

ARBITRATION: NORTH ATLANTIC COAST FISHERIES

Special agreement signed at Washington January 27, 1909; exchanges of notes at Washington January 27, February 21, and March 4, 1909

*Senate advice and consent to ratification, with an understanding, February 18, 1909*¹

Confirmed by exchange of notes at Washington March 4, 1909

Entered into force March 5, 1909

*Award rendered by Permanent Court of Arbitration September 7, 1910*²

*Terminated by agreement of July 20, 1912*³

36 Stat. 2141; Treaty Series 521

SPECIAL AGREEMENT FOR THE SUBMISSION OF QUESTIONS RELATING TO FISHERIES ON THE NORTH ATLANTIC COAST UNDER THE GENERAL TREATY OF ARBITRATION CONCLUDED BETWEEN THE UNITED STATES AND GREAT BRITAIN ON THE 4TH DAY OF APRIL, 1908

ARTICLE I

Whereas, by Article I of the Convention signed at London on the 20th day of October, 1818,⁴ between the United States and Great Britain, it was agreed as follows:

“Whereas differences have arisen respecting the Liberty claimed by the United States for the Inhabitants thereof, to take, dry and cure Fish on Cer-

¹ The U.S. understanding reads as follows: “. . . it is agreed by the United States and Great Britain that question 5 of the series submitted, namely, ‘from where must be measured the three marine miles of any of the coasts, bays, creeks or harbors referred to in said Article?’ does not include any question as to the Bay of Fundy, considered as a whole apart from its bays or creeks, or as to innocent passage through the Gut of Canso, and that the respective views or contentions of the United States and Great Britain on either subject shall be in no wise prejudiced by anything in the present arbitration, and that this agreement on the part of the United States will be mentioned in the ratification of the special agreement and will, in effect, form part of this special agreement.”

² For text, see 1910 For. Rel. 544.

³ TS 572, *post*, p. 357.

⁴ TS 112, *ante*, p. 57.