

ANGUILLA

- (1) Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 2226 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to Anguilla.

AUSTRALIA

- (1) International Transfer of prisoners Act 1997 (Act No 75 of 1997) (1) Provides a mechanism to permit the transfer of prisoners between Australia and countries with which Australia has an agreement for the transfer of prisoners so that prisoners may serve their sentences of imprisonment in their countries of nationality or in countries with which they have community ties.

Permits transfer of prisoners to Australia to serve sentences imposed by international war crimes tribunals.

BAHAMAS

- (1) Transfer of Offenders Act 1992 (Act No 11 of 1992) (1) Provides for the transfer of offenders from and to the Bahamas. Transfer must be between the Bahamas and a country with which the Bahamas has an international arrangement for the transfer of persons detained by order of a court of tribunal.

The Act applies to Commonwealth and non-Commonwealth countries which are states parties to the European Convention on the Transfer of Convicted Persons. These countries are:

(a) Canada, Cyprus, Malta, Trinidad and Tobago and the United Kingdom.

(b) Austria, Belgium, Bulgaria, Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Iceland, Italy, Luxembourg, Netherlands, Norway, Portugal, Slovakia, Slovenia, Spain, Sweden, Switzerland, Turkey and the USA.

BRITISH INDIAN OCEAN TERRITORY

- (1) Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to the British Indian Ocean Territory.

BRITISH VIRGIN ISLANDS

- (1) Repatriation of Prisoners Act, Cap 123 of the Laws of the British Virgin Islands (Revised Edition) 1991 (1) Provides for the transfer of offenders from and to the British Virgin Islands. Transfer must be between the British Virgin Islands and a country with which the BVI has an international arrangement for the transfer of persons detained by order of a court of tribunal

exercising criminal jurisdiction.

CANADA

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| (1) | Transfer of Offenders Act 1977-78 c.9 | (1) | Provides for the transfer of offenders from and to Canada. Transfer must be between Canada and a country with which Canada has a treaty for the transfer of detained persons (treaty includes agreement, arrangement or convention). |
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Canada's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth is dated 27 July 1993.

CAYMAN ISLANDS

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| (1) | Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) | (1) | Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to the Cayman Islands. |
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COOK ISLANDS

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| (1) | Transfer of Offenders Act 1994 | (1) | Provides for the transfer of offenders for the enforcement of sentences to countries with which the Cook Islands has relevant arrangements. |
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CYPRUS

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| (1) | Convention on the Transfer of Sentenced Persons (Ratification) Law 1986 (No. 14 of 1986) | (1) | Ratifies the European Convention on the Transfer of Sentenced Persons |
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CYPRUS - SOVEREIGN BASE AREAS OF AKROTIRI AND DHEKELIA

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| (1) | Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) | (1) | Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to the Sovereign Base Areas of Akrotiri and Dhekelia in Cyprus. |
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FALKLAND ISLANDS

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| (1) | Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) | (1) | Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to the Falkland Islands. |
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GIBRALTAR

- (1) Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to Gibraltar.

GUERNSEY

- (1) The Transfer of Prisoners (Restricted Transfers) (Channel Islands and Isle of Man) Order 1997 (1) Provides for the transfer of prisoners to an from Channel Islands and the Isle of Man

ISLE OF MAN

- (1) Repatriation of Prisoners Act 1984 (Isle of Man) Order (UK S.I. 598 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to the Isle of Man.

MALAWI

- (1) Transfer of Offenders Act 1991 (No. 25 of 1991) (1) Permits transfer between Malawi and scheduled countries of persons convicted and sentenced.

Scheduled countries are Antigua & Barbuda, Australia, The Bahamas, Bangladesh, Barbados, Belize, Bermuda, Botswana, British Virgin Islands, Brunei Darussalam, Canada, Cayman Islands, Cook Islands, Cyprus, Dominica, Fiji, Falkland Islands, The Gambia, Ghana, Gibraltar, Grenada, Guernsey, Guyana, Hong Kong, India, Isle of Man, Jamaica, Jersey, Kenya, Kiribati, Lesotho, Malaysia, The Maldives, Malta, Mauritius, Montserrat, Namibia, Nauru, New Zealand, Nigeria, Pakistan, Papua New Guinea, St Christopher & Nevis, St Helena, St Lucia, St Vincent & Grenadines, Seychelles, Sierra Leone, Singapore, Solomon Islands, Sri Lanka, Swaziland, Tanzania, Tonga, Trinidad & Tobago, Turks & Caicos, Tuvalu, Uganda, United Kingdom, Vanuatu, Western Samoa, Zambia and Zimbabwe.

MALTA

- (1) Extradition Act (Cap. 276) (1) Section 29 allows the Minister to make an order giving effect to any arrangement with respect to the removal to or from Malta for the purpose of enforcing a sentence of a person serving a sentence of imprisonment.

MONTSERRAT

- (1) Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to Montserrat.

SAMOA

- (1) Transfer of Offenders Act 1995 (No. 2 of 1995) (1) Provides for transfer of convicted offenders between Samoa and scheduled countries being countries named in the schedule to the Act with which arrangements have been made for the transfer of offenders or for the enforcement of sentences.

The Cook Islands is the only country listed in the Schedule by Order of the Head of State in 1995

ST HELENA AND DEPENDENCIES

- (1) Repatriation of Prisoners (Overseas Territories) Order 1986 (UK S.I. 598 of 1986) (1) Extends the provisions of the Repatriation of Prisoners Act 1984 subject to exceptions, adaptations and modifications to St Helena and Dependencies.

SRI LANKA

- (1) Transfer of Offenders Act 1995 (No. 5 of 1995) (2) Provides for the transfer of convicted offenders. Transfer is available between Sri Lanka and countries specified by Order published in the Gazette.

Sri Lanka's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth is dated 3 July 1995.

KINGDOM OF TONGA

- (1) Transfer of Prisoners Act 1997 (1) Provides for the implementation of treaties on transfer of prisoners guilty of criminal offences.

TRINIDAD AND TOBAGO

- (1) Transfer of Prisoners Act 1993 (No. 12 of 1993) (1) Permits transfer of convicted offenders between Trinidad and Tobago and declared countries as well as states parties to the European Convention on the Transfer of Sentenced Persons. Countries which may be declared are countries with which Trinidad and Tobago has bilateral transfer agreements and Commonwealth countries which notify the Secretary-General of the Commonwealth that they have enacted laws giving effect to the Commonwealth Scheme. (Those countries are Canada, Nigeria, Sri Lanka, United Kingdom and listed dependencies and Zimbabwe.)

Trinidad and Tobago's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth is dated 4 August 1993.

UGANDA

- (1) Transfer of Convicted Offenders Bill (1) Provides for transfer of convicted offenders

1990 (this Bill had not been passed by May 1995).

between Uganda and other Commonwealth countries.

UNITED KINGDOM

- (1) Repatriation of Prisoners Act 1984 (1) Provides for transfer of persons detained by virtue of orders made in the course of the exercise by courts and tribunals of their criminal jurisdiction. Applies in respect of countries with which the United Kingdom has agreements providing for the transfer of convicted offenders.
- Britain's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth is dated 27 June 1991.
- (2) Repatriation of Prisoners (Overseas Territories) Order 1986 (S.I. No. 2226 of 1986) (2) Extends the provisions of ss.1-9 of the Repatriation of Prisoners Act 1984 (with modifications and adaptations) to Anguilla, British Indian Ocean Territory, Cayman Islands, Falkland Islands, Gibraltar, Montserrat, Pitcairn, Henderson Ducie and Oeno Islands, St Helena, St Helena Dependencies and the Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus.
- Britain's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth dated 27 June 1991 refers to the designated territories.
- (3) Repatriation of Prisoners Act 1984 (Isle of Man) Order 1986 (S.I. No. 598 of 1986) (3) Extends the provisions of the Repatriation of Prisoners Act 1984 (with exceptions, modifications and adaptations) to the Isle of Man.
- Britain's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth dated 27 June 1991 refers to the Isle of Man.

ZIMBABWE

- (1) Transfer of Offenders Act (Chapter 7:14) (1) Permits the transfer of convicted offenders between Zimbabwe and specified countries. Offenders released on license are included in the definition of offender.
- Specified countries are Antigua & Barbuda, Australia, The Bahamas, Bangladesh, Barbados, Belize, Bermuda, Botswana, British Virgin Islands, Brunei Darussalam, Canada, Cayman Islands, Cook Islands, Cyprus, Dominica, Fiji, Falkland Islands, The Gambia, Ghana, Gibraltar, Grenada, Guernsey, Guyana, Hong Kong, India, Isle of Man, Jamaica, Jersey, Kenya, Kiribati, Lesotho, Malawi, Malaysia, The Maldives,

Malta, Mauritius, Montserrat, Nauru, New Zealand, Nigeria, Niue, Pakistan, Papua New Guinea, St Christopher & Nevis, St Helena, St Lucia, St Vincent & Grenadines, Seychelles, Sierra Leone, Singapore, Solomon Islands, Sri Lanka, Swaziland, Tanzania, Tonga, Trinidad & Tobago, Turks & Caicos, Tuvalu, Uganda, United Kingdom, Vanuatu, Western Samoa, and Zambia.

Zimbabwe's notification of its participation in the Scheme for the Transfer of Convicted Offenders within the Commonwealth is dated 11 February 1991.

(2) Transfer of Offenders (General) Regulations 1991 (S.I. 155 of 1991) (2)

Prescribes forms and procedures for the purposes of the Act.

