

No. 5624

**CANADA
and
UNITED STATES OF AMERICA**

**Exchange of notes constituting an agreement concerning
operation of a television station at Scranton,
Pennsylvania. Ottawa, 9 December 1958 and 7 January
1959**

Official text: English.

Registered by Canada on 21 March 1961.

**CANADA
et
ÉTATS-UNIS D'AMÉRIQUE**

**Échange de notes constituant un accord concernant
l'exploitation d'une station de télévision à Scranton
(Pennsylvanie). Ottawa, 9 décembre 1958 et 7 janvier
1959**

Texte officiel anglais.

Enregistré par le Canada le 21 mars 1961.

No. 5624. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN CANADA AND THE UNITED STATES OF AMERICA CONCERNING OPERATION OF A TELEVISION STATION AT SCRANTON, PENNSYLVANIA. OTTAWA, 9 DECEMBER 1958 AND 7 JANUARY 1959

I

*The Chargé d'Affaires of the Embassy of the United States of America
in Canada to the Secretary of State for External Affairs*

THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA

No. 119

The Chargé d'Affaires ad intérim of the United States of America presents his compliments to the Secretary of State for External Affairs and has the honor to refer to a discussion on December 1 between Mr. MacLellan of Economic Division I of the Department of External Affairs and Mr. Bogart of the Embassy concerning a request for the concurrence of the Government of Canada to the operation of a television broadcast station at Scranton, Pennsylvania, on Channel 16, with an effective radiated power of 1710 kilowatts and electrical beam tilt of -0.75 degree.

The concurrence of the Government of Canada is sought to the operation of the Scranton station with the described power for a period of two years. If at any time during this period of operation it should be found by the Canadian authorities that the operation of the Scranton station is incompatible with the Canadian use of Channel 16 or of adjacent channels as set forth in the Canada-United States Agreement on Television of June 23, 1952,² notice of such incompatibility may be given to the United States and within three months after receiving such notification the United States authorities will take steps to reduce the effective radiated power of the station to a level not in excess of 1,000 kilowatts.

It is hoped that at the end of the initial two year period the Canadian authorities, on the basis of a review of the effects which the operation of the

¹ Came into force on 7 January 1959 by the exchange of the said notes.

² United Nations, *Treaty Series*, Vol. 207, p. 25.

Scranton station may have had upon operations in Canada, may be in a position to determine whether they would be agreeable to a further extension of the arrangement for the operation of the high power station.

The United States Government does not consider the arrangements contemplated with regard to the Scranton station as establishing a precedent for an increase of power at other stations or as a deviation from the provisions of the Canada-United States Agreement on Television. It is believed however, that this request is in accord with the general philosophy of Regulation No. 88 of the Atlantic City Radio Regulations of 1947¹ that any frequency may be assigned by an administration on a non-interference basis.

It would be greatly appreciated if the Embassy could be informed of the views of the Canadian authorities in regard to the operation of this station.

“ T. T. ”

Ottawa, December 9, 1958

II

The Secretary of State for External Affairs to the Ambassador of the United States of America to Canada

DEPARTMENT OF EXTERNAL AFFAIRS

No. E.I-11

The Secretary of State for External Affairs presents his compliments to the Ambassador of the United States of America and has the honour to refer to Note No. 119 of December 9, 1958 requesting the concurrence of the Canadian Government to the operation of a television broadcast station at Scranton, Pennsylvania on Channel 16 with an effective radiated power of 1710 kilowatts and an electrical beam tilt of—0.75° for a two year period with the possibility of a further extension after that time.

The Secretary of State for External Affairs is pleased to inform the Ambassador of the United States of America that the Canadian Government agrees to the operation of the Scranton, Pennsylvania television station on the conditions set out in Note 119 of December 9, 1958.

“ S. E. S. ”

Ottawa, January 7, 1959

¹ United Nations, *Treaty Series*, Vol. 194, p. 3.