Convention with respect to wildlife upon the best available biological information derived from professionally accepted wildlife management practices; but is not required to make, or require any State to make, estimates of population size in making such determinations or giving such advice.

(d) Reservations by the United States under Convention

If the United States votes against including any species in Appendix I or II of the Convention and does not enter a reservation pursuant to paragraph (3) of Article XV of the Convention with respect to that species, the Secretary of State, before the 90th day after the last day on which such a reservation could be entered, shall submit to the Committee on Merchant Marine and Fisheries of the House of Representatives, and to the Committee on the Environment and Public Works of the Senate, a written report setting forth the reasons why such a reservation was not entered.

(e) Wildlife preservation in Western Hemisphere

(1) The Secretary of the Interior (hereinafter in this subsection referred to as the “Secretary”), in cooperation with the Secretary of State, shall act on behalf of, and represent, the United States in all regards as required by the Convention on Nature Protection and Wildlife Preservation in the Western Hemisphere, was revoked by Ex. Ord. No. 12098, Sept. 9, 1987, 52 F.R. 34617.

DELEGATION OF AUTHORITY REGARDING CERTIFICATION OF COUNTRIES EXPORTING SHRIMP TO UNITED STATES

Memorandum of the President of the United States, Dec. 19, 1990, 56 F.R. 357, provided:

Memorandum for the Secretary of State

By virtue of the authority vested in me by the Constitution and laws of the United States of America, including section 609 of the Departments of Commerce, Justice, and State, the Judiciary, and Related Agencies Appropriations Act, 1990 (Public Law 101–162) [set out above], and section 301 of title 3 of the United States Code, I hereby delegate to the Secretary of State the functions vested in me by section 609(b) of that Act. The authority delegated by this memorandum may be further redelegated within the Department of State. The Secretary of State is authorized and directed to publish this memorandum in the Federal Register.

George Bush.