



# Anti-social Behaviour, Crime and Policing Act 2014

## 2014 CHAPTER 12

### PART 12

#### EXTRADITION

##### *Amendments of the Extradition Act 2003*

#### **160 Appeals**

- (1) In section 26 of the Extradition Act 2003 (appeal against extradition order: category 1 territory)—
  - (a) in subsection (3), for “section may” there is substituted “section—
    - (a) may”;
    - (b) at the end of that subsection there is inserted “, but
      - (b) lies only with the leave of the High Court.”;
  - (c) after subsection (4) there is inserted—
    - (5) But where a person gives notice of application for leave to appeal after the end of the permitted period, the High Court must not for that reason refuse to entertain the application if the person did everything reasonably possible to ensure that the notice was given as soon as it could be given.”
- (2) In section 28 of that Act (appeal against discharge at extradition hearing: category 1 territory)—
  - (a) in subsection (4), for “section may” there is substituted “section—
    - (a) may”;
    - (b) at the end of that subsection there is inserted “, but
      - (b) lies only with the leave of the High Court.”
- (3) In section 103 of that Act (appeal where case sent to Secretary of State)—

**Changes to legislation:** *Anti-social Behaviour, Crime and Policing Act 2014, Section 160 is up to date with all changes known to be in force on or before 13 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

- (a) in subsection (4), for “section may” there is substituted “section—  
(a) may”;
- (b) at the end of that subsection there is inserted “, but  
(b) lies only with the leave of the High Court.”;
- (c) after subsection (9) there is inserted—

“(10) But where a person gives notice of application for leave to appeal after the end of the permitted period, the High Court must not for that reason refuse to entertain the application if the person did everything reasonably possible to ensure that the notice was given as soon as it could be given.”

- (4) In section 105 of that Act (appeal against discharge at extradition hearing: category 2 territory)—

- (a) in subsection (4), for “section may” there is substituted “section—  
(a) may”;
- (b) at the end of that subsection there is inserted “, but  
(b) lies only with the leave of the High Court.”

- (5) In section 108 of that Act (appeal against extradition order: category 2 territory)—

- (a) in subsection (3), for “section may” there is substituted “section—  
(a) may”;
- (b) at the end of that subsection there is inserted “, but  
(b) lies only with the leave of the High Court.”;
- (c) after subsection (7) there is inserted—

“(7A) Where a person gives notice of application for leave to appeal after the end of the permitted period (whether or not the application is for leave to appeal on human rights grounds), the High Court must not for that reason refuse to entertain the application if the person did everything reasonably possible to ensure that the notice was given as soon as it could be given.”

- (6) In section 110 of that Act (appeal against discharge by Secretary of State)—

- (a) in subsection (4), for “section may” there is substituted “section—  
(a) may”;
- (b) at the end of that subsection there is inserted “, but  
(b) lies only with the leave of the High Court.”

#### Commencement Information

**II** S. 160 in force at 15.4.2015 by S.I. 2015/987, art. 2(a) (with art. 4)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 102(2)(ba) inserted by [2022 c. 32 Sch. 11 para. 35\(2\)\(a\)](#)