

EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE KINGDOM OF THE NETHERLANDS CONCERNING THE TRAINING OF STUDENTS OF THE ROYAL NETHERLANDS AIR FORCE IN CANADA

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*The Secretary of State for External Affairs of Canada to the Ambassador of the Kingdom of the Netherlands*

Ottawa, May 24, 1972

DFR-820

EXCELLENCY,

I have the honour to refer to the previous conversations between our defence authorities concerning the training of students of the Royal Netherlands Air Force in Canada, and wish to propose an agreement between our two governments in the following terms:

1. The Government of Canada shall in the period from 1 September 1971 to 31 December 1975 accept for training in Canada by the Canadian Armed Forces a number of student pilots of the Royal Netherlands Air Force to be agreed upon by the Netherlands Chief of Air Staff and the Chief of the Defence Staff, Canadian Forces, hereinafter referred to as the competent authorities.
2. The Government of the Kingdom of the Netherlands shall for the training of each student pay a sum to be determined by agreement of the competent authorities.
3. For the implementation of paragraph 1 and paragraph 2 of this Note the necessary arrangements shall be agreed between the competent authorities.
4. Except as provided in paragraph 5 of this Note, the status of the Royal Netherlands Air Force (including its civilian component), as well as the members thereof and their dependents, shall during their sejour in Canada in connection with this Agreement be governed by the provisions of the Agreement between the Parties to the North Atlantic Treaty regarding the Status of their Forces concluded at London on 19 June, 1951.
5. A claim against Canada resulting from injury to or death of a person (other than a trainee, other members of the Royal Netherlands Air Force or a member of the Canadian Forces) or loss of, or damage to property arising out of acts or omissions committed by a trainee or a flying instructor of the Royal Netherlands Air Force while acting within the scope of their duties or employment in connection with training provided pursuant to this Agreement shall be assimilated to, and be dealt with by Canada as if it were a claim arising out of the activities of a member of the Canadian Forces in the performance of his official duty in Canada, and any costs incurred in dealing with such claim shall be borne by Canada without any right to claim reimbursement from the Netherlands.