

1971 No. 2103

FUGITIVE CRIMINAL**The Extradition (Tokyo Convention) Order 1971***Made* - - - - 22nd December 1971*Laid before Parliament* 31st December 1971*Coming into Operation* 21st January 1972

At the Court at Buckingham Palace, the 22nd day of December 1971

Present,

The Queen's Most Excellent Majesty in Council

Whereas Article 16.1 of the Convention on Offences and certain other Acts Committed on board Aircraft (hereinafter referred to as the "Tokyo Convention") signed at Tokyo on 14th September 1963 and which entered into force for the United Kingdom on 4th December 1969 provides as follows :

" Offences committed on aircraft registered in a Contracting State shall be treated, for the purpose of extradition, as if they had been committed not only in the place in which they have occurred but also in the territory of the State of registration of the aircraft " :

And whereas by section 2(1) of the Tokyo Convention Act 1967(a) it is provided that, for the purposes of the application of the Extradition Act 1870(b) to crimes committed on board an aircraft in flight, any aircraft registered in a country in which the Tokyo Convention is for the time being in force shall at any time while that aircraft is in flight be deemed to be within the jurisdiction of that country, whether or not it is for the time being also within the jurisdiction of any other country :

And whereas the States mentioned in Schedule 1 to this Order are States with which extradition arrangements are in force and in respect of which the Tokyo Convention is for the time being in force :

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 17 of the Extradition Act 1870 and section 2(2) of the Tokyo Convention Act 1967, or otherwise in Her Majesty vested, 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 Extradition (Tokyo Convention) Order 1971 and shall come into operation on 21st January 1972.

2. The Interpretation Act 1889(c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

(a) 1967 c. 52.

(b) 1870 c. 52.

(c) 1889 c. 63.

3. The Extradition Acts 1870 to 1935 as amended by section 2 of the Tokyo Convention Act 1967 shall apply in the case of the States mentioned in Schedule 1 to this Order under and in accordance with the extradition treaties described in the second column of that Schedule as supplemented by Article 16.1 of the Tokyo Convention, which entered into force as between those States and the United Kingdom on the dates specified in the third column of that Schedule.

4. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the territories mentioned in Schedule 2 to this Order, being territories to which the application of the Tokyo Convention is extended.

W. G. Agnew

Article 3

SCHEDULE 1

States with which the United Kingdom has extradition treaties and in respect of which the Tokyo Convention is in force.

State	Date of Extradition Treaty	Date on which Tokyo Convention entered into force as between the United Kingdom and the State concerned
Belgium	29th October 1901/ 5th March 1907/ 3rd March 1911	4th November 1970
Denmark	31st March 1873/ 15th October 1935	4th December 1969
Ecuador	20th September 1880	3rd March 1970
Finland	30th May 1924	1st July 1971
France	14th August 1876/ 13th February 1896 17th October 1908	10th December 1970
The Federal Republic of Germany.	14th May 1872/ 23rd February 1960	16th March 1970
Greece	24th September 1910	29th August 1971
Guatemala	4th July 1885/ 30th May 1914/ 3rd December 1873	15th February 1971
Hungary	26th June 1901/ 18th September 1936	3rd March 1971
Iceland	31st March 1873/ 25th October 1938	14th June 1970
Israel	4th April 1960	18th December 1969
Italy	5th February 1873	4th December 1969

State	Date of Extradition Treaty	Date on which Tokyo Convention entered into force as between the United Kingdom and the State concerned
Mexico	7th September 1886	4th December 1969
Netherlands	26th September 1898	12th February 1970
Norway	26th June 1873/ 18th February 1907	4th December 1969
Panama	25th August 1906	14th February 1971
Poland	11th January 1932	17th June 1971
Portugal	17th October 1892	4th December 1969
Spain	4th June 1878/ 19th February 1889	30th December 1969
Sweden	26th April 1963	4th December 1969
Switzerland	26th November 1880/ 29th June 1904/ 19th December 1934	21st March 1971
United States of America	22nd December 1931	4th December 1969
Yugoslavia	23rd November 1900 & 6th December 1900	13th May 1971

SCHEDULE 2

Article 4

TERRITORIES TO WHICH THE APPLICATION OF THE TOKYO CONVENTION
IS EXTENDED

Bahamas.
 Bermuda.
 British Antarctic Territory.
 British Honduras.
 British Indian Ocean Territory.
 British Virgin Islands.
 Cayman Islands.
 Central and Southern Line Islands.
 Falkland Islands (and Dependencies).
 Gibraltar.
 Gilbert and Ellice Islands Colony.
 Hong Kong.
 Montserrat.
 Pitcairn, Henderson, Ducie and Oeno Islands.
 St. Helena (and Dependencies).
 Seychelles.
 Sovereign Base Areas of Akrotiri and Dhekelia.
 Turks and Caicos Islands.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order applies the Extradition Acts 1870 to 1935, as amended by the Tokyo Convention Act 1967, to offences committed on board aircraft in flight registered in States parties to the Tokyo Convention and with whom the United Kingdom has extradition treaties.