

No. 47.

(No. 99.)

MY LORD,—

Downing Street, 3rd October, 1902.

I have the honour to acknowledge the receipt of your despatch (No. 68) of the 15th August, transmitting resolutions passed by the Legislative Council and the House of Representatives, congratulating His Majesty the King upon his coronation. A.—1, 1903,
No. 15.

2. These resolutions have duly been laid at the foot of the Throne, and His Majesty has been pleased to accept them very graciously, and to command me to request you to convey to the Council and the House of Representatives his cordial thanks for their loyal congratulations and good wishes.

I have, &c.,

J. CHAMBERLAIN.

Governor the Right Hon. the Earl of Ranfurly, G.C.M.G., &c.

No. 48.

(Circular.)

SIR,—

Downing Street, 3rd October, 1902.

With reference to my predecessor's circular despatch of the 30th March, 1874, transmitting a copy of a treaty concluded on 3rd December, 1873, between Her Majesty Queen Victoria and the Emperor of Austria for the mutual surrender of fugitive criminals, I have the honour to transmit to you, for publication in the colony under your government, a copy of an Order of His Majesty in Council, giving effect to a declaration signed on the 26th June, 1901, and ratified on the 25th June last, between the United Kingdom and Austria-Hungary, amending Article XI. of the treaty of 1873.

I have, &c.,

J. CHAMBERLAIN.

The Officer Administering the Government of New Zealand.

Enclosure.

ORDER IN COUNCIL.—EXTRADITION DECLARATION OF THE 26TH JUNE, 1901, BETWEEN GREAT BRITAIN AND AUSTRIA-HUNGARY.

At the Court at Balmoral, the 15th day of September, 1902. Present: The King's Most Excellent Majesty, H.R.H. The Prince of Wales, Duke of Fife, Mr. Secretary Akers-Douglas, Sir Dighton Probyn.

WHEREAS by the Extradition Acts, 1870 to 1895, it was amongst other things enacted that where an arrangement has been made with any foreign State with respect to the surrender to such State of any fugitive criminals, His Majesty may, by Order in Council, direct that the said Acts shall apply in the case of such foreign State; and that His Majesty may, by the same or any subsequent Order, limit the operation of the Order, and restrict the same to fugitive criminals who are in or suspected of being in the part of His Majesty's dominions specified in the Order, and render the operation thereof subject to such conditions, exceptions, and qualifications as may be deemed expedient:

And whereas a treaty was concluded on the third day of December, one thousand eight hundred and seventy-three, between Her late Majesty Queen Victoria and his Majesty the Emperor of Austria and King of Hungary for the mutual extradition of fugitive criminals, in the case of which treaty "The Extradition Act, 1870," was applied by Order in Council of the seventeenth March, one thousand eight hundred and seventy-four:

And whereas a declaration was concluded on the twenty-sixth day of June, one thousand nine hundred and one, between His Majesty and His Majesty the Emperor of Austria, King of Hungary, amending Article XI. of the said Treaty of the third of December, one thousand eight hundred and seventy-three, for the mutual extradition of fugitive criminals, which declaration is in the terms following:—

As it is considered necessary by the Government of Great Britain and Ireland and by the Governments of Austria and Hungary to extend the period of fourteen days fixed in Article XI. of the treaty for the mutual surrender of criminals, concluded on the 3rd December, 1873, between Her late Majesty the Queen of the United Kingdom of Great Britain and Ireland, Empress of India, &c., on one side, and His Majesty the Emperor of Austria, King of Bohemia, &c., and Apostolic King of Hungary, on the other, the respective Plenipotentiaries, undersigned, have agreed that—

The last paragraph of Article XI. of the said treaty of extradition shall be altered as follows: "Provided, however, that he shall be discharged if, within the shortest time possible, and at the