

Subcommittee on Fugitive Offenders (France) Order

**List of follow-up actions arising from the discussion
at the meeting on 19 December 2018**

The Administration was requested to:

General

- (a) explain whether the term "French Republic" covered overseas dependent territories of the French Republic;

Article 2

- (b) provide the list of offences for which surrender of fugitive offenders ("SFO") to Hong Kong might be granted under the law of the French Republic and consider providing a hyperlink to the list on the relevant webpage of Hong Kong e-Legislation;

Article 3

- (c) provide information on how the nationality of a fugitive offender at the time of commission of an offence for which surrender was requested was to be determined (including whether the Central People's Government would be consulted in making such determination);

Article 6

- (d) provide information on the number of cases in which SFO requests from other jurisdictions had been refused by the Chief Executive ("CE") under the Fugitive Offenders Ordinance (Cap. 503) in the past, the procedures involved and whether the refusal by CE was made in written form and supported by reasons; and

Article 13

- (e) explain the intent and legal basis of Article 13(3) of the SFO agreement entered into by Hong Kong and the French Republic as well as whether the article as currently drafted could reflect the intent in relation to how Hong Kong should handle concurrent requests for surrender of the same person from the French Republic, a third State, and any other part of the People's Republic of China.