



Crime (Sentences) Act 1997

1997 CHAPTER 43

PART II

EFFECT OF CUSTODIAL SENTENCES

CHAPTER I

DETERMINATE SENTENCES

Special cases

25 Persons extradited to the United Kingdom

- (1) A prisoner is an extradited prisoner for the purposes of this section if—
 - (a) he was tried for the offence in respect of which his sentence was imposed—
 - (i) after having been extradited to the United Kingdom; and
 - (ii) without having first been restored or had an opportunity of leaving the United Kingdom; and
 - (b) he was kept in custody while awaiting his extradition to the United Kingdom as mentioned in paragraph (a) above.
- (2) If, in the case of an extradited prisoner, the court by which he was sentenced so ordered, this Chapter shall have effect in relation to him as if a number of days specified in the order were a number of days in relation to which a direction under section 9 above had been given.
- (3) The number of days that may be so specified is such number as in the opinion of the court is just in all the circumstances and does not exceed the number of days for which he was kept in custody as mentioned in subsection (1)(b) above.
- (4) In this section—

“extradited to the United Kingdom” means returned to the United Kingdom—

Status: This is the original version (as it was originally enacted).

- (i) in pursuance of extradition arrangements;
 - (ii) under any law of a designated Commonwealth country corresponding to the Extradition Act 1989;
 - (iii) under that Act as extended to a colony or under any corresponding law of a colony;
 - (iv) in pursuance of a warrant of arrest endorsed in the Republic of Ireland under the law of that country corresponding to the Backing of Warrants (Republic of Ireland) Act 1965; or
 - (v) in pursuance of arrangements with a foreign state in respect of which an Order in Council under section 2 of the Extradition Act 1870 is in force;
- “extradition arrangements” has the meaning given by section 3 of the Extradition Act 1989;
- “designated Commonwealth country” has the meaning given by section 5(1) of that Act.