

Extradition (Cybercrime) Regulation 2013

Select Legislative Instrument No. 3, 2013

I, Quentin Bryce, Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, make the following regulation under the *Extradition Act 1988*.

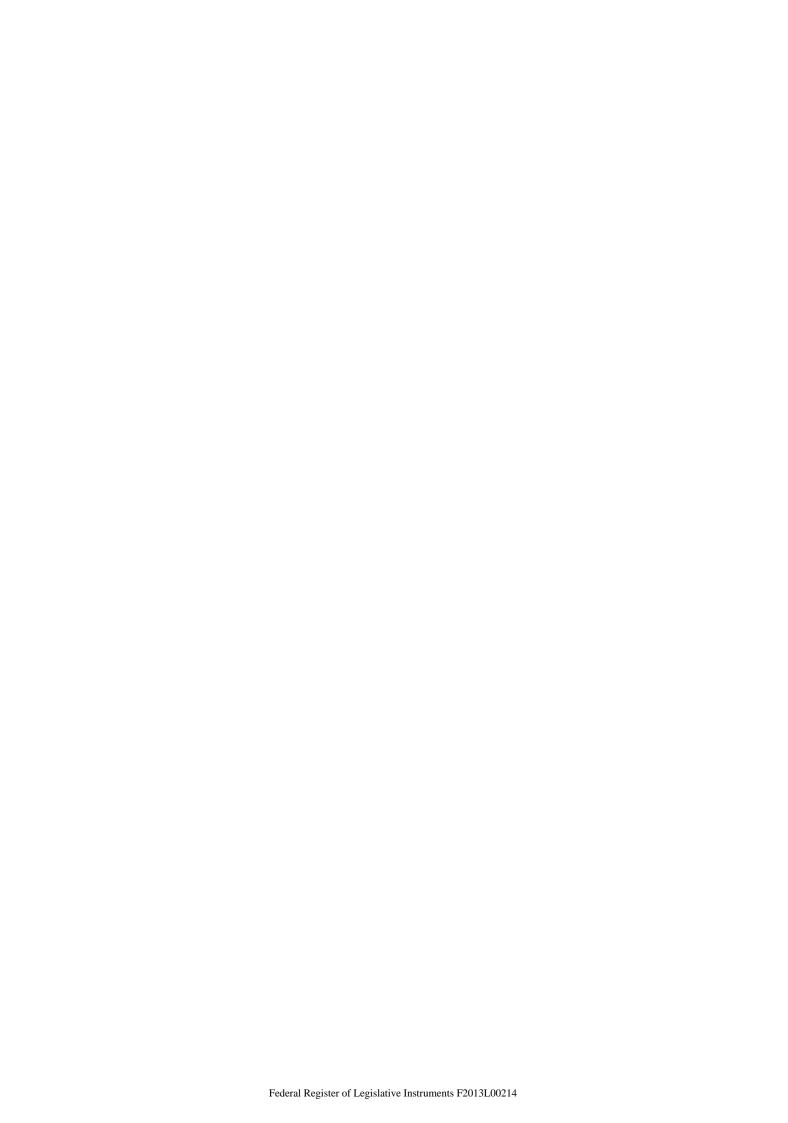
Dated 14 February 2013

Quentin Bryce Governor-General

By Her Excellency's Command

Mark Dreyfus Attorney-General

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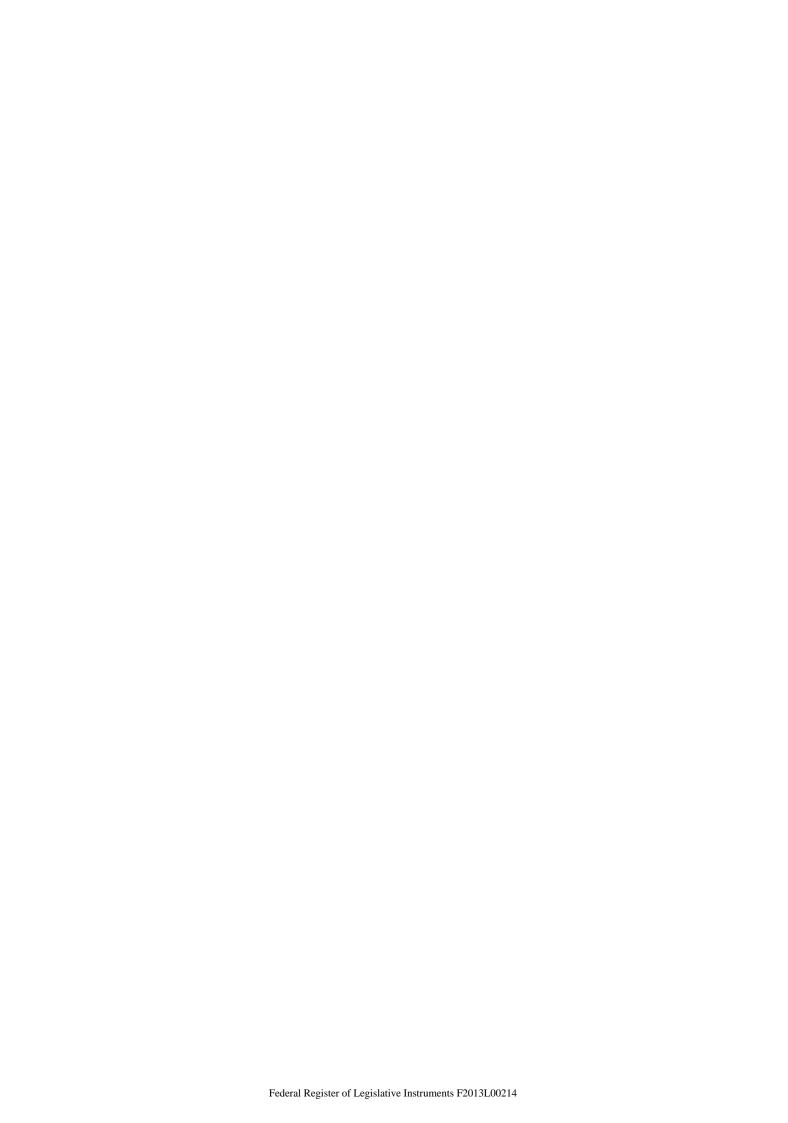
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1 Name of regulation

This regulation is the Extradition (Cybercrime) Regulation 2013.

2 Commencement

This regulation commences on 1 March 2013.

Note: The commencement day is the day the Convention enters into force

for Australia.

3 Authority

This regulation is made under the Extradition Act 1988.

4 Definitions

In this regulation:

Act means the Extradition Act 1988.

Convention means the Council of Europe Convention on Cybercrime, done at Budapest on 23 November 2001.

Note: In 2013, the text of the Convention was accessible through the

Australian Treaties Library on the AustLII website

(www.austlii.edu.au).

5 Extradition countries

For the definition of *extradition country* in section 5 of the Act, a country for which the Convention is in force is an extradition country.

Note 1: Articles 36 and 37 of the Convention set out when the Convention

enters into force for a country.

Note 2: In 2013, a list of the countries for which the Convention was in force

was on the Council of Europe website (http://hub.coe.int/).

6 Application of Act in relation to extradition countries

For subsection 11(1A) of the Act, the Act applies, subject to the Convention, to an extradition country mentioned in section 5.

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