

*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 100: Information

286. If the Secretary of State decides to order a person's extradition he is required to inform the person of his decision and of his right of appeal to the High Court. He must also inform a representative of the category 2 territory of any such order (*subsection (1)*). However, subsection (1)(b) (right of appeal to the High Court) does not apply if the person has consented to his extradition under section 127 (*subsection (2)*). If the Secretary of State orders a person's extradition and has received an assurance in respect of the death penalty under section 94(2), a copy of this assurance must be given to the person when he is informed of the order (*subsection (3)*).
287. If the Secretary of State decides to order a person's discharge he is required to inform both the person and a representative of the category 2 territory (*subsection (4)*).