

**TREATY BETWEEN CANADA AND THE UNITED STATES OF AMERICA  
AMENDING IN THEIR APPLICATION TO CANADA, CERTAIN  
PROVISIONS OF THE TREATY FOR THE ADVANCEMENT OF  
PEACE BETWEEN HIS MAJESTY AND THE UNITED STATES OF  
AMERICA.**

*Signed at Washington, September 6, 1940*

His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India, in respect of Canada, and the President of the United States of America, being desirous, in view of the present constitutional position and international status of Canada, to amend in their application to Canada certain provisions of the Treaty for the Advancement of Peace between His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British dominions beyond the Seas, Emperor of India, and the President of the United States of America, signed at Washington, September 15, 1914,\* have for that purpose appointed as their plenipotentiaries:

His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India, for Canada:

Mr. Loring Cheney Christie, His Majesty's Envoy Extraordinary and Minister Plenipotentiary for Canada in the United States of America; and

The President of the United States of America:

Mr. Cordell Hull, Secretary of State of the United States of America;

Who, having communicated to each other their respective full powers, found to be in proper form, have agreed upon and concluded the following articles:

**ARTICLE I**

Article II of the Treaty for the Advancement of Peace between His Majesty the King of the United Kingdom of Great Britain and Ireland and of the British dominions beyond the Seas, Emperor of India, and the President of the United States of America, signed at Washington, September 15, 1914, is hereby superseded in respect of Canada by the following:

Insofar as concerns disputes arising in the relations between Canada and the United States of America, the International Commission shall be composed of five members to be appointed as follows: One member shall be chosen from Canada by the Government thereof; one member shall be chosen from the United States of America by the Government thereof; one member shall be chosen by each Government from some third country; the fifth member shall be chosen by agreement between the Government of Canada and the Government of the United States of America, it being understood that he shall be a citizen of some third country of which no other member of the Commission is a citizen. The expression "third country" means a country not under the sovereignty, suzerainty, protection or mandate of His Majesty the King of Great Britain, Ireland, and the British dominions beyond the Seas, Emperor of India, nor under the sovereignty or authority of the United States of America. The expenses of the Commission shall be paid by the two Governments in equal proportions.

\*See "Treaties and Agreements Affecting Canada in Force between His Majesty and the United States of America, with Subsidiary Documents, 1814-1925", page 463 (King's Printer, Ottawa, 1927).