

DESCRIPTION AND GENERAL EXPLANATION OF EXTRADITION SYSTEM

The Extradition System in Dominica is governed by the Extradition Act, Chapter 12:04 of the 1990 Revised Laws of Dominica. Request for the apprehension, committal and surrender of fugitives are made to the Attorney General of the Commonwealth of Dominica.

Fugitives are persons who are accused of an extradition crime that is alleged to have to have been committed, or convicted of an extradition crime committed at a place in a Commonwealth country or foreign State or within the jurisdiction of a Commonwealth country or foreign State. An extradition crime is one for which the punishment is death or less than 12 months imprisonment.

The fugitive may be arrested in accordance with the Act and brought before a Magistrate to determine whether or not he should be surrendered. Provision is made in the Act for appeals, on point of law only, and writs of Habeas Corpus.

Upon the other order of the Magistrate the fugitive is surrendered to the requesting authority.

The Extradition Act applies to countries within the Commonwealth and Non-Commonwealth Countries with extradition treaties with or which extend to Dominica. In addition, where, in accordance with Act, The Minister of External Affairs orders the Act to be applicable to a certain country, the Act will apply to that country.