

LXXVIII. NAURU⁴⁵

SUMMARY OF LEGISLATION OF NAURU RELATED TO TERRORISM

(a) Laws of Nauru directly implementing international obligations to control criminal activities

The Air Navigation Act 1971 and regulations made there under prohibit the carriage of any form of munitions, explosives and dangerous goods.

Extradition of Fugitive Offenders Act 1973 provides for the extradition from Nauru of persons accused of offences in foreign countries. Extraditable offences include murder, manslaughter, kidnapping acts done with intent to endanger a vehicle, vessel or aircraft, offences against laws relating to dangerous drugs or narcotics, hi-jacking aircraft and money laundering.

(b) Laws of Nauru generally relating to criminal activities

The Criminal Code of Queensland applied to Nauru provides for a large measure of prohibition of criminal activity including murder, manslaughter, assaults, threats of violence, possession of explosives, dangerous or noxious substances or things. It covers parties who with intent to commit an offence attempt to do so, whether or not the intention is carried out or cannot be carried out, or procure or attempt to procure a criminal act or omission. Parties who may be liable include principal offenders, conspirators and other accessories which including persons who finance criminal activity. Liability attaches to offences committed wholly or partly in Nauru, to accessories outside Nauru who counsel or procure offences in Nauru, and to accessories in Nauru who counsel or procure offences outside of Nauru.

In addition, the Explosives Ordinance 1924 prohibits the importing or possession of any form of explosive without a permit.

Moreover, the Expulsion of Undesirables Ordinance 1961 provides for the expulsion from Nauru by Presidential Order of any non-Nauruan who has been convicted of an offence punishable by imprisonment for one year or more, or whose conduct is likely to be prejudicial to the peace, order or good government of Nauru.

⁴⁵ Transmitted to the Secretariat by that Government on 31 May 2001 (S/2002/615, enclosure) and 8 January 2003 (S/2003/127 enclosure). Information was also provided in respect of the Dangerous Drugs Ordinance 1952-67, Arms and Opium Prohibition 1936-1967, Passports Act 1997, Anti Money Laundering Act 2001.