

ANNEX

This Agreement provides for coordination of icebreaking activities of the Governments of the United States of America and Canada (hereinafter referred to as "the Parties") on the Great Lakes including the main connecting navigable waterways, Georgian Bay and the St. Lawrence River from Tibbetts Point, New York to as far east as Cornwall, Ontario.

1. Definitions

A. "Designated agencies" for the purpose of this Agreement shall mean:

(a) For the United States of America, the United States Coast Guard.

(b) For Canada, the Canadian Coast Guard.

B. "Icebreaking facilities and personnel" for the purpose of this Agreement shall mean facilities owned and operated by and personnel under the control of the Parties. However, nothing in this Agreement shall be construed as barring use of privately owned vessels by either Party for icebreaking in the area covered by this Agreement. For purposes of this Agreement, a privately owned vessel is one which is under contract to, and under the operational control of, either of the Parties.

C. Anything required to be done, under the terms of this Agreement, by a designated agency may be done by a properly authorized official of that agency.

2. The designated agency of the Government of Canada shall coordinate icebreaking operations within Canadian waters except as provided by arrangements pursuant to paragraphs 4, 5 and 7 of this Annex.

3. The designated agency of the Government of the United States shall coordinate icebreaking operations within United States waters except as provided by arrangements pursuant to paragraphs 4, 5 and 7 of this Annex.

4. The designated agencies of the Parties shall keep each other advised as to the location and condition of readiness of their respective icebreaking facilities and personnel within the areas subject to this Agreement. The designated agencies of each Party shall provide for coordination and cooperation by the establishment of appropriate arrangements and procedures. These arrangements and procedures shall provide for such matters as reporting on the availability of icebreaking facilities and personnel, means of communication, allocation of areas of operational responsibility, and other matters relevant to cooperation and coordination of operations.

5. a) The Parties shall endeavour to keep certain waters subject to this Agreement open for maritime commerce. The designated agencies of the Parties shall allocate between themselves areas of responsibility for the coordination of icebreaking activities. These areas of responsibility need not correspond with the waters over which the Parties exercise their sovereignty.