

Extradition Treaty with Swiss Confederation.

And whereas a Protocol amending Article XVI of the aforesaid Treaty was signed by the Plenipotentiaries of Her Majesty and of the Swiss Confederation on the twenty-eighth day of November, One thousand eight hundred and seventy-four which Protocol is in the following terms :—

The undersigned Plenipotentiaries of Her Majesty the Queen of the United Kingdom of Great Britain and Ireland, and the Federal Council of the Swiss Confederation, having met in Conference, have taken into their consideration the following subject :—

They have directed their attention to the fact that the second paragraph of the XVIth Article of the Treaty, which stipulates that the requisition for the arrest of a fugitive criminal who has taken refuge in any of the Colonies or foreign Possessions of Her Britannic Majesty shall be made through the Swiss Consul-General in London to the Secretary of State for Foreign Affairs, was not in accordance with the law of England, and they have consequently resolved to declare that the second paragraph of that Article beginning :—

“The requisition for the arrest,” and concluding with, “and the laws of the land,” shall be null and void, and in lieu thereof the following words shall be substituted :

“The requisition for the surrender of a fugitive criminal who has taken refuge in any of such Colonies or foreign Possessions shall be made to the Governor or to the Supreme Authority of such Colony or Possession through the Swiss Consul, or, in case there should be no Swiss Consul, through the Consular Agent of another State charged for the occasion with the Swiss interests in the Colony or Possession in question.

“The Governor or Supreme Authority above-mentioned shall decide with regard to such requisitions as nearly as possible in accordance with the provisions of the present Treaty. He will, however, be at liberty either to consent to the extradition or report the case to his Government.”

The other provisions of Article XVI remain in force as they have been agreed upon in the Treaty.

This Protocol shall be regarded and acted upon as forming part of the Treaty in question.

In witness whereof the undersigned have signed this Protocol, and have hereunto affixed their seals.

Done in duplicate at Berne, the twenty-eighth day of November, in the year of Grace, One thousand eight hundred and seventy-four.

The Plenipotentiary of Great Britain,
(L.S.) EDWIN CORBETT.

The Plenipotentiary of the Swiss Confederation,
(L.S.) J. M. KNUSEL.

And