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## No. S 559

### EXTRADITION ACT 1968

#### EXTRADITION (COMMONWEALTH COUNTRIES) (AMENDMENT) DECLARATION 2022

In exercise of the powers conferred by section 6 of the Extradition Act 1968, the Minister for Law makes the following Declaration:

#### **Citation and commencement**

1. This Declaration is the Extradition (Commonwealth Countries) (Amendment) Declaration 2022 and comes into operation on 1 July 2022.

#### **Amendment of paragraph 1**

2. In paragraph 1 of the Extradition (Commonwealth Countries) Declaration (Decl 1) (called in this Declaration the principal Declaration), replace “Commonwealth Countries” with “Commonwealth Territories”.

#### **Amendment of paragraph 2**

3. In paragraph 2 of the principal Declaration —

- (a) replace “The countries” with “The states or territories”;
- (b) replace “Commonwealth countries” (including in the paragraph heading) with “Commonwealth territories”; and
- (c) delete “Part IV of”.

#### **Amendment of paragraph 3**

4. In paragraph 3 of the principal Declaration —

- (a) in the paragraph heading, delete “Part IV of”;
- (b) in sub-paragraph (1), replace “Part IV of the Act” with “The Act (except for Part 6)”;

(c) in sub-paragraph (1), replace “extradition crime” with “extradition offence”; and

(d) replace sub-paragraph (2) with —

“(2) In this paragraph —

“non-member of UNTOC” means a state or territory specified in the Schedule that is not —

(a) a party to UNTOC; or

(b) a state or territory to which UNTOC applies or is extended;

“serious crime”, “organised criminal group” and “transnational” have the meanings given to them in UNTOC;

“UNTOC” means the United Nations Convention against Transnational Organised Crime, done at New York on 15 November 2000;

“UNTOC offence” means an offence against the law of a non-member of UNTOC where the act or omission constituting the offence or the equivalent act or omission —

(a) would, if it took place within the jurisdiction of Singapore, constitute any of the following:

(i) abetment of a serious crime, where the serious crime is transnational in nature and involves an organised criminal group;

(ii) criminal conspiracy to commit a serious crime, where the serious crime is transnational in nature and involves an organised criminal group; or

(b) would be such an offence if the description concerned contained a reference to any intent or state of mind on the part of the person committing the offence, or to any circumstance of aggravation, necessary to constitute the offence.”.

Made on 28 June 2022.

LOH KHUM YEAN  
*Permanent Secretary,  
Ministry of Law,  
Singapore.*

[LAW 62/003; AG/LEGIS/SL/103/2020/3 Vol. 1]