

a fresh Treaty. The Senate of the United States, however, rejected this proposal, and in 1886 the Canadian Government issued instructions to their cruisers to exclude United States fishermen from Canadian waters, except under conditions allowed by Convention of 1818. These instructions, a copy of which is annexed, are substantially the same as those issued in 1870 without the amendments in the instructions of 1871 above referred to, which were made at the instigation of Her Majesty's Government. Special secret instructions were, however, issued to Canadian officers to confine the exercise of their authority within the limit of three marine miles of any of the coasts, bays, creeks, or harbours of Canada with respect to any action taken against American fishing vessels and United States citizens engaged in fishing. With regard to the definition of creeks and harbours, the six-mile limit was to be observed.

In the course of the last fishery season the Imperial Government was urged by the Government of Canada to issue instructions in support of their cruisers.

On the 22nd of July, 1886, Lord Granville informed the Governor-General that Her Majesty's Government had hitherto deferred giving such instructions, inasmuch as it appeared to them to be preferable in the circumstances of the present moment that the Canadian officers and vessels should continue to protect the fisheries. It would, moreover, be necessary for Her Majesty's Government, his Lordship added, before issuing any instructions, to consider with the Dominion Government, the details of the procedure to be followed by Officers of Her Majesty's vessels.

Later, on the 3rd September, 1886, the Officer Administering the Government of Canada was informed by the Secretary of State (Mr. Stanhope) that, after consultation with Lord Lansdowne, Her Majesty's Government had arrived at the conclusion that it was not desirable in the interests of a friendly and permanent arrangement of the fishery question that any of Her Majesty's ships should now be specially despatched to the coast for the short period that remains of the present fishing season. Mr Stanhope added, "If unfortunately some satisfactory settlement should not be arrived at with the Government of the United States before the commencement of the next fishing season, Her Majesty's Government will, after communication with the Government of the Dominion, issue instructions to the Admiral on the station in order to secure due support to the Dominion vessels engaged in the protection of the fishing interests."

It may be here mentioned that an Imperial Act was passed in connection with the Convention of 1818—the effect of which may be thus stated:—

(1.) It enables the King, by Orders in Council, to make regulations for establishing the liberty of taking, drying and curing of fish, given by the convention to the inhabitants of the United States within certain limits.

*Canadian Instructions of 1886.
Annexure II.*

*Canadian Secret Instructions of 1886.
Annexure III.*

Earl Granville to
the Marquis of
Lansdowne,
P. 125, N. American,
No. 118.

59 Geo. III., cap.
38.

Section 1.