

## SCHEDULE 2

### PROVISIONS OF EXTRADITION ACT 1989 AS EXTENDED TO THE LISTED TERRITORIES

#### PART VI

#### MISCELLANEOUS AND SUPPLEMENTARY

##### *General*

**35.—(1)** In this Act—

“appropriate authority” has the meaning assigned to it by section 6(9) above;

“authority to proceed” has the meaning assigned to it by section 7(1) above;

“constable” includes an officer of the police force of the territory;

“court of committal” has the meaning assigned to it by section 9(1) above;

“designated Commonwealth country” has the meaning assigned to it by section 5(1) above;

“extradition crime” is to be construed in accordance with section 2 above;

“extradition request” has the meaning assigned to it by section 7(1) above, but in section 12(5) above includes a request or requisition made by some person recognised by the Governor of the relevant listed territory as the consular representative of a foreign State (or as the governor of a colony or dependency of a foreign State) for the surrender of a person to that State, colony or dependency under the law in that behalf for the time being in force in that listed territory;

“Governor” means the person for the time being lawfully administering the government of the territory;

“listed territory” means a territory listed in Schedule 1 to this Order and references to a relevant listed territory are references to a listed territory from which the return of a person is sought or (as the case may be) to which a person has been returned;

“provisional warrant” has the meaning assigned to it by section 8(1) above;

“the United Kingdom” includes the Channel Islands and the Isle of Man.

(2) For the purposes of this Act a person convicted in his absence in a designated Commonwealth country, Ireland or a British overseas territory shall be treated as a person accused of the offence of which he is convicted.