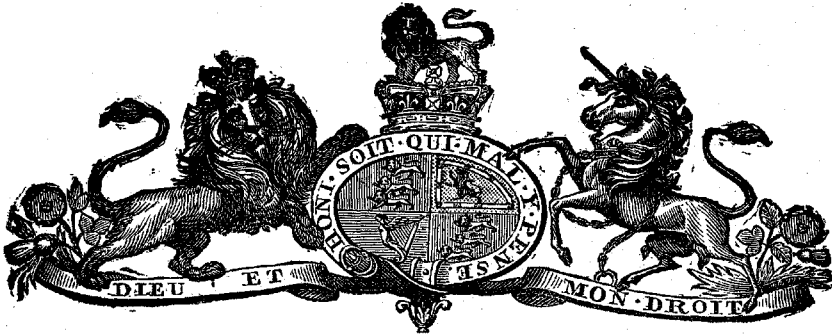


NEW ZEALAND.



TRICESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. LXXXI.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Provisions of the Extradition Act to be applied in New Zealand, as modified by this Act.
3. Meaning given to certain terms.</p> | <p>4. Gaol.
5. Powers of Magistrate not to be exercised by Governor.
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AN ACT to provide for the Surrender of Fugitive Criminals. Title.

[Reserved for the signification of Her Majesty's pleasure.]

WHEREAS by the Act of the Imperial Parliament the Short Title whereof is "The Extradition Act, 1870," it is, amongst other things, enacted, that if by any law 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, Her Majesty may, by the Order in Council applying the said Act in the case of any foreign State, or by any subsequent Order either— Preamble.

Suspend the operation within any such British Possession of the said Act, or of any part thereof so far as it relates to such foreign State, and so long as such law continues in force there, and no longer;

Or 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:

And whereas it is expedient that such provision as is hereafter contained should be made for carrying into effect within New Zealand the surrender of fugitive criminals who are in or suspected of being in New Zealand:

BE IT THEREFORE ENACTED by the General Assembly of New

New Zealand Extradition.

Zealand in Parliament assembled, and by the authority of the same, as follows :—

Short Title.

1. The Short Title of this Act shall be "The New Zealand Extradition Act, 1873."

Provisions of the Extradition Act to be applied in New Zealand, as modified by this Act.

2. The provisions of the Act of the Imperial Parliament, the Short Title whereof is "The Extradition Act, 1870," (hereafter called "the said Act,") shall be in force and applied in New Zealand, subject to the modifications hereafter contained.

Meaning given to certain terms.

3. The words terms and expressions following, where used in the said Act, shall, in applying the provisions thereof in New Zealand, have the meanings hereafter attached to them, that is to say,—

The terms "Police Magistrate" and "Stipendiary Magistrate" shall respectively mean any Commissioner appointed under this Act, and shall not mean or include the Governor of New Zealand.

The term "Justice of the Peace" shall mean any Justice of the Peace having jurisdiction in New Zealand.

The terms "Consul-General," "Consul," or "Vice-Consul," shall be deemed to include any Consular Officer whatever.

Gaol.

4. Each public gaol within New Zealand shall be deemed to be substituted for a prison in Middlesex, and shall be a prison for the purposes of the said Act.

Powers of Magistrate not to be exercised by Governor.

5. None of the powers vested in nor any of the acts authorized or required to be done under the said Act by a Police Magistrate or Stipendiary Magistrate, with relation to the surrender of a fugitive criminal, shall, within New Zealand, be exercised or done by the Governor.

Order of Governor required in like cases in which order of Secretary of State required in England.

6. So much of the second subsection of the seventeenth section of the said Act as provides that "no warrant of a Secretary of State shall be required," shall not be deemed to mean that a warrant or order of the Governor shall not be required in the like cases in which in England a warrant of a Secretary of State would be required.

Appointment of Commissioners.

7. The Governor may from time to time appoint such of the Judges of District Courts or Resident Magistrates as he thinks fit to be Commissioners for the purposes of this Act, and may revoke any such appointments.

WELLINGTON, NEW ZEALAND:

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