

is responsible for its foreign affairs. Where the Government of Hong Kong exercises this right, the Government of Canada may request that the case be submitted to the competent authorities of Hong Kong in order that proceedings for prosecution of the person may be considered.

ARTICLE 4

Death Penalty

If the offence for which surrender of a fugitive offender is requested under this Agreement is punishable according to the law of the requesting Party with the death penalty, and if in respect of such an offence the death penalty is not provided for by the law of the requested Party or is not normally carried out, surrender may be refused unless the requesting Party gives such assurances as the requested Party considers sufficient that a sentence of death will not be imposed or, if imposed, will not be carried out.

ARTICLE 5

Mandatory Refusal to Surrender

(1) A fugitive offender shall not be surrendered if the requested Party has substantial grounds for believing:

- (a) that the offence of which that person is accused or was convicted is an offence of a political character;