SARAWAK

The Extradition (Sarawak) Order in Council, 1948

1948 No. 343

Made - - - - 24th February, 1948

At the Court at Buckingham Palace, the 24th day of February, 1948

Present,

The King's Most Excellent Majesty in Council

Whereas by section 18 of the Extradition Act, 1870, it is among other things enacted that if, by any law or ordinance made after the passing of the said Act by the legislature of any British possession, provision is made for carrying into effect within such possession, the surrender of fugitive criminals who are in, or suspected of being in, such British possession, His Majesty may, by the Order in Council applying the said Act in the case of any foreign state, or by any subsequent Order, direct that such law or ordinance or any part thereof shall have effect in such British possession, with or without modifications and alterations, as if it were part of the Act: 33 & 34 Vict. c. 52.

And Whereas by an ordinance enacted by the legislature of the Colony of Sarawak, the short title of which is the Extradition Ordinance, 1947, it is provided that all powers vested in and acts authorised or required to be done by a Police Magistrate or any Justice of the Peace in relation to the surrender of fugitive criminals in the United Kingdom under the Extradition Acts, 1870 to 1932, are thereby vested in, and may in the Colony be exercised and done by, any District Court in relation to the surrender of fugitive criminals under the said Acts:

And Whereas it is further provided by the said ordinance that the said ordinance shall not come into operation until His Majesty shall by Order in Council direct that the said ordinance shall have effect within the Colony as if it were part of the Extradition Act, 1870, but that the said ordinance shall thereafter come into operation on the day on which such Order in Council is published in the Government Gazette:

Now, therefore, His Majesty, in pursuance of the Extradition Act, 1870, and in exercise of the power in that behalf in the said Act contained, by this present Order, by and with the advice of His Majesty's Privy Council, directs that the said ordinance shall have effect in the Colony of Sarawak without modification or alteration, as if it were part of the Extradition Act, 1870.

This Order may be cited as the Extradition (Sarawak) Order in Council, 1948.

E. C. E. Leadbitter.