

Democratic Republic of Vietnam, the other party to the Cease-Fire Agreement. The views of the Canadian Delegation, in this respect, are set forth fully in the Minutes of the Extraordinary Meeting which took place on May 9.

5. The Canadian Delegation does not agree that Article 21 is applicable to the Svay Rieng case since this is a minor border incident between two sovereign countries and cannot be considered "a resumption of hostilities". In the opinion of the Canadian Delegation, hostilities can only be "resumed" if the two parties to the Agreement (which was designed to bring about a Cease-Fire in Cambodia between two opposing forces) were to take any action which could be considered a violation or threat of violation upon one or the other's territory.

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3. Upon receiving letters concerning Cambodian-South Vietnam border problems from the Royal Government, the Commission, by unanimous decision, forwarded copies of these letters to the International Commission in Vietnam for their information and comments, if any. In one instance, where the Royal Government requested the views of the Commission on a border incident, the Cambodian Commission forwarded the letter to the Commission in Vietnam and requested it to take the matter up with the Government of South Vietnam. The Canadian Delegation is of the opinion that there is an important difference between the procedures followed in the past and the proposal to forward a report of an Ad Hoc team investigation to the Royal Government and the Vietnam Commission with a request that the Vietnam Commission take the matter up with the Government of South Vietnam. The Canadian Delegation objected to this course of action on the ground that it constituted a clear acknowledgment that the Commission considered itself competent to deal with this border incident.

4. The Canadian Delegation does not consider that the Commission is competent under the terms of the Cease-Fire Agreement for Cambodia to take action with respect to any border incursions which could be attributed to members of the South Vietnam Armed Forces. It considers that the Commission is competent to deal with cases of violations or threats of violations of Cambodian territory only if these actions can be attributed directly or indirectly to the