

REPUBLIC OF VANUATU

**BILL FOR THE
EXTRADITION (AMENDMENT)
ACT NO. OF 2017**

Explanatory Note

This Bill amends the Extradition Act [CAP 287] primarily to transfer to the Public Prosecutor, the functions and powers currently given to the Attorney General under the Act.

The Bill also amends Section 9 of the Act to clarify that the Public Prosecutor must act in a timely fashion in response to an extradition request. The intention is to protect against undue delays.

Finally, the Bill clarifies Section 60 of the Act to ensure that the Public Prosecutor can consider evidence available both in Vanuatu and abroad when determining whether to prosecute a person who is the subject of an extradition request.

Minister of Justice and Community Services



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An Act to amend the Extradition Act [287].

Be it enacted by the President and Parliament as follows-

1 Amendment

The Extradition Act [CAP 287] is amended as set out in the Schedule.

2 Commencement

This Act commences on the day on which it is published in the Gazette.

SCHEDULE

AMENDMENTS OF EXTRADITION ACT [CAP 287]

1 Whole of the Act

Delete “Attorney General” (wherever occurring), substitute “Public Prosecutor”

2 Paragraph 9(1)(a)

After “request”, insert “as soon as practicable”

3 Paragraph 60(4)(a)

After “Vanuatu”, insert “or from another country”