

C O P Y

Ottawa, 28th December, 1923.

RE PACIFIC HALIBUT TREATY

Sir:-

Referring to your letter of the 19th instant, I would be very much obliged if you will convey to Mr. William Phillips, Under Secretary of State, Washington, D.C. the following message:

Begins: Immediately following the receipt of your message through the Consul General for the United States resident here, the questions raised by you were referred to the Department of Justice. I am now in receipt of a communication from the Deputy Minister of Justice in the following terms: "Referring to Mr. Found's conversation with Mr. Edwards, in which he asked to be advised with regard to the questions raised by the Consul General of the United States in his personal message to yourself of the 19th instant, I am of opinion that questions 1 and 2 in said letter are to be answered in the negative, and that with regard to question 3 it is to be observed that section 9 makes a foreigner subject to forfeiture for two additional causes which do not apply to Canadian or British vessels, namely (1) preparing to fish and (2) entering territorial waters for a prohibited purpose. It does not in my view relieve British vessels from seizure and forfeiture for breach of any of the provisions of the Treaty or of the other provisions of the Act." I hope the view expressed in the communication from the Department of Justice will be satisfactory to you. There certainly is no intention on our part to relieve British vessels from seizure and forfeiture for breach of any of the provisions of the Treaty.

Col. John G. Foster,
 Consul General,
 American Consulate General,
 Ottawa, Ont.

If

**POOR
 COPY**

W.L. Mackenzie King Papers
 Memoranda & Notes

**PUBLIC ARCHIVES
 ARCHIVES PUBLIQUES
 CANADA**