



# Extradition Act 2003

## 2003 CHAPTER 41

### PART 5

#### MISCELLANEOUS AND GENERAL

##### *Parties to international Conventions*

#### **Commencement Information**

- II** Act wholly in force at 1.1.2004, see s. 221 and [S.I. 2003/3103, art. 2](#) (subject to [arts. 3-5](#)) (as amended by [S.I. 2003/3258](#) art. 2(2) and [S.I. 2003/3312](#) art. 2(2))

#### **[<sup>F1</sup>193 Parties to international Conventions**

- (1) The Secretary of State may by order—
- designate an international Convention to which the United Kingdom is a party, and
  - specify conduct to which the Convention applies.
- (2) If the Secretary of State believes, in respect of a request for a person's extradition, that—
- the request is for extradition to a territory that is a party to a Convention designated under subsection (1)(a),
  - the territory is not a category 1 territory or a category 2 territory, and
  - the conduct specified in the request is conduct specified under subsection (1)(b),
- the Secretary of State may certify that the conditions in paragraphs (a) to (c) are satisfied in relation to the extradition of the person.
- (3) If the Secretary of State issues a certificate under subsection (2) this Act applies in respect of the person's extradition to the territory as if the territory were a category 2 territory.

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**Changes to legislation:** There are currently no known outstanding effects for the Extradition Act 2003, Cross Heading: Parties to international Conventions. (See end of Document for details)

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- (4) As applied by subsection (3), this Act has effect as if—
- (a) sections 71(4), 73(5), 74(11)(b) [<sup>F2</sup>, 74A to 74E], 84(7), 86(7), 137 and 138 were omitted;
  - (b) the conduct that constituted an extradition offence for the purposes of Part 2 were the conduct specified under subsection (1)(b).
- (5) A certificate under subsection (3) in relation to a person is conclusive evidence that the conditions in paragraphs (a) to (c) of subsection (2) are satisfied in relation to the person's extradition.]

#### Textual Amendments

- F1** S. 193 substituted (21.7.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), **ss. 169, 185(1)** (with [ss. 21, 33, 42, 58, 75, 93](#)); S.I. 2014/1916, art. 2(n)
- F2** Words in s. 193(4)(a) inserted (31.12.2020) by [Extradition \(Provisional Arrest\) Act 2020 \(c. 18\)](#), s. 2(4), **Sch. para. 20**; S.I. 2020/1652, reg. 2(1)(b)

**Changes to legislation:**

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Parties to international Conventions.