

**MEMORANDUM OF COOPERATION  
BETWEEN THE  
DEPARTMENT OF TRANSPORTATION OF THE UNITED STATES OF AMERICA  
AND THE  
DEPARTMENT OF TRANSPORT OF CANADA  
ON THE TRANSPORTATION BORDER WORKING GROUP**

The Department of Transportation of the United States of America (DOT) and the Department of Transport of Canada (Transport Canada), hereafter referred to as the "Participants,"

Considering the Memorandum of Cooperation (MOC) signed at Washington D.C. on 13 October 2000 enhanced collaboration on transportation matters of mutual interest;

Reaffirming their support of, and commitment to, the U.S.-Canada Transportation Border Working Group (TBWG) as an effective coordinating organization for federal, State, and provincial cooperation on issues related to transportation across the Participants' shared border;

Desiring to reinforce the cross-border transportation links that support North American competitiveness and security;

Recognizing that international trade and cross-border travel are dependent on coordinated transportation planning and investment along both sides of the border; and

Desiring to continue to strengthen transportation planning between their respective countries at the federal, State, provincial, regional, and local levels;

Intend to cooperate as follows:

**SECTION I - PURPOSE OF THE U.S. - CANADA TBWG**

The Participants intend to encourage, strengthen, and support binational efforts to further the safe, secure, sustainable, and efficient development and management of the transportation and inspection systems that connect the United States (U.S.) and Canada.

## SECTION II - FORMS OF COOPERATION

The Participants intend that the TBWG:

- a. Coordinate federal cross-border planning and infrastructure investment programs, policy review and implementation, and supporting research;
- b. Improve information technology applications and data sharing;
- c. Support State and provincial work with federal agencies and with each other; and
- d. Foster communication, information sharing, and the exchange of best practices.

## SECTION III - AREAS OF COOPERATION

The Participants intend to cooperate through the TBWG in the following areas:

- a. Cross-border freight and passenger road infrastructure;
- b. Cross-border inter-modal connectors, corridors, and freight and passenger flows;
- c. Trucks, passenger vehicles, and buses;
- d. Cross-border freight and passenger rail transportation;
- e. Collecting and sharing trans-border trade, traffic, passenger, and other transportation related data;
- f. Border infrastructure planning and coordination;
- g. Trade facilitation;
- h. Border efficiency;
- i. North American competitiveness;
- j. Technology and innovation;
- k. Intelligent Transportation Systems;
- l. Border wait time measurement and advanced traveler information systems; and
- m. Additional areas of cooperation as they may mutually decide upon.

#### SECTION IV - ORGANIZATION

1. The TBWG intends to be primarily composed of representatives from federal, State, and provincial departments of transportation and federal border agencies. Representatives of the DOT's Federal Highway Administration (FHWA) and Transport Canada intend to co-chair the TBWG (TBWG Co-chairs). The participation of other organizations may be at the discretion of the TBWG Co-chairs and may include, for example, additional federal, provincial and municipal government departments and agencies, international bridge and tunnel authorities, and academics.
2. The Participants intend for the membership of the TBWG to be as follows:
  - a. On the part of the United States of America:
    - i. Representatives of the DOT;
    - ii. One representative of the U.S. Department of State;
    - iii. One representative of the U.S. General Services Administration;
    - iv. One representative of the U.S. Customs and Border Protection;
    - v. One representative from each of the eleven U.S. Border States; and
    - vi. To ensure necessary and appropriate coordination of complementary functions and roles, the following U.S. federal agencies may be invited and encouraged to participate in the TBWG as cooperating agencies:
      - A. U.S. Department of Homeland Security;
      - B. U.S. Department of Commerce;
      - C. U.S. Environmental Protection Agency; and
      - D. Animal and Plant Health, U.S. Department of Agriculture.
  - b. On the part of Canada:
    - i. Representatives from Transport Canada;
    - ii. One representative from the Canada Border Services Agency;
    - iii. One representative from the Department of Foreign Affairs, Trade and Development of Canada, or its successor;
    - iv. One representative from each of the seven border provinces and the border territory; and

- v. To ensure necessary and appropriate coordination of complementary functions and roles, the following Canadian federal departments and agencies may be invited and encouraged to participate in the TBWG as cooperating entities:
          - A. The Department of Public Safety and Emergency Preparedness of Canada;
          - B. The Department of Industry of Canada, or its successor; and
          - C. The Canadian Food Inspection Agency.
3. The TBWG Co-chairs may be supported by a Steering Committee comprised of the following:
  - a. The two TBWG Co-chairs representing Transport Canada and the FHWA;
  - b. One representative from U.S. Customs and Border Protection;
  - c. One representative from the Canada Border Services Agency;
  - d. One representative each from the regional border organizations as designated by the TBWG Co-chairs;
  - e. Each of the subject matter co-leads and subcommittee co-chairs; and
  - f. Additional seats as designated jointly by the TBWG Co-chairs.
4. In consultation with the Steering Committee, the TBWG Co-chairs may appoint subject matter co-leads or form subcommittees. Both a Canadian and a U.S. representative may be appointed as co-leads for each subject matter area designated by the TBWG Co-chairs. Both a Canadian and a U.S. representative may be appointed as co-chairs for each subcommittee formed by the TBWG Co-chairs. Subject matter co-leads and subcommittee co-chairs may submit terms of reference to the TBWG Co-chairs for approval.
5. To encourage State and provincial participation, the location of meetings may vary, where practical, and be close to the U.S.-Canada border. The meetings may occur on a semi-annual basis, and the Participants may alternate as hosts. Meetings of the subcommittees may be at the discretion of their respective co-chairs. Subject matter specific meetings may be called at the discretion of the co-leads. Other meetings, such as workshops, may be determined by the TBWG Co-chairs and hosted jointly.
6. The Steering Committee may prepare an Action Plan in consultation with the TBWG Co-chairs, subject matter co-leads, subcommittee co-chairs, and general membership. The Action Plan may be reviewed periodically at semi-annual meetings of the TBWG.

## SECTION V - CONSULTATIONS

The Participants intend to resolve any differences concerning the interpretation or application of this MOC through consultations.

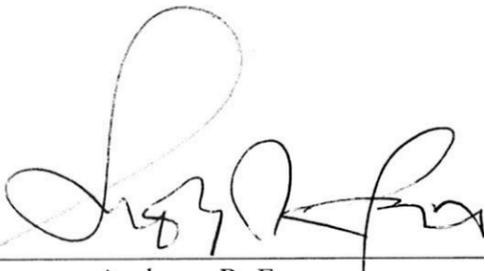
## SECTION VI - FUNDING

Specific activities carried out under this MOC are subject to the availability of funds.

## SECTION VII - DURATION

1. This MOC is intended to take effect on the date of signature of the English version by the Participants.
2. Either Participant may discontinue its participation in this MOC at any time by providing a written notice to the other Participant.

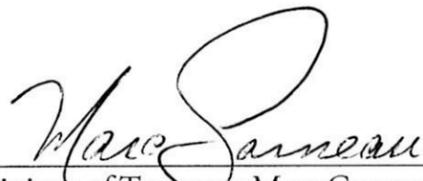
Signed in duplicate at Washington D.C. on this 9th day of February 2016 in the English language. The Participants intend to sign the French version of this MOC within 90 days of the signature of the English version, each version being equally valid.



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Secretary Anthony R. Foxx

*For the Department of Transportation  
of the United States of America*



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Minister of Transport Marc Garneau

*For The Department of Transport of Canada*