



Extradition Act 2003

2003 CHAPTER 41

PART 5

MISCELLANEOUS AND GENERAL

[^{F1}Non-UK extradition: transit through the United Kingdom

[^{F1}189E Sections 189A to 189D: interpretation

- (1) An “authorised officer” is—
 - (a) a constable, or
 - (b) a person who is of a description specified by the Secretary of State by order.
- (2) A National Crime Agency officer, prison officer, or any other person who has the powers of a constable (but is not a constable)—
 - (a) does not have the extradition transit powers by virtue of having the powers of a constable; and
 - (b) accordingly, has the extradition transit powers only if the person is of a description specified under subsection (1)(b).
- (3) These expressions have the meanings given—
 - “extradition transit powers” means the powers under—
 - (a) section 189A (except the power to issue transit certificates), and
 - (b) section 189B;
 - “foreign territory” means a territory outside the United Kingdom;
 - “non-UK extradition” means extradition from one foreign territory to another foreign territory;
 - “relevant search power” means a power of search under—
 - (a) section 189A(2)(c) or (d), or
 - (b) section 189B(2)(b) or (c);
 - “relevant UK authority” means—

Changes to legislation: There are currently no known outstanding effects for the Extradition Act 2003, Section 189E. (See end of Document for details)

- (a) the National Crime Agency (in the case of a non-UK extradition to a category 1 territory), or
 - (b) the Secretary of State (in any other case).
- (4) A reference to the transit of a person through the United Kingdom is a reference to the person arriving in, being in, and departing from the United Kingdom (whether or not the person travels within the United Kingdom between arrival and departure).
- (5) This section applies for the purposes of section 189A to 189D (and this section).]

Textual Amendments

- F1** Ss. 189A-189E and cross-heading inserted (1.5.2021) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), **ss. 168**, 185(1) (with [ss. 21, 33, 42, 58, 75, 93](#)); S.I. 2021/532, art. 3

Changes to legislation:

There are currently no known outstanding effects for the Extradition Act 2003, Section 189E.