



Extradition Act 2003

2003 CHAPTER 41

PART 5

MISCELLANEOUS AND GENERAL

Competing extradition claims

180 Proceedings on deferred warrant or request

- (1) This section applies if—
 - (a) an order is made under this Act deferring proceedings on an extradition claim in respect of a person (the deferred claim) until another extradition claim in respect of the person has been disposed of, and
 - (b) the other extradition claim is disposed of [^{F1}in the person's favour].
- (2) The judge may make an order for proceedings on the deferred claim to be resumed.
- (3) No order under subsection (2) may be made after the end of the required period.
- (4) If the person applies to the appropriate judge to be discharged, the judge may order his discharge.
- (5) If the person applies to the appropriate judge to be discharged, the judge must order his discharge if—
 - (a) the required period has ended, and
 - (b) the judge has not made an order under subsection (2) or ordered the person's discharge.
- (6) The required period is 21 days starting with the day on which the other extradition claim is disposed of.
- (7) If the proceedings on the deferred claim were under Part 1, section 67 applies for determining the appropriate judge.

*Changes to legislation: There are currently no known outstanding effects
for the Extradition Act 2003, Section 180. (See end of Document for details)*

- (8) If the proceedings on the deferred claim were under Part 2, section 139 applies for determining the appropriate judge.
- (9) An extradition claim is made in respect of a person if—
- (a) a Part 1 warrant is issued in respect of him;
 - (b) a request for his extradition is made.
- [^{F2}(10) An extradition claim made in respect of a person is disposed of in the person's favour if—
- (a) in the case of a Part 1 warrant, the warrant is disposed of as mentioned in subsection (1)(a) or (b) of section 213;
 - (b) in the case of a request for extradition, the request is disposed of as mentioned in subsection (2)(a) or (b) of that section.]

Textual Amendments

- F1** Words in s. 180(1)(b) inserted (21.7.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), **ss. 167(1)(a), 185(1)** (with [ss. 21, 33, 42, 58, 75, 93](#)); [S.I. 2014/1916](#), art. 2(m)
- F2** S. 180(10) inserted (21.7.2014) by [Anti-social Behaviour, Crime and Policing Act 2014 \(c. 12\)](#), **ss. 167(1)(b), 185(1)** (with [ss. 21, 33, 42, 58, 75, 93](#)); [S.I. 2014/1916](#), art. 2(m)

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:

There are currently no known outstanding effects for the Extradition Act 2003, Section 180.