

ANNEX

COLUMBIA RIVER TREATY
PERMANENT ENGINEERING BOARD*Administration and Procedures*

1. *Authority.* The four-man Permanent Engineering Board was created, and its general duties outlined, by the "Treaty Between Canada and the United States of America Relating to Co-operative Development of the Water Resources of the Columbia River Basin" signed at Washington, D.C. on January 17, 1961, and the Annex to an Exchange of Notes dated January 22, 1964.⁽¹⁾ The United States Section of the Board was provided for by Presidential Executive Order No. 11177 dated September 16, 1964. The Canadian Section of the Board was established by Order-in-Council P.C. 1964-1671 dated October 29, 1964 as amended by P.C. 1964-1976 dated December 17, 1964.

2. *Composition of the Board.* In conformance with Article 6(2) of the Canada-British Columbia Agreement of July 8, 1963⁽¹⁾ relating to the Treaty, and Order-in-Council 1964-1671, the Canadian Section of the Permanent Engineering Board shall consist of one member to be nominated and appointed by the Government of Canada who shall be Chairman of the Canadian Section, and one member to be nominated by the Province of British Columbia and appointed by the Government of Canada. In accordance with Order-in-Council P.C. 1964-1976 each member shall designate an alternate to serve for and in the member's absence.

In accordance with Presidential Executive Order No. 11177 the United States Section of the Permanent Engineering Board shall consist of one member designated by the Secretary of the Army who shall be Chairman of the United States Section, and one member designated by the Secretary of the Interior. In accordance with that same Order each member shall have a designated alternate to serve for and in the member's absence.

3. *Chairman.* The Chairman of each Section of the Board shall preside as Chairman of the Board as a whole at all meetings of the Board held in his country. In the event the Chairman of either Section of the Board is absent the chairmanship of that Section and, if appropriate, of the Board itself shall be assumed by the other member of that Section, or if that member is also absent, by the alternate to the Chairman of that Section.

4. *General Duties of the Board.* As set forth in the Columbia River Treaty and related documents the general duties of the Board include:

- (a) assembling records of the flows of the Columbia River and the Kootenay River at the Canada-United States of America boundary;
- (b) reporting to Canada and the United States of America whenever there is substantial deviation from the hydro-electric and flood control operating plans and if appropriate including in the report recommendations for remedial action and compensatory adjustments;
- (c) assisting in reconciling differences concerning technical or operational matters that may arise between the entities;
- (d) making periodic inspections and requiring reports as necessary from the entities with a view to ensuring that the objectives of the Treaty are being met;

⁽¹⁾ Canada Treaty Series 1964 No. 2.