



# Extradition Act 2003

## 2003 CHAPTER 41

### PART 4

#### POLICE POWERS

##### *Treatment following arrest*

#### **168 Photographs**

- (1) This section applies if a person has been arrested under an extradition arrest power and is detained at a police station.
- (2) The person may be photographed—
  - (a) with the appropriate consent, or
  - (b) without the appropriate consent, if that consent is withheld or it is not practicable to obtain it.
- (3) A person proposing to take a photograph of a person under this section—
  - (a) may for the purpose of doing so require the removal of any item or substance worn on or over the whole or any part of the head or face of the person to be photographed, and
  - (b) if the requirement is not complied with may remove the item or substance himself.
- (4) The only persons entitled to take a photograph under this section are—
  - (a) constables;
  - (b) persons designated for the purposes of this section by the appropriate police officer.
- (5) Taking a photograph includes using a process by means of which a visual image may be produced; and photographing a person must be construed accordingly.
- (6) The appropriate police officer is—

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*Changes to legislation: There are currently no known outstanding effects for the Extradition Act 2003, Section 168. (See end of Document for details)*

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- (a) in England and Wales, the chief officer of police for the police area in which the police station in question is situated;
- (b) in Northern Ireland, the Chief Constable of the Police Service of Northern Ireland.

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**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))

**Changes to legislation:**

There are currently no known outstanding effects for the Extradition Act 2003, Section 168.