



European Union (Future Relationship) Act 2020

2020 CHAPTER 29

PART 1

SECURITY

Extradition

11 Member States to remain category 1 territories

(1) In the Extradition Act 2003 (Designation of Part 1 Territories) Order 2003 ([S.I. 2003/3333](#)) after Article 1 insert—

“1A The following territories are designated for the purposes of Part 1 of the Extradition Act 2003—

Austria,
Belgium,
Bulgaria,
Croatia,
Cyprus,
Czech Republic,
Denmark,
Estonia,
Finland,
France,
Germany,
Greece,
Hungary,
Ireland,
Italy,

Status: This is the original version (as it was originally enacted).

Latvia,
Lithuania,
Luxembourg,
Malta,
The Netherlands,
Poland,
Portugal,
Romania,
Slovakia,
Slovenia,
Spain,
Sweden.”

- (2) In Article 2(2) and Article 3(2) of the Extradition Act 2003 (Designation of Part 2 Territories) Order 2003 ([S.I. 2003/3334](#)) omit the entry for each territory that is designated for the purposes of Part 1 of the Extradition Act 2003 by reason of subsection (1) of this section.

12 Dual criminality

- (1) The Extradition Act 2003 is amended as follows.
- (2) In section 64 (extradition offence: persons not sentenced for offence)—
- (a) in subsection (2), for “, (4) or (5)” substitute “or (4)”, and
 - (b) omit subsection (5).
- (3) In section 65 (extradition offence: persons sentenced for offence)—
- (a) in subsection (2), for “, (4) or (5)” substitute “or (4)”, and
 - (b) omit subsection (5).
- (4) In section 142 (issue of Part 3 warrant)—
- (a) in subsection (6)(a), for “European framework” substitute “Trade and Cooperation Agreement”, and
 - (b) in subsection (7), in the words before paragraph (a), for “European framework” substitute “Trade and Cooperation Agreement”.
- (5) In section 215 (European framework list)—
- (a) in the heading, for “European framework” substitute “Trade and Cooperation Agreement”, and
 - (b) in subsection (1), for “European framework” substitute “Trade and Cooperation Agreement”.
- (6) In Schedule 2 (European framework list)—
- (a) in the heading, for “European framework” substitute “Trade and Cooperation Agreement”,
 - (b) in paragraph 7, after “Corruption” insert “, including bribery”, and
 - (c) in paragraph 31, for “aircraft/ships” substitute “aircraft/ships/spacecraft”.

13 Category 1 territories not applying Trade and Cooperation Agreement to old cases

- (1) Section 155A of the Extradition Act 2003 (category 1 territories not applying framework decision to old cases) is amended as follows.
- (2) In the heading, for “framework decision” substitute “Trade and Cooperation Agreement”.
- (3) In subsection (1)—
 - (a) for “European extradition requests” substitute “requests for extradition made by the United Kingdom”, and
 - (b) for “the European framework decision” substitute “Title VII of Part 3 of the Trade and Cooperation Agreement”.
- (4) In subsection (4)—
 - (a) omit the definitions of “European extradition request” and “European framework decision”, and
 - (b) at the end insert—

““the Trade and Cooperation Agreement” has the same meaning as in the European Union (Future Relationship) Act 2020 (see section 37 of that Act).”