



Extradition Act 2003

2003 CHAPTER 41

PART 1

EXTRADITION TO CATEGORY 1 TERRITORIES

Withdrawal of Part 1 warrant

43 Withdrawal of warrant while appeal to [F¹Supreme Court]^{F1} pending

- (1) This section applies if at any time in the relevant period the [F²Supreme Court]^{F2} is informed by the designated authority that a Part 1 warrant issued in respect of a person has been withdrawn.
- (2) The relevant period is the period—
 - (a) starting when leave to appeal to the [F²Supreme Court]^{F2} is granted to the person or the authority which issued the warrant;
 - (b) ending when proceedings on the appeal are discontinued or the [F²Supreme Court]^{F2} makes its decision on the appeal.
- (3) If the appeal is brought by the person in respect of whom the warrant was issued the [F²Supreme Court]^{F2} must—
 - (a) order the person's discharge;
 - (b) quash the order for his extradition, in a case where the appeal was against a decision of the High Court to dismiss an appeal under section 26.
- (4) If the appeal is brought by the authority which issued the warrant the [F²Supreme Court]^{F2} must dismiss the appeal.
- (5) If the person is not before the [F²Supreme Court]^{F2} at the time it orders his discharge, the [F²Supreme Court]^{F2} must inform him of the order as soon as practicable.

Changes to legislation: There are currently no known outstanding effects for the Extradition Act 2003, Section 43. (See end of Document for details)

Textual Amendments

- F1** Words in s. 43 sidenote substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 40, 148, Sch. 9 para. 81\(4\)\(d\)](#); [S.I. 2009/1604, art. 2\(d\)](#)
- F2** Words in s. 43 substituted (1.10.2009) by [Constitutional Reform Act 2005 \(c. 4\), ss. 40, 148, Sch. 9 para. 81\(4\)\(d\)](#); [S.I. 2009/1604, art. 2\(d\)](#)
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Commencement Information

- I1** 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:

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