

## DISPOSAL OF SURPLUS PROPERTY

*Exchange of notes at Ottawa January 9, 1947*

*Entered into force January 9, 1947*

61 Stat. 2738; Treaties and Other  
International Acts Series 1603

*The Secretary of State for External Affairs to the American Ambassador*

DEPARTMENT OF  
EXTERNAL AFFAIRS  
CANADA

No. 3

OTTAWA, *January 9, 1947*

EXCELLENCY:

I have the honour to refer to conversations held in 1944 between Mr. Clayton, then United States Surplus War Property Administrator, and Mr. Carswell, then President of War Assets Corporation of Canada, relating to the disposal of surplus property owned by either of the two governments.

2. It is my understanding that it has been agreed that the following arrangements should govern the sale of surplus property owned by the United States or Canada:

1. Save as hereinafter provided, the surplus disposal agencies of either country (United States and Canada) will not:—

(a) knowingly sell or offer for sale any such surplus property intended for use and/or re-sale within the territory of the other country;

(b) cause residents of the other country to be circularized or solicited concerning the sale of any such surplus property.

2. It is further agreed that in the case of the United States the appropriate disposal agency and in the case of Canada, War Assets Corporation, will, notwithstanding the foregoing, issue, on request, a certificate permitting to be done any of the matters which are set out in Para. 1 above, provided that such a certificate is given only for a purpose which is considered by the United States disposal agency or War Assets Corporation, whichever is concerned, as unlikely adversely to affect their disposal operations.

3. It is understood that any such certificate issued by War Assets Corporation will apply only to operations of that Corporation and is not

to be construed in any way as a permit from any other Department of the Government of Canada should such a permit be otherwise required.

3. I shall be glad to have you inform me whether it is the understanding of your Government that the terms of the arrangements agreed to in the conversations are as above set forth. If so, it is suggested that this note and your reply shall be regarded as placing on record the agreement of our two Governments in this matter.

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

L. B. PEARSON  
for  
*Secretary of State  
for External Affairs*

His Excellency,  
THE UNITED STATES AMBASSADOR,  
*United States Embassy,  
Ottawa.*

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*The American Ambassador to the Secretary of State for External Affairs*

EMBASSY OF THE  
UNITED STATES OF AMERICA  
*Ottawa, January 9, 1947*

No. 633

SIR:

I have the honor to acknowledge the receipt of your note No. 3 of January 9, 1947 referring to conversations held in 1944 between Mr. Clayton, then United States Surplus War Property Administrator, and Mr. Carswell, then President of War Assets Corporation of Canada, relating to the disposal of surplus property owned by either of the two governments. You set forth therein your understanding of the arrangements agreed upon for the sale of surplus property owned by the United States and Canada.

It is the understanding of my Government that the terms of the arrangements agreed to in the conversations are as set forth in your note under reference, and my Government agrees to your suggestion that your note and this note in reply shall be regarded as placing on record the agreement of our two Governments in this matter.

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

RAY ATHERTON

The Right Honorable  
THE SECRETARY OF STATE  
FOR EXTERNAL AFFAIRS,  
*Ottawa.*