

No. 3308

UNITED STATES OF AMERICA
and
CANADA

Exchange of notes constituting an agreement relating to the application to the United States Forces at the leased bases in Canada of the Agreement of 19 June 1951 between the Parties to the North Atlantic Treaty regarding the status of their forces. Washington, 28 and 30 April 1952

Official text: English.

Registered by the United States of America on 25 April 1956.

ÉTATS-UNIS D'AMÉRIQUE
et
CANADA

Échange de notes constituant un accord relatif à l'application aux forces des États-Unis stationnées dans les bases louées à bail au Canada de la Convention du 19 juin 1951 entre les États Parties au Traité de l'Atlantique Nord sur le statut de leurs forces. Washington, 28 et 30 avril 1952

Texte officiel anglais.

Enregistré par les États-Unis d'Amérique le 25 avril 1956.

No. 3308. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN THE UNITED STATES OF AMERICA AND CANADA RELATING TO THE APPLICATION TO THE UNITED STATES FORCES AT THE LEASED BASES IN CANADA OF THE AGREEMENT OF 19 JUNE 1951² BETWEEN THE PARTIES TO THE NORTH ATLANTIC TREATY REGARDING THE STATUS OF THEIR FORCES. WASHINGTON, 28 AND 30 APRIL 1952

I

The Secretary of State to the Canadian Ambassador

DEPARTMENT OF STATE
WASHINGTON

April 28, 1952

Excellency :

I have the honor to refer to recent negotiations between representatives of our Governments at which agreement was reached regarding the application of the North Atlantic Treaty Organization Status of Forces Agreement (signed June 19, 1951)² to the United States Forces at the leased bases in Newfoundland and at Goose Bay, Labrador.

In common with the Government of Canada, the United States Government wishes the NATO Status of Forces Agreement to apply to all United States forces throughout Canada, including those at the leased bases, when, pursuant to Article 18, the NATO Status of Forces Agreement has come into effect in respect of both Canada and the United States. As the Canadian Government is aware, however, the United States Government attaches great importance to the maintenance of certain arrangements at the leased bases under the Leased Bases Agreement of 1941,³ as modified⁴ as a result of the recommendations of March 30, 1950 by the Permanent Joint Board on Defense. These arrangements concern the

¹ Came into force on 27 September 1953, the date of entry into force with respect to Canada and the United States of America of the Agreement of 19 June 1951 between the Parties to the North Atlantic Treaty regarding the status of their forces, in accordance with the terms of the said notes.

² United Nations, *Treaty Series*, Vol. 199, p. 67, and Vol. 200, p. 340.

³ League of Nations, *Treaty Series*, Vol. CCIV, p. 15.

⁴ United Nations, *Treaty Series*, Vol. 68, p. 31 ; Vol. 88, p. 273 ; Vol. 97, p. 137, and Vol. 174, p. 267.

operation of institutions under government control known as post exchanges, ships service stores, commissary stores and service clubs for the use of the United States forces, civilian employees who are United States nationals employed by the United States Government in connection with the bases or members of their families resident with them and not engaged in any business or occupation in Canada. The provisions of the Leased Bases Agreement concerning tax and customs exemptions, modified in accordance with the recommendations of the Permanent Joint Board on Defense, are also satisfactory. The United States Government does not, therefore, wish to alter these arrangements.

Subject to the concurrence of the Canadian Government in the foregoing, the United States Government agrees that the NATO Status of Forces Agreement should be made applicable to all United States forces in Canada, including those at the leased bases and at Goose Bay, it being understood that those provisions of the Leased Bases Agreement which deal with the matters covered in the NATO Status of Forces Agreement will be held in abeyance until the NATO Status of Forces Agreement is terminated through expiration or denunciation. It is understood that the provisions of the Leased Bases Agreement dealing with matters not covered in the NATO Status of Forces Agreement will be unaffected.

Both the United States Government and the Canadian Government agree that uniform treatment of United States forces throughout Canada under the NATO Status of Forces Agreement would be in the interests of both countries and would make for simplification of administration.

If the foregoing is acceptable to your Government, this note and your reply thereto shall constitute an agreement between our Governments, to come into force when the NATO Status of Forces Agreement has come into effect in respect of both Canada and the United States.

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

Dean ACHESON

His Excellency Hume Wrong
Ambassador of Canada

II

The Canadian Ambassador to the Secretary of State

CANADIAN EMBASSY

No. 310

Washington, D.C., April 30, 1952

Sir,

I have the honour to refer to your note dated April 28 and to confirm that the Canadian Government agrees that when the NATO Status of Forces Agreement has come into effect in respect to both Canada and the United States it shall be made applicable to all United States forces in Canada, including those at the leased bases in Newfoundland and at Goose Bay. The Canadian Government also confirms the understanding that those provisions of the Leased Bases Agreement which deal with the matters covered in the NATO Status of Forces Agreement will be held in abeyance until the NATO Status of Forces Agreement is terminated through expiration or denunciation, and that the provisions of the Leased Bases Agreement dealing with matters not covered in the NATO Status of Forces Agreement will be unaffected.

The Canadian Government notes the importance attached by the United States Government to the maintenance of certain arrangements at the leased bases under the Leased Bases Agreement of 1941, as modified as a result of the recommendations of March 30, 1950 by the Permanent Joint Board on Defense. The Canadian Government agrees, therefore, that the NATO Status of Forces Agreement shall not affect these arrangements.

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

H. H. WRONG

The Honourable Dean Acheson
Secretary of State of the United States of America
Washington, D.C.