

launched in 2002. Through this initiative, we have deployed American inspectors to dozens of foreign ports on five continents where they are screening cargo before it leaves for our country.

The bill also codifies into law the Customs Trade Partnership Against Terrorism, a joint effort between the public and private sectors to improve cargo security. Under this partnership, private shippers agree to improve their own security measures, and in return, they can receive benefits, including expedited clearance through our ports.

And the bill provides additional authority for the Domestic Nuclear Detection Office, which we established to guard against the threat of terrorists smuggling a nuclear device into our country.

All these efforts are smart. They're working. And with this bill, they're here to stay.

Finally, the SAFE Port Act requires the Department of Homeland Security to establish a plan to speed the resumption of trade in the event of a terrorist attack on our ports or waterways. This bill makes clear that the Federal Government has the authority to clear waterways, identify cleanup equipment, and reestablish the flow of commerce following a terrorist attack. We'll do everything we can to prevent an attack, but if the terrorists succeed in launching an attack, we'll be ready to respond.

We take these steps to improve our port security, and as we do so, we thank the hard-working Americans who protect our people day in and day out. We're grateful to the Coast Guard's men and women, the Customs and Border Protection officers, our port workers and managers, State and local law enforcement officers, and all those in the private sector who do their part to keep America safe. We're going to protect our ports. We're going to defend this homeland. And we're going to win the war on terror.

With that, I'm now pleased to sign the SAFE Port Act into law.

NOTE: The President spoke at 10 a.m. in Room 350 of the Dwight D. Eisenhower Executive Office Building. At the time of publication, H.R. 4954, approved October 13, had not been received by the Office of the Federal Register in time for assignment of a Public Law number.

## **Statement on Signing the SAFE Port Act**

*October 13, 2006*

Today, I have signed into law H.R. 4954, the "Security and Accountability For Every Port Act of 2006," or the "SAFE Port Act" (the "Act"). The Act strengthens the Government's ability to protect the Nation's seaports and maritime commerce from attack by terrorists.

The executive branch shall construe provisions of the Act that purport to require executive branch officials to submit recommendations for legislation to the Congress, including section 201, in a manner consistent with the President's constitutional authority to recommend for the consideration of the Congress such measures as the President judges necessary and expedient and to supervise the unitary executive branch.

The executive branch shall construe provisions of the Act, including subsection 401(c) and subsection 2(d) of the Act of March 3, 1927, as amended by section 402 of the Act, that purport to make consultation with congressional committees a precondition to execution of the law, to call for but not mandate such consultation, as is consistent with the Constitution's provisions concerning the separate powers of the Congress to legislate and the President to execute the laws.

The executive branch shall construe subsection 301(h)(2) of the Customs Procedural Reform and Simplification Act of 1978, as amended by section 403 of the Act, which purports to give a subordinate official within the executive branch authority to prevent an action by the superior official to whom the subordinate official reports, in a manner consistent with the President's constitutional authority to supervise the unitary executive branch.

The executive branch shall construe section 709 of the Act, which purports to direct the President to perform the President's duties "acting through" a particular officer, in a manner consistent with the constitutional authority of the President to supervise the unitary executive branch.

The executive branch shall construe as advisory provisions of the Act that purport to direct or burden the conduct of negotiations

by the executive branch with foreign governments, international organizations, or other entities abroad, that purport to direct executive branch officials to negotiate with foreign governments or in international organizations to achieve specified foreign policy objectives, or that purport to require the executive branch to disclose deliberations between the United States and foreign countries. Such provisions include subsections 205(d) and (i) and 803(b) of the Act; subsection 431(b) of the Homeland Security Act of 2002, as amended by section 301 of the Act; and subsection 629(h) of the Tariff Act of 1930, as amended by section 404 of the Act. Such provisions, if construed as mandatory rather than advisory, would impermissibly interfere with the President's constitutional authorities to conduct the Nation's foreign affairs, participate in international negotiations, and supervise the unitary executive branch.

**George W. Bush**

The White House,  
October 13, 2006.

NOTE: At the time of publication, H.R. 4954, approved October 13, had not been received by the Office of the Federal Register in time for assignment of a Public Law number.

**Remarks Following a Meeting With  
the President's Management Council**  
*October 13, 2006*

It's been my pleasure to meet with members of my administration on a very important topic, and that is, how do we make sure that the taxpayers' money we're spending is getting the results we want. And I appreciate Clay Johnson of the OMB staff. And I appreciate the Director for spearheading this project, which says to our agencies, it's important to set clear goals and to set priorities for the dollars we spend. And once a goal is set, a goal that everybody can understand, it's important to make sure we measure to determine whether or not we're achieving the results.

See, the people expect, when they send their money up there, expect us to achieve certain results. And so we've been through a rigorous process in this administration of judging agencies' ability to get results, and

I will tell you our agencies are responding well. It's important to measure results so that we know we're doing our job. It's also important to measure results to determine whether or not the taxpayers' money is being spent wisely.

We've all dedicated ourselves to rallying around this model. We are results-oriented people, and we work on behalf of the taxpayers. And when we find wasteful spending, we work to eliminate it. When we find a program that is making a significant difference, we work to enhance it. And we are getting results for the people. And I want to thank everybody around this table for being public servants, people who are willing to serve the public and bring dignity to the process.

I want you to go back to your agencies and thank those who are working hard on behalf of the American people as well. Thank you.

NOTE: The President spoke at 2 p.m. in Room 350 of the Dwight D. Eisenhower Executive Office Building.

**Presidential Determination on  
Waiver and Certification of Statutory  
Provisions Regarding the Palestine  
Liberation Organization (PLO)  
Office**

*October 13, 2006*

Presidential Determination No. 2007-02

*Memorandum for the Secretary of State*

*Subject:* Presidential Determination on Waiver and Certification of Statutory Provisions Regarding the Palestine Liberation Organization (PLO) Office

Pursuant to the authority and conditions contained in section 534(d) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006, Public Law 109-102, I hereby determine and certify that it is important to the national security interests of the United States to waive the provisions of section 1003 of the Anti-Terrorism Act of 1987, Public Law 100-204.

This waiver shall be effective for a period of 6 months from the date hereof. You are hereby authorized and directed to transmit