

No. 6.

Sir A. Galt to the Earl of Derby.—(Received October 13.)

My Lord,

Ottawa, September 29, 1875.

I HAVE the honour to acknowledge the receipt of your Lordship's despatch dated the 27th ultimo, informing me that the Queen has been graciously pleased to appoint me to be Her Majesty's Commissioner at the Commission to meet at Halifax, Nova Scotia, under the provisions of the XXIInd and following Articles of the Treaty of Washington of May 8th, 1871; and transmitting to me Her Majesty's Commission to that effect, under the Royal Sign Manual.

In expressing to your Lordship my thanks for this mark of Her Majesty's favour, I beg leave to say that, in obedience to Her Majesty's command, I shall hold myself in readiness to undertake the duties entrusted to me at whatever time may be fixed for the meeting of the Commission.

I have, &c.
(Signed) A. T. GALT.

No. 7.

Identic Note addressed to Count Beust by Lord Derby and the United States' Minister in London.

M. l'Ambassadeur,

Foreign Office, March 1, 1877.

ARTICLES XVIII, XIX, and XXI of the Treaty of Washington of the 8th May, 1871, of which I have the honour herewith to inclose a copy, provide for certain privileges in respect to fisheries, and remissions of Customs duties to be granted by Great Britain and the United States respectively; and in the XXIInd and XXIIIrd Articles of the Treaty it is further provided that—

“Inasmuch as it is asserted by the Government of Her Britannic Majesty that the privileges accorded to the citizens of the United States under Article XVIII of this Treaty are of greater value than those accorded by Articles XIX and XXI of this Treaty to the subjects of Her Britannic Majesty, and this assertion is not admitted by the Government of the United States; it is further agreed that Commissioners shall be appointed to determine, having regard to the privileges accorded by the United States to the subjects of Her Britannic Majesty, as stated in Articles XIX and XXI of this Treaty, the amount of any compensation which, in their opinion, ought to be paid by the Government of the United States to the Government of Her Britannic Majesty in return for the privileges accorded to the citizens of the United States under Article XVIII of this Treaty; and that any sum of money which the said Commissioners may so award shall be paid by the United States' Government, in a gross sum, within twelve months after such award shall have been given.

“XXIII. The Commissioners referred to in the preceding Article shall be appointed in the following manner, that is to say:—One Commissioner shall be named by Her Britannic Majesty, one by the President of the United States, and a third by Her Britannic Majesty and the President of the United States conjointly; and in case a third Commissioner shall not have been so named within a period of three months from the date when this Article shall take effect, then the third Commissioner shall be named by the Representative at London of His Majesty the Emperor of Austria and King of Hungary. In case of the death, absence, or incapacity of any Commissioner, or in the event of any Commissioner omitting or ceasing to act, the vacancy shall be filled in the manner hereinbefore provided for making the original appointment, the period of three months in case of such substitution being calculated from the date of the happening of the vacancy.

“The Commissioners so named shall meet in the City of Halifax, in the Province of Nova Scotia, at the earliest convenient period after they have been respectively named, and shall, before proceeding to any business, make and subscribe a solemn declaration that they will impartially and carefully examine and decide the matters referred to them to the best of their judgment, and according to justice and equity; and such declaration shall be entered on the record of their proceedings.

“Each of the High Contracting Parties shall also name one person to attend