

*These notes refer to the Extradition Act 2003 (c.41)
which received Royal Assent on 20th November 2003*

EXTRADITION ACT 2003

EXPLANATORY NOTES

TERRITORIAL APPLICATION: WALES

Part 2

Extradition to Category 2 Territories

Section 120: Extradition following deferral for competing claim

345. This section applies where a person's extradition has been deferred, in the event of a competing Part 1 warrant or category 2 extradition request, and the judge subsequently orders that extradition is to go ahead under section 181(2) (*subsection (1)*).
346. Where these circumstances occur and no appeal is made (see section 117, extradition where no appeal), the 28-day period described in section 117 begins on the day the judge makes the order under section 181(2) (*subsection (2)*). Where this situation occurs and there is an appeal (see section 118, extradition following appeal), the 28 days start from the day on which the appeal decision becomes final or, if later, the day the judge makes the order under section 181(2) (*subsection (3)*).