

No. 3274

**UNITED STATES OF AMERICA
and
CANADA**

**Exchange of notes constituting an agreement relating to
the establishment of the St. Lawrence River Joint Board
of Engineers. Washington, 12 November 1953**

Official text: English.

Registered by the United States of America on 17 April 1956.

**ÉTATS-UNIS D'AMÉRIQUE
et
CANADA**

**Échange de notes constituant un accord établissant la
Commission mixte d'ingénieurs du Saint-Laurent.
Washington, 12 novembre 1953**

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique le 17 avril 1956.

No. 3274. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND CANADA RELATING TO THE ESTABLISHMENT OF THE ST. LAWRENCE RIVER JOINT BOARD OF ENGINEERS. WASHINGTON, 12 NOVEMBER 1953

I

The Canadian Ambassador to the Secretary of State

CANADIAN EMBASSY

No. 820

Washington, D. C., November 12, 1953

Sir :

I have the honour to refer to the Order of Approval issued by the International Joint Commission on October 29, 1952, under authority of the Boundary Waters Treaty of January 11, 1909,² in the matter of the applications of the Government of Canada and the Government of the United States of America for an Order of Approval for the construction of certain works for the development of power in the International Rapids Section of the St. Lawrence River.

The Government of Canada has designated the Hydro-Electric Power Commission of Ontario as the entity to construct, maintain and operate the proposed works in Canada and I have been informed that the Government of the United States, consistent with the action of the Federal Power Commission in licensing the Power Authority of the State of New York, has declared that authority to be the designee of the Government of the United States of America for the construction of the works referred to in the Order of Approval of the International Joint Commission of October 29, 1952. It would, therefore, be agreeable to the Canadian Government if the St. Lawrence River Joint Board of Engineers, proposed in the applications of both Governments to the International Joint Commission and approved in that Commission's Order, were now established so that the Hydro-Electric Power Commission of Ontario and the Power Authority of the State of New York may submit their plans and programmes of construction to the Board for its approval.

¹ Came into force on 12 November 1953 by the exchange of the said notes.

² De Martens, *Nouveau Recueil général de Traités*, troisième série, tome IV, p. 208.

The Canadian Government suggests that the Board consist of four members, two to be designated by and to act on behalf of the Government of Canada and two to be designated by and to act on behalf of the Government of the United States of America, and that the Board should perform the duties specified in clause (g) of the Order of Approval, including the approval of the plans and specifications of the works and the programmes of construction thereof, submitted for approval of the respective Governments as required by the Order of Approval, and assurance that the construction of the works is in accordance with such approval.

Reports shall be made by the Joint Board of Engineers to the respective governments to keep them currently informed of the progress of the construction of the works.

If the Government of the United States is agreeable to the foregoing proposals, I suggest that this note and your reply should constitute an agreement between our two governments establishing the St. Lawrence River Joint Board of Engineers.

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

A. D. P. HEENEY

The Honourable John Foster Dulles
Secretary of State of the United States
Washington, D.C.

II

The Secretary of State to the Canadian Ambassador

DEPARTMENT OF STATE

Excellency :

Washington, Nov. 12, 1953

I have the honor to refer to your note No. 820 of November 12, 1953, in which you made proposals for the establishment of the St. Lawrence River Joint Board of Engineers.

I have the honor to inform you that the Government of the United States concurs in these proposals and agrees that your note and the present reply shall constitute an agreement between our two Governments establishing the St. Lawrence River Joint Board of Engineers, as proposed in the applications of each Government, dated June 30, 1952, to the International Joint Commission and approved in that Commission's Order of October 29, 1952.

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

John Foster DULLES

His Excellency A. D. P. Heenev
Ambassador of Canada