

The Tribunal headquarters is being established in Ottawa but it is anticipated that the Tribunal will hold sittings in Washington. The first meeting of the Tribunal will take place early in the new year, the intervening period being taken up with the completion of preparatory procedures necessary to put the Tribunal in a position to commence its functions.

The Tribunal staff will be headed by Charles V. Cole, the Canadian Joint Secretary, and by Arnold E. Ogren, the U.S. Joint Secretary. The representative of the Government of Canada before the Tribunal will be H. Courtney Kingstone, Deputy Head of Legal Division, Department of External Affairs, and the representative of the United States before the Tribunal will be Ernest L. Kerley, Assistant Legal Advisor, State Department, Washington.

There are also on record complaints concerning damage allegedly attributable to Gut Dam from residents of Canada holding real estate on the north shore of Lake Ontario. Claims by Canadians against the Canadian Government will not be considered by the International Tribunal. However, if the findings of the Tribunal make it desirable to do so the Canadian Government will at that stage consider the establishment of special procedures for Canadian claims.

Providing for the possibility that the decisions of the Tribunal may indicate that the United States Government has at least a partial legal responsibility in connection with the construction of Gut Dam, when signing the Agreement on March 25, 1965, in Ottawa Mr. Martin contemporaneously delivered to the United States Ambassador a diplomatic note on this matter. The note stated that the Government of Canada reserves its right to espouse claims of Canadian citizens against the United States Government relating to damage allegedly attributable to Gut Dam should the Tribunal find that the United States Government is in some measure legally liable to compensate the United States claimants for damage caused by Gut Dam or should any award by the Tribunal provide some other basis which would warrant in the opinion of the Government of Canada such a course of action being followed.