

JURISDICTION OVER PRIZES

*Exchange of notes at Washington May 24 and August 13, 1943, with
Canadian Order in Council of August 3, 1943, and United States
proclamation of September 27, 1943*

Reciprocity proclaimed by the President of the United States September 27, 1943

Entered into force September 27, 1943

Expired at conclusion of World War II

58 Stat. 1210; Executive Agreement Series 394

EXCHANGE OF NOTES

The Secretary of State to the Canadian Minister

DEPARTMENT OF STATE

WASHINGTON

May 24, 1943

SIR:

Reference is made to the Legation's memorandum of April 15, 1943 stating that the Canadian Government would be glad to make an arrangement with the Government of the United States concerning the exercise by either country in the territorial waters of the other of jurisdiction in cases of prize. Reference was made to the arrangement with the United Kingdom¹ referred to in the President's Proclamation No. 2575 of January 30, 1943.

Public Law 704 - 77th Congress, an Act to facilitate the disposition of prizes captured by the United States during the present war, and for other purposes, was approved on August 18, 1942. A copy of the Act is enclosed.²

It will be perceived from section 3 of the Act that jurisdiction of prizes brought into the territorial waters of a cobelligerent shall not be exercised under the authority of the Act, nor shall prizes be taken or appropriated within such territorial waters for the use of the United States, unless the Government having jurisdiction over such territorial waters consents thereto. It is therefore suggested that your Government notify me of its consent to the exercise of such authority within its territorial waters as well as of its acquiescence in the exercise in Canada by special prize commissioners of the duties prescribed for them in cases arising under the Act referred to. In this con-

¹ Exchange of notes signed at London Oct. 1 and Nov. 3, 1942 (EAS 393, *post*, UNITED KINGDOM).

² See 56 Stat. 746.