

CANOL PROJECT: WAIVER OF CERTAIN RIGHTS

*Exchange of notes at Ottawa August 31 and September 6, 1945, supplementing agreement of June 27 and 29, 1942, as supplemented Entered into force September 6, 1945
Superseded by agreement of March 31, 1960*¹

61 Stat. 3679; Treaties and Other
International Acts Series 1696

*The Secretary of State for External Affairs to the American
Chargé d'Affaires ad interim*

DEPARTMENT OF
EXTERNAL AFFAIRS
CANADA

No. 83

OTTAWA, August 31, 1945

SIR:

Under the exchange of notes of June 27–29, 1942,² the Canadian Government acquired an option to purchase the facilities of the crude oil pipeline from Norman Wells to Whitehorse and the refinery at Whitehorse at a valuation based upon the commercial value of the pipeline and refinery as agreed by valuers named by Canada and the United States. Under the exchange of notes of February 26, 1945,³ it was agreed that this valuation should take place within a reasonable time following notice of the termination of operation of the project or a major part thereof.

The Canadian Government has decided not to exercise the option referred to in the preceding paragraph and desires to inform the Government of the United States that it is now willing to waive that option. Under these circumstances it believes that the interest of neither country would be served by proceeding with former plans for joint valuation and that these should therefore be abandoned.

The exchange of notes of June 27–29, 1942, provided that if the Canadian Government did not exercise its option, now waived, to purchase the crude

¹ 11 UST 2486; TIAS 4631.

² EAS 386, *ante*, p. 276.

³ TIAS 1695, *ante*, p. 394.