1970 No. 149

FUGITIVE CRIMINAL

The Fugitive Offenders (Designated Commonwealth Countries) Order 1970

Made - - -	*4th February* 1970
Laid before Parliament	*10th February* 1970
Coming into Operation	*16th February* 1970

At the Court at Buckingham Palace, the 4th day of February 1970

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by sections 2(1) and (4) and 20(2) of the Fugitive Offenders Act 1967(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) Order 1970 and shall come into operation on 16th February 1970.

2. The Cook Islands (being a territory for the external relations of which New Zealand is responsible) are hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967 as a separate country at the request of the Government of New Zealand.

3. The territory of Papua and New Guinea, Norfolk Island, Australian Antarctic territory, the territory of Cocos (Keeling) Islands, the territory of Christmas Island, the territory of Heard and McDonald Islands and the territory of Ashmore and Cartier Islands (being territories for the external relations of which Australia is responsible) shall be treated as part of Australia for the purposes of the Fugitive Offenders (Designated Commonwealth Countries) Order 1967(b) (which designates certain Commonwealth countries for the purposes of the Fugitive Offenders Act 1967) and the reference to Australia in the Schedule to that Order shall be construed accordingly.

4. Niue and the Tokelau Islands (being territories for the external relations of which New Zealand is responsible) shall be treated as part of New Zealand for the purposes of the Fugitive Offenders (Designated Commonwealth Countries) Order 1967 and the reference to New Zealand in the Schedule to that Order shall be construed accordingly.

W. G. Agnew.

(a) 1967 c. 68. (b) S.I. 1967/1302 (1967 II, p. 3770).

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 2(1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order in Council for the purposes of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). Section 2(4) enables any territory for the external relations of which a Commonwealth country is responsible to be treated as part of that country, or (at the request of that country) as a separate country, for the purposes of such an Order in Council. Australia and New Zealand have already been designated and this Order designates the Cook Islands (for whose external relations New Zealand is responsible) as a separate country and provides that the dependencies set out in Articles 3 and 4 shall be treated as part of Australia or New Zealand, as the case may be.

SI 1970/ 149
ISBN 0-11-000149-4

