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ROYAUME DU CANADA
REPUBLICAIONES
ÉTATS-UNIS
NATIONALES
NATIONALE

TREATY SERIES 1959 No. 21 RECUEIL DES TRAITÉS

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HAINES-FAIRBANKS PIPELINE

Exchange of Notes between CANADA and the
UNITED STATES OF AMERICA

Ottawa, August 17 and 20, 1959

In force August 20, 1959

PIPELINE DE HAINES À FAIRBANKS

Échange de Notes entre le CANADA
et les ÉTATS-UNIS D'AMÉRIQUE

Ottawa, les 17 et 20 août 1959

En vigueur le 20 août 1959

EXCHANGE OF NOTES (August 17 and 20, 1959) BETWEEN CANADA AND THE UNITED STATES OF AMERICA RENEWING PERMISSION FOR THE USE BY THE U.S. ARMY OF THE HAINES CUT-OFF ROAD FOR THE WINTER MAINTENANCE OF THE HAINES-FAIRBANKS PIPELINE

I

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

THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA

No. 63

The Ambassador of the United States of America presents his compliments to the Secretary of State for External Affairs and has the honor to refer to the Agreement regarding winter maintenance of the Haines-Fairbanks Pipeline (External Affairs Note No. 13 of January 16, 1957*, and Embassy Note No. 178 of January 17, 1957).* The permission granted by the Canadian Government under this Agreement to the United States Army to use the Haines Cut-off Road for winter maintenance of the Haines-Fairbanks Pipeline expired on July 1, 1958, as specified in subparagraph (i) of Note No. 13* from the Department of External Affairs.

Fortunately, there were no breakdowns in the operation of the Haines-Fairbanks Pipeline necessitating the opening of the Haines Cut-off Road during either the winter of 1957 when this Agreement was in effect, or this past winter. The United States Army authorities, however, consider it desirable to have this Agreement extended as a precaution against future winter difficulties along the Haines-Fairbanks Pipeline.

Accordingly, the Ambassador would appreciate the consideration of the Canadian Government with a view to extending until July 1961 its permission for the United States Army to use the Haines Cut-off Road for winter maintenance of the Haines-Fairbanks Pipeline, under the same conditions as contained in subparagraphs (a) through (h) of Note No. 13, dated January 16, 1957,* from the Department of External Affairs.

Should this request be approved by the Canadian Government, the Ambassador would also appreciate confirmation that the assistance of the Canadian Northwest Highway System would continue to be available on a reimbursable basis in the event snow removal operations on the road become necessary, in accordance with the conditions outlined in the Embassy's Note No. 158 of December 10, 1957.

R. B. W.

August 17, 1959.

II

The Department of External Affairs to the Ambassador of the United States of America to Canada

DEPARTMENT OF EXTERNAL AFFAIRS

No. 230

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

*Canada Treaty Series 1957, No. 1.

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to the Ambassador's Note No. 63 of August 17, 1959, requesting an extension until July 1961 of the permission granted in External Affairs Note No. 13 of January 16, 1957,* for the United States Army to use the Haines Cut-off Road for winter maintenance of the Haines-Fairbanks Pipeline.

The Secretary of State for External Affairs notes that the conditions contained in sub-paragraph (a) through (h) of Note No. 13 dated January 16, 1957,* from the Department of External Affairs will continue to apply and is pleased to approve the extension of this permission until July 1961, as requested in the Ambassador's Note No. 63 of August 17, 1959. The Secretary of State for External Affairs is also pleased to confirm that the assistance of the Canadian Northwest Highway System will continue to be available on a reimbursable basis in the event snow removal operations on the road become necessary, in accordance with the conditions outlined in the Embassy's Note No. 158 of December 10, 1957.

PAUL TREMBLAY.

OTTAWA

August 20, 1959.

ANNEX

I

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

THE FOREIGN SERVICE OF THE UNITED STATES OF AMERICA

Note No. 158

The Ambassador of the United States of America presents his compliments to the Secretary of State for External Affairs and has the honor to refer to the Agreement regarding winter maintenance of the Haines-Fairbanks Pipeline (Canadian Note 13 of January 16, 1957* and United States Note 178 of January 17, 1957).*

The Ambassador has been informed that the United States Army and the Canadian Army have reached agreement on the following arrangements for the Canadian Northwest Highway System to provide assistance in the snow removal operations along the Haines Cut-off Road on a reimbursable basis:

1. The Northwest Highway System will be responsible for clearing the Haines Road from Haines Junction to Mile 103 upon request from the United States Army. If emergencies arise simultaneously on both the Northwest Highway System and the Haines Road, priority will be given to the Highway proper.

2. Over-snow vehicles or other transport shall be used between Mile 103 and Mile 48. Any equipment or effort needed to cover this distance will normally be provided by the United States Army. However, in an extreme emergency, such as a break in the pipeline or under such extremely severe weather conditions that a line break might threaten, the Northwest Highway System will lend such assistance as it can, for the

*Canada Treaty Series 1957, No. 1.

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Note n° 158

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duration of the emergency, upon request from the United States Army. It is understood that the Commanding General, United States Army, Alaska, will call for such assistance only when there are no other possible means of reaching the trouble area.

3. The Alaska Road Commission or some other United States agency may continue to keep the Haines Road clear from the border to Mile 48.

4. The United States Army will be charged for any Canadian Army effort provided at the specific request of the Commanding General, United States Army, Alaska, on a reimbursable basis.

5. The detailed implementation of the above conditions will be worked out by the United States Army Alaska Command and the Northwest Highway System.

The above cited arrangements, agreed to by the United States Army and the Canadian Army are regarded by the United States Government as coming within the purview of sub-paragraph (h) of Canadian Note No. 13 dated January 16, 1957* from the Secretary of State for External Affairs.

The Ambassador would appreciate being informed whether these arrangements are acceptable to the Canadian Government.

Embassy of the United States of America,
Ottawa, December 10, 1957.

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II

*The Department of External Affairs to the Ambassador of the
United States of America to Canada*

DEPARTMENT OF EXTERNAL AFFAIRS

No. 289

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 United States Note No. 158 of December 10, 1957, concerning arrangements which have been agreed to by the United States Army and the Canadian Army with respect to snow removal operations along the Haines Cut-off Road.

The Secretary of State for External Affairs is pleased to inform the Ambassador of the United States of America that the arrangements set out in Note No. 158 are acceptable to the Canadian Government.

P. T.

Ottawa, Canada

December 12, 1957

*Canada Treaty Series 1957, No. 1.

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