

No. 5633

**CANADA
and
FEDERAL REPUBLIC OF GERMANY**

**Exchange of notes (with appendix) constituting an agreement respecting the contract for the purchase of F-86 Aircraft and the training of German Aircrew in Canada.
Bonn, 17 September and 10 December 1956**

Official texts: English and German.

Registered by Canada on 21 March 1961.

**CANADA
et
RÉPUBLIQUE FÉDÉRALE D'ALLEMAGNE**

**Échange de notes (avec appendice) constituant un accord concernant le contrat relatif à l'achat d'avions F-86 et la formation d'aviateurs allemands au Canada.
Bonn, 17 septembre et 10 décembre 1956**

Textes officiels anglais et allemand.

Enregistré par le Canada le 21 mars 1961.

No. 5633. EXCHANGE OF NOTES CONSTITUTING AN AGREEMENT¹ BETWEEN CANADA AND THE FEDERAL REPUBLIC OF GERMANY RESPECTING THE CONTRACT FOR THE PURCHASE OF F-86 AIRCRAFT AND THE TRAINING OF GERMAN AIRCREW IN CANADA. BONN, 17 SEPTEMBER AND 10 DECEMBER 1956

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*The Canadian Ambassador to the Federal Republic of Germany
to the Foreign Minister of the Federal Republic of Germany*

CANADIAN EMBASSY

Bonn, Germany, September 17, 1956

No. 100

Excellency,

It is the understanding of the Government of Canada that the Government of the Federal Republic of Germany intends to purchase 225 Sabre VI aircraft in Canada from Canadair Limited and consequently desires that the Government of Canada make available to trainees of the German Air Force certain pilot training facilities from within the resources of the Royal Canadian Air Force to accommodate an intake of up to 360 student pilots.

The Government of Canada will in the near future have fulfilled its commitments to provide aircrew training to assist in the build-up of the air forces of certain of the parties to the North Atlantic Treaty² and recently decided to divert facilities now employed in this way to purposes related to the defence of North America within the framework of the North Atlantic Treaty. However, the Government of Canada, being aware of the urgent problems facing the Government of the Federal Republic in building up its air force and having in mind the intended purchase of Canadian aircraft by the Government of the Federal Republic, has recently reviewed its air training plans and is prepared to postpone the closing down or diversion of certain air training facilities now employed in NATO aircrew training for a period sufficient to implement the proposal contained herein for the provision of pilot training for the German air force.

The Government of Canada wishes to emphasize that if this proposal is accepted its implementation will result in a delay in the formation of additional

¹ Came into force on 10 December 1956 by the exchange of the said notes.

² United Nations, *Treaty Series*, Vol. 34, p. 243; Vol. 126, p. 350, and Vol. 243, p. 308.

operational squadrons which the Government of Canada has agreed to establish. The appropriate NATO military authorities will be requested to concur in this delay if the proposal of the Government of Canada is accepted by the Government of the Federal Republic.

The Government of Canada is prepared to accept German trainees in the present NATO air training scheme as soon as vacancies occur from the completion of the training of other NATO candidates, and is also prepared to prolong the operation of the present NATO air training establishment for the period necessary to complete the training of the 360 trainees provided the Government of the Federal Republic reimburses the Canadian Government for the additional costs of maintaining this establishment for the required period of time. The Canadian Government is prepared to determine in advance the amount to be reimbursed as \$12 million.

The detailed terms and conditions of this offer of training by the Government of Canada are shown in Appendix "A"¹ to this note. These are based upon the practice developed in the training of other NATO pilots in Canada.

Insofar as they are not inconsistent with this proposal, the provisions of the agreement between the parties to the North Atlantic Treaty regarding the status of their forces, signed on June 19, 1951² shall govern the relations between the Governments of Canada and the Federal Republic of Germany as receiving and sending states with respect to members of the German air force present in Canada pursuant to this proposal and the status' rights and obligations of such force and its members.

If the foregoing is acceptable to the Government of the Federal Republic of Germany, I propose that this note and your reply to that effect shall constitute an agreement between our Governments, to become effective on the date of your reply.

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

C. S. A. RITCHIE

His Excellency Dr. Heinrich von Brentano
Foreign Minister
Bonn

APPENDIX "A"

- (a) The Government of the Federal Republic shall ensure that prospective trainees when received for training by the Royal Canadian Air Force shall have achieved a sufficient standard of academic proficiency, and have the necessary knowledge of the English language, to enable them to absorb all instruction in English.

¹ See below.

²United Nations, *Treaty Series*, Vol. 199, p. 67; Vol. 200, p. 340; Vol. 260, p. 452, and Vol. 286, p. 380.