

SCHEDULE 3

Article 3

PART I

FOREIGN STATES WHICH ARE PARTIES TO THE CONVENTION AND WITH WHICH NO EXTRADITION TREATIES ARE IN FORCE

Algeria
Azerbaijan
Belarus
China
Costa Rica
Guinea
Japan
Kyrgyzstan
Libyan Arab Jamahiriya
Mongolia
Myanmar
Sudan
Turkmenistan
Uzbekistan
Yemen

PART II

APPLICATION OF THE EXTRADITION ACT 1989 IN THE CASE OF A STATE MENTIONED IN PART I

1. The Extradition Act 1989 shall have effect in relation to a State specified in Part I of this Schedule only in respect of—

- (a) an offence mentioned in section 22(4)(m) of that Act⁽¹⁾;
- (b) an attempt to commit such an offence;
- (c) counselling, procuring, commanding, aiding or abetting such an offence; and
- (d) being an accessory before or after the fact to such an offence.

2. No proceeding shall be taken on an application for a provisional warrant to be issued under section 8(1)(b) of the Extradition Act 1989, and no such warrant shall be issued, unless the application is made with the consent of the Secretary of State signified by an Order in the form set out in Part III of this Schedule or in a form to the like effect; but except as aforesaid the signification of consent shall not affect the provisions of the said section 8.

(1) Section 22(4)(m) was inserted by section 64(3) of the Terrorism Act 2000.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

PART III

FORM OF CONSENT OF SECRETARY OF STATE TO APPLICATION FOR A PROVISIONAL WARRANT

Whereas AB, a person recognised by the Secretary of State as a diplomatic or consular representative of _____, has requested consent to application being made for the issue of a provisional warrant for the arrest of CD, late of _____, who [is accused][has been convicted] of the commission of an offence or attempt to commit an offence or counselling, procuring, commanding, aiding or abetting an offence or of being accessory before or after the fact to an offence, within the jurisdiction of the said State, being an offence which if committed in the United Kingdom would be an offence under section 2, 3 or 5 of the Explosive Substances Act 1883**(b)**, section 1 of the Biological Weapons Act 1974**(c)**, or section 2 of the Chemical Weapons Act 1996**(d)**;

By this Order the Secretary of State signifies to you his consent to the said application being made.

Given under the hand of the undersigned, [One of Her Majesty's Principal Secretaries of State] [Minister of State at _____] [Under-Secretary of State at _____] this _____ day of _____.

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- (b) 1883 c. 3.
 - (c) 1974 c. 6.
 - (d) 1996 c. 6.