



Extradition Act 2003

2003 CHAPTER 41

PART 2

EXTRADITION TO CATEGORY 2 TERRITORIES

Secretary of State's functions

[^{F1}96A Earlier transfer to United Kingdom by International Criminal Court

- (1) The Secretary of State must not order a person's extradition to a category 2 territory if—
- (a) the person was transferred to the United Kingdom to serve a sentence imposed by the International Criminal Court;
 - (b) under arrangements between the United Kingdom and the Court, the consent of the Presidency of the Court is required to the person's extradition from the United Kingdom to the category 2 territory in respect of the extradition offence under consideration;
 - (c) that consent has not been given.
- (2) Subsection (1) does not apply if the person has served the sentence imposed by the Court and has subsequently—
- (a) remained voluntarily in the United Kingdom for more than 30 days, or
 - (b) left the United Kingdom and returned to it.]

Textual Amendments

- F1** S. 96A inserted (15.1.2007) by [Police and Justice Act 2006 \(c. 48\)](#), ss. 42, 53, [Sch. 13 para. 3\(4\)](#); [S.I. 2006/3364](#), [art. 2\(d\)\(e\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Extradition Act 2003, Section 96A.