

EXCHANGE OF NOTES

(May 21, June 2, July 12 and 20, 1934)

PROLONGING FOR ONE YEAR AND MODIFYING
THE AGREEMENT OF SEPTEMBER 15-16,
1932, CONCERNING FLIGHTS OF
MILITARY AIRCRAFT

BETWEEN

CANADA AND THE UNITED STATES
OF AMERICA



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1935

EXCHANGE OF NOTES (MAY 21, JUNE 2, JULY 12 AND 20, 1934)
PROLONGING FOR ONE YEAR THE AGREEMENT OF
SEPTEMBER 15/16, 1932, CONCERNING FLIGHTS OF MILI-
TARY AIRCRAFT BETWEEN CANADA AND THE UNITED
STATES OF AMERICA

*The Minister of the United States of America at Ottawa to the Secretary of
State for External Affairs of Canada.*

LEGATION OF THE UNITED STATES OF AMERICA

OTTAWA, Canada, May 21, 1934.

No. 239

Sir,
I have the honor to inform you that I have been authorized by my Govern-
ment to extend for a period of one year beginning July 1, 1934, the agreement
concluded by our two Governments in September, 1932, whereby permission was
granted, under certain conditions, for military aircraft of either government to
fly over specified portions of the territory of the other.

I should therefore appreciate being informed whether the Canadian Govern-
ment will be disposed to agree to the extension of this agreement for the period
specified and, if so, whether this note will be considered by the Canadian Govern-
ment as sufficient confirmation of the extension of the agreement by the
Government of the United States.

I avail myself of the occasion to renew to you, Sir, the assurances of my
highest consideration.

WARREN D. ROBBINS

*The Secretary of State for External Affairs of Canada to the Minister of the
United States of America at Ottawa.*

DEPARTMENT OF EXTERNAL AFFAIRS CANADA

OTTAWA, June 2, 1934.

No. 54

Sir,
In reply to your despatch No. 239 of May 21, 1934, inquiring whether this
Government is disposed to agree to the extension for a period of one year begin-
ning July 1, 1934, of the agreement concluded between our two governments in
September, 1932, whereby permission was granted, under certain conditions, for
military aircraft of either government to fly over specified portions of the
territory of the other, I have the honour to bring to your attention that stipu-
lation (c) of the above Convention embodies instructions to pilots in the event
of forced landings, as follows:—

"In case of forced landings made outside their own territory, pilots
shall, with as little delay as possible, report to the local police, Customs
and Immigration authorities and notify by telegram the appropriate
Departments of their respective Governments."

As the agreement stands at present there is no guarantee to the interested parties that pilots have observed its terms. Furthermore, if pilots do report to the local police it is quite possible that such police will be unacquainted with these terms. I have the honour, therefore, to suggest that the agreement be extended for a period of one year beginning July 1, 1934, on condition that the particular paragraph referred to above be changed to read as follows:—

“In case of forced landings outside their own territory, pilots shall, with as little delay as possible, report to the Provincial Police or State Police, as applicable, and to the Customs and Immigration authorities, also notifying by telegram the appropriate Departments of both Governments.”

In this connection the appropriate Department in Canada would be the Department of National Defence. It is hoped that this change would ensure that the terms of the agreement were being observed.

Accept, Sir, the renewed assurances of my highest consideration.

O. D. SKELTON

For the Secretary of State for External Affairs

The Minister of the United States of America at Ottawa to the Secretary of State for External Affairs of Canada.

LEGATION OF THE UNITED STATES OF AMERICA

OTTAWA, CANADA, July 12, 1934.

No. 283

SIR,

I have the honor to refer to Dr. Skelton's note No. 54 of June 2, 1934, in reply to my note No. 239 of May 21, 1934, stating that the Canadian Government is willing to extend for a period of one year, beginning July 1, 1934, the agreement reached in 1932 governing certain flights by military aircraft, provided that stipulation (c) of the agreement be changed to read as follows:

“In case of forced landings outside their own territory, pilots shall with as little delay as possible, report to the Provincial Police or State Police, as applicable, and to the Customs and Immigration authorities, also notifying by telegram the appropriate Departments of both Governments.”

The Government of the United States has no objection to the proposed change and the agreement, as amended, is therefore considered to be in effect as of July 1, 1934. I shall appreciate receiving your confirmation of this understanding.

I avail myself of the occasion to renew to you, Sir, the assurances of my highest consideration.

WARREN D. ROBBINS



*The Secretary of State for External Affairs of Canada to the Minister of the
United States of America at Ottawa.*

DEPARTMENT OF EXTERNAL AFFAIRS CANADA

OTTAWA, July 20, 1934.

No. 91

Sir,

With reference to your despatch No. 283 of July 12th concerning the agreement between our two governments reached in 1932 whereby military aircraft of either country are permitted to fly over specified portions of the territory of the other, I have the honour to state that this Government is willing to extend the above agreement for one year, beginning July 1, 1934, provided that stipulation (c) of the agreement be changed to read as follows:

"In case of forced landings outside their own territory, pilots shall, with as little delay as possible, report to the Provincial Police or State Police, as applicable, and to the Customs and Immigration authorities, also notifying by telegram the appropriate Departments of both Governments."

Accept, Sir, the renewed assurances of my highest consideration.

O. D. SKELTON

For the Secretary of State for External Affairs

