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EXCHANGE OF NOTES

between the Government of Canada and the
United States Government

supplementing the Arrangement of August 18, 1939
relating to

AIR TRANSPORT SERVICES

Washington, November 29/December 2, 1940

*Presented by the Secretary of State for Foreign Affairs
to Parliament by Command of His Majesty*

LONDON

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Cmd. 6320

EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF CANADA
AND THE UNITED STATES GOVERNMENT SUPPLEMENTING
THE ARRANGEMENT OF AUGUST 18, 1939, RELATING TO
AIR TRANSPORT SERVICES.

Washington, November 29/December 2, 1940.

No. 1.

*The United States Secretary of State to the Canadian
Chargé d'Affaires at Washington.*

Sir,

November 29, 1940.

I REFER to a meeting of representatives of the competent aeronautical authorities of the Government of the United States of America and of the Government of Canada respectively, held at Ottawa, Canada, on the 9th and 10th September, 1940, for the purpose of making recommendations to give effect to Article III of the air transport arrangement entered into between the two Governments on the 18th August, 1939,⁽¹⁾ by reference to existing and prospective international air transport services between the United States and Canada.

The competent aeronautical authorities of the two Governments have made the following recommendations:—

- (1) That Article III of the air transport arrangement entered into between the two Governments on the 18th August, 1939, should be given effect in accordance with the enumerations attached hereto, and made a part hereof.
- (2) That the recommendations shall, if accepted by the two Governments, have effect until the 31st December, 1942.
- (3) That at least six months prior to the 31st December, 1942, a further conference of representatives of the competent aeronautical authorities of the two Governments shall be called for the purpose of considering any revision or modification of their recommendations and any new problems pertaining to air transport services which may have arisen in the interim.

The recommendations of the competent aeronautical authorities of the two Governments, as herein referred to, are acceptable to the Government of the United States. I shall appreciate it if you will inform me whether these recommendations are also acceptable to your Government. If so, it is suggested that the present note and your reply thereto constitute an arrangement between the Government of

⁽¹⁾ "Treaty Series No. 16 (1940)," Cmd. 6210.

the United States of America and the Government of Canada to become effective on the 3rd December, 1940, and to remain in effect thereafter until the 31st December, 1942.

Accept, Sir, &c.

CORDELL HULL.

RECOMMENDATIONS OF THE COMPETENT AERONAUTICAL AUTHORITIES OF THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND CANADA FOR GIVING EFFECT TO ARTICLE III OF THE AIR TRANSPORT ARRANGEMENT BETWEEN THE TWO GOVERNMENTS, ENTERED INTO ON AUGUST 18, 1939.

(Enumerations referred to in exchange of notes between the two Governments accepting these recommendations.)

International air transport services actually in operation between the two countries, for which certificates and permits have been issued by the respective Governments, to be confirmed. Services with respect to which applications for formal certificates or permits are now pending, other than those services specifically listed below, shall be subject to disposition at the sole discretion of the appropriate agency of the Government before which such applications are pending.

With respect to new services—

Each Government to take the appropriate steps to permit the operation by air carrier enterprises of the other, holding proper authorisation from their own Governments, respectively, during the period ending the 31st December, 1942, in accordance with the following specification of the routes and of the nationalities of the air carriers by which service over each route will be operated between—

Bangor, Maine—Moncton, New Brunswick ...	United States.
New York, New York—Toronto, Ontario ...	Canada.
Buffalo, New York—Toronto, Ontario ...	United States.
Windsor, Ontario—any point or points in the United States	United States.
Detroit, Michigan—any point or points in Canada	Canada.
Great Falls, Montana—Lethbridge, Alberta	United States.

The Canadian Government to co-operate in, or to permit or undertake the establishment on behalf of a United States air carrier, subject to Canadian law, of the necessary aids to air navigation, along the coast of British Columbia.

Further decisions with respect to routes and services to Alaska to be reserved for future consideration.

No. 2.

*The Canadian Chargé d'Affaires at Washington to the
United States Secretary of State.*

Sir,

December 2, 1940.

I HAVE the honour to acknowledge the receipt of your note of the 29th November, 1940, in which you refer to a meeting of representatives of the competent aeronautical authorities of the Government of Canada and of the Government of the United States of America respectively, held at Ottawa, Canada, on the 9th and 10th September, 1940, for the purpose of making recommendations to give effect to Article III of the air transport arrangement entered into between the two Governments on the 18th August, 1939, by reference to existing and prospective international air transport services between the United States and Canada.

The competent aeronautical authorities of the two Governments have made the following recommendations:—

[As in No. 1.]

You ask to be informed whether the recommendations of the competent aeronautical authorities of the two Governments, as herein referred to, are acceptable to the Government of Canada. In reply, I have the honour to say that these recommendations are acceptable to my Government, which agrees to your suggestion that your note of the 29th November, 1940, and the present reply shall constitute an arrangement between the Government of Canada and the Government of the United States of America. My Government also agrees to your suggestion that the arrangement become effective on the 3rd December, 1940, and remain in effect thereafter until the 31st December, 1942.

I have, &c.

MERCHANT MAHONEY,

Chargé d'Affaires ad interim.