



Extradition Act 2003

2003 CHAPTER 41

PART 5

MISCELLANEOUS AND GENERAL

Interpretation

216 Other interpretative provisions

- (1) References to a category 1 territory must be read in accordance with section 1.
- (2) References to a category 2 territory must be read in accordance with section 69.
- [^{F1}(2A) References in sections 74B and 74C to the designated authority must be read in accordance with section 74B(4).]
- (3) [^{F2}Other] references to the designated authority must be read in accordance with section 2(9).
- (4) References to a Part 1 warrant must be read in accordance with section 2.
- (5) References to a Part 3 warrant must be read in accordance with section 142.
- (6) References to a valid request for a person's extradition must be read in accordance with section 70.
- ^{F3}(6A)
- (7) "Asylum claim" has the meaning given by section 113(1) of the Nationality, Immigration and Asylum Act 2002 (c. 41).
- [^{F4}(7A) "Civilian subject to service discipline" has the same meaning as in the Armed Forces Act 2006.]
- (8) A customs officer is a person commissioned by the Commissioners of Customs and Excise under section 6(3) of the Customs and Excise Management Act 1979 (c. 2).

Changes to legislation: There are currently no known outstanding effects for the Extradition Act 2003, Section 216. (See end of Document for details)

- (9) “High Court” in relation to Scotland means the High Court of Justiciary.
- (10) In relation to Scotland, references to an appeal being discontinued are to be construed as references to its being abandoned.
- [^{F5}(10A) Human Rights Convention” has the meaning given to “the Convention” by section 21(1) of the Human Rights Act 1998.]
- (11) “Police officer” in relation to Northern Ireland has the same meaning as in the Police (Northern Ireland) Act 2000 (c. 32).
- (12) A provisional warrant is a warrant issued under section 73(3).
- [^{F6}(12A) Refugee Convention” means the Convention relating to the Status of Refugees done at Geneva on 28 July 1951 and the Protocol to the Convention.]
- [^{F7}(13) “Service policeman ” [^{F8} has the meaning given by section 375(1) of the Armed Forces Act 2006] .
- (13A) “ Subject to service law ” has the same meaning as in that Act.]
- (15) This section and sections 213 to 215 apply for the purposes of this Act.

Textual Amendments

- F1** S. 216(2A) inserted (31.12.2020) by Extradition (Provisional Arrest) Act 2020 (c. 18), s. 2(4), **Sch. para. 25(2)**; S.I. 2020/1652, reg. 2(1)(b)
- F2** Word in s. 216(3) inserted (31.12.2020) by Extradition (Provisional Arrest) Act 2020 (c. 18), s. 2(4), **Sch. para. 25(3)**; S.I. 2020/1652, reg. 2(1)(b)
- F3** S. 216(6A) omitted (3.12.2012) by virtue of Legal Aid, Sentencing and Punishment of Offenders Act 2012 (c. 10), s. 151(1), **Sch. 10 para. 11(3)**; S.I. 2012/2906, art. 2(h)
- F4** S. 216(7A) inserted (28.3.2009 for certain purposes, otherwise 31.10.2009) by Armed Forces Act 2006 (c. 52), ss. 378, 383, **Sch. 16 para. 205(a)**; S.I. 2009/812, **art. 3** (with transitional provisions (24.4.2009 for certain purposes otherwise 31.10.2009) in S.I. 2009/1059); S.I. 2009/1167, **art. 4**
- F5** S. 216(10A) inserted (21.7.2014) by Anti-social Behaviour, Crime and Policing Act 2014 (c. 12), s. 185(1), **Sch. 11 para. 121(2)** (with ss. 21, 33, 42, 58, 75, 93); S.I. 2014/1916, art. 2(t)
- F6** S. 216(12A) inserted (21.7.2014) by Anti-social Behaviour, Crime and Policing Act 2014 (c. 12), s. 185(1), **Sch. 11 para. 121(3)** (with ss. 21, 33, 42, 58, 75, 93); S.I. 2014/1916, art. 2(t)
- F7** S. 216(13)(13A) substituted (28.3.2009 for certain purposes, otherwise 31.10.2009) for s. 216(13) (14) by Armed Forces Act 2006 (c. 52), ss. 378, 383, **Sch. 16 para. 205(b)**; S.I. 2009/812, **art. 3** (with transitional provisions (24.4.2009 for certain purposes otherwise 31.10.2009) in S.I. 2009/1059); S.I. 2009/1167, **art. 4**
- F8** Words in s. 216(13) substituted (2.4.2012) by Armed Forces Act 2011 (c. 18), s. 32(3), **Sch. 4 para. 2**; S.I. 2012/669, art. 4(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))

Changes to legislation:

There are currently no known outstanding effects for the Extradition Act 2003, Section 216.