

Extradition.

1. This Act shall be construed as if any Stipendiary Magistrate in England or Ireland, and any Sheriff or Sheriff substitute in Scotland, were substituted for the Police Magistrate throughout this Act, except the part relating to the execution of the warrant of the Police Magistrate :
2. The criminal may be committed to any prison to which the person committing him has power to commit persons accused of the like crime :
3. If the fugitive criminal is apprehended on a warrant issued without the order of a Secretary of State, he shall be brought before the Stipendiary Magistrate, Sheriff, or Sheriff substitute who issued the warrant, or who has jurisdiction in the port where the vessel lies, or in the place nearest to that port.

FUGITIVE CRIMINALS IN BRITISH POSSESSIONS.

Proceedings as
to fugitive
criminals in
British Pos-
sessions.

17. This Act, when applied by Order in Council, shall, unless it is otherwise provided by such Order, extend to every British possession in the same manner as if throughout this Act the British possession were substituted for the United Kingdom or England, as the case may require, but with the following modifications, namely—

- (1.) The requisition for the surrender of a fugitive criminal who is in or suspected of being in a British possession may be made to the Governor of that British possession by any person recognized by that Governor as a Consul General, Consul or Vice-Consul, or, if the fugitive criminal has escaped from a colony or dependency of the Foreign State on behalf of which the requisition is made, as the Governor of such colony or dependency :
- (2.) No warrant of a Secretary of State shall be required, and all powers vested in or Acts authorized or required to be done under this Act by the Police Magistrate and the Secretary of State, or either of them, in relation to the surrender of a fugitive criminal, may be done by the governor of the British possession alone :
- (3.) Any prison in the British possession may be substituted for a prison in Middlesex :
- (4.) A judge of any court exercising in the British possession the like powers as the Court of Queen's Bench exercises in England, may exercise the power of discharging a criminal when not conveyed within two months out of such British possession.