

EXCHANGE OF NOTES (MARCH 31, 1967) BETWEEN THE GOVERNMENT OF CANADA AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA CONCERNING TOLLS ON THE ST. LAWRENCE SEAWAY AND THE APPLICATION OF A LOCKAGE FEE ON THE WELLAND CANAL.

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The Secretary of State for External Affairs to the Chargé d'Affaires a.i. of the United States Embassy in Canada.

DEPARTMENT OF EXTERNAL AFFAIRS

Ottawa, March 31, 1967

No. X-124

SIR:

I have the honour to refer to the Agreement between the Government of the United States of America and the Government of Canada dated March 9, 1959⁽¹⁾ which incorporated the Memorandum of Agreement and Tariff of Tolls respecting the St. Lawrence Seaway as amended by the Agreement of June 30, 1964.⁽²⁾

Pursuant to these Agreements, consultations have taken place between the Government of the United States and the Government of Canada respecting the arrangement governing tolls for the St. Lawrence Seaway. As a result of these consultations, the Canadian Government understands that the United States Government is not prepared to accept at the present time an increase in the level of tolls for the Montreal/Lake Ontario section of the Seaway. The Canadian Government is therefore prepared to agree (a) to the continuance of the existing schedule of tolls for the Montreal/Lake Ontario section: (b) that the division of tolls derived from the operation of the Montreal/Lake Ontario section shall be seventy-three percent in Canadian dollars to the Authority and twenty-seven percent in United States dollars to the Corporation; (c) that the sufficiency and division of tolls may, at the request of the Seaway Authority or the Seaway Development Corporation, be reviewed with a view to any necessary adjustment at the expiry of the 1970 navigation season, in accordance with the provisions of the 1959 Agreement, as amended, and (d) that all vessels shall have the option to calculate gross registered tons according to the prescribed rules for measurement in either Canada or the United States.

I would also refer to a decision of the Canadian Government to impose a lockage fee on the Welland Canal. As a result of the consultations referred to in the immediately preceding paragraph, the Canadian Government understands that although the United States Government does not concur with that decision, it is prepared to agree that the Tariff of Tolls annexed to the Agreement of March 9, 1959 be amended to include the lockage fee described in the appendix to this Note. It is understood that the suspension of the toll levy on the Wel-

⁽¹⁾ Canada Treaty Series 1959 No. 5.

⁽²⁾ Canada Treaty Series 1964 No. 13.