



Extradition Act 2003

2003 CHAPTER 41

PART 2

EXTRADITION TO CATEGORY 2 TERRITORIES

Secretary of State's functions

99 Time limit for order for extradition or discharge

- (1) This section applies if—
 - (a) the appropriate judge sends a case to the Secretary of State under this Part for his decision whether a person is to be extradited;
 - (b) within the required period the Secretary of State does not make an order for the person's extradition or discharge.
- (2) If the person applies to ^{F1}the appropriate judge^{F1} to be discharged, ^{F2}the judge^{F2} must order his discharge.
- (3) The required period is the period of 2 months starting with the appropriate day.
- (4) If before the required period ends the Secretary of State ^{F3}applies to the appropriate judge^{F3} for it to be extended ^{F4}the judge may^{F4} make an order accordingly; and this subsection may apply more than once.

Textual Amendments

- F1** Words in s. 99(2) substituted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 19\(2\)\(a\)](#); S.I. 2006/3364, [art. 2\(d\)\(e\)](#)
- F2** Words in s. 99(2) substituted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 19\(2\)\(b\)](#); S.I. 2006/3364, [art. 2\(d\)\(e\)](#)
- F3** Words in s. 99(4) substituted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 19\(3\)\(a\)](#); S.I. 2006/3364, [art. 2\(d\)\(e\)](#)
- F4** Words in s. 99(4) substituted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 19\(3\)\(b\)](#); S.I. 2006/3364, [art. 2\(d\)\(e\)](#)

*Changes to legislation: There are currently no known outstanding effects
for the Extradition Act 2003, Section 99. (See end of Document for details)*

Commencement Information

- II** Act wholly in force at 1.1.2004, see s. 221 and S.I. 2003/3103, **art. 2** (subject to arts. 3-5) (as amended by S.I. 2003/3258 art. 2(2) and S.I. 2003/3312 art. 2(2))

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