



Extradition Act 2003

2003 CHAPTER 41

PART 1

EXTRADITION TO CATEGORY 1 TERRITORIES

The extradition hearing

11 Bars to extradition

- (1) If the judge is required to proceed under this section he must decide whether the person's extradition to the category 1 territory is barred by reason of—
 - (a) the rule against double jeopardy;
 - (b) extraneous considerations;
 - (c) the passage of time;
 - (d) the person's age;
 - (e) hostage-taking considerations;
 - (f) speciality;
 - (g) the person's earlier extradition to the United Kingdom from another category 1 territory;
 - (h) the person's earlier extradition to the United Kingdom from a non-category 1 territory.
- (2) Sections 12 to 19 apply for the interpretation of subsection (1).
- (3) If the judge decides any of the questions in subsection (1) in the affirmative he must order the person's discharge.
- (4) If the judge decides those questions in the negative and the person is alleged to be unlawfully at large after conviction of the extradition offence, the judge must proceed under section 20.
- (5) If the judge decides those questions in the negative and the person is accused of the commission of the extradition offence but is not alleged to be unlawfully at large after conviction of it, the judge must proceed under section 21.