



Extradition Act 2003

2003 CHAPTER 41

PART 1

EXTRADITION TO CATEGORY 1 TERRITORIES

Consent to extradition

51 Extradition request following consent

- (1) This section applies if—
 - (a) a person in respect of whom a Part 1 warrant is issued consents under section 45 to his extradition to the category 1 territory in which the warrant was issued, and
 - (b) the condition in subsection (2) is satisfied before the judge orders his extradition under section 46(6) or 48(3)(a).
- (2) The condition is that the judge is informed that—
 - (a) a certificate has been issued under section 70 in respect of a request for the person's extradition;
 - (b) the request has not been disposed of.
- (3) The judge must not make an order under section 46(6) or 48(3) until he is informed what order has been made under section 179(2).
- (4) If the order under section 179(2) is for further proceedings on the warrant to be deferred until the request has been disposed of, the judge must remand the person in custody or on bail.
- (5) [^{F1}If the person is remanded in custody, the appropriate judge may]^{F1} later grant bail.
- (6) If—
 - (a) the order under section 179(2) is for further proceedings on the warrant to be deferred until the request has been disposed of, and

Changes to legislation: There are currently no known outstanding effects for the Extradition Act 2003, Section 51. (See end of Document for details)

- (b) an order is made under section 180 for proceedings on the warrant to be resumed,
the period specified in section 46(6) must be taken to be 10 days starting with the day on which the order under section 180 is made.
- (7) If the order under section 179(2) is for further proceedings on the request to be deferred until the warrant has been disposed of, the period specified in section 46(6) must be taken to be 10 days starting with the day on which the judge is informed of the order.

Textual Amendments

- F1** Words in s. 51(5) substituted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 16](#); [S.I. 2006/3364](#), [art. 2\(d\)\(e\)](#)

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))

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