
STATUTORY INSTRUMENTS

1990 No. 1507

EXTRADITION

The European Convention on Extradition Order 1990

<i>Made</i>	- - - -	<i>24th July 1990</i>
<i>Laid before Parliament</i>		<i>1st August 1990</i> <i>On a date to be notified in the London, Edinburgh and Belfast Gazettes</i>
<i>Coming into force</i>		

THE EUROPEAN CONVENTION ON EXTRADITION ORDER 1990

1. This Order may be cited as the European Convention on...
2. (1) Subject to the provisions of this Order, the 1989...
3. Where an extradition request is made by a Convention State...
4. The operation of this Order is limited to the United...
5. (1) Subject to the following provisions of this article, the...
Signature

SCHEDULE 1 — THE CONVENTION

THE EUROPEAN CONVENTION ON EXTRADITION

ARTICLE 1

OBLIGATION TO EXTRADITE

ARTICLE 2

EXTRADITABLE OFFENCES

1. Extradition shall be granted in respect of offences punishable under...
2. If the request for extradition includes several separate offences each...
3. Any Contracting Party whose law does not allow extradition for...
4. Any Contracting Party which wishes to avail itself of the...
5. If extradition is subsequently excluded in respect of other offences...
6. Any Party which avails itself of the right provided for...

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7. Any Party may apply reciprocity in respect of any offences...

ARTICLE 3

POLITICAL OFFENCES

1. Extradition shall not be granted if the offence in respect...
2. The same rule shall apply if the requested Party has...
3. The taking or attempted taking of the life of a...
4. This Article shall not affect any obligations which the Contracting...

ARTICLE 4

MILITARY OFFENCES

ARTICLE 5

FISCAL OFFENCES

ARTICLE 6

EXTRADITION OF NATIONALS

1. (a) A Contracting Party shall have the right to refuse...
2. If the requested Party does not extradite its national, it...

ARTICLE 7

PLACE OF COMMISSION

1. The requested Party may refuse to extradite a person claimed...
2. When the offence for which extradition is requested has been...

ARTICLE 8

PENDING PROCEEDINGS FOR THE SAME OFFENCES

ARTICLE 9

NON BIS IN IDEM

ARTICLE 10

LAPSE OF TIME

ARTICLE 11

CAPITAL PUNISHMENT

ARTICLE 12

THE REQUEST AND SUPPORTING DOCUMENTS

1. The request shall be in writing and shall be communicated...
2. The request shall be supported by: (a) the original or...

ARTICLE 13

SUPPLEMENTARY INFORMATION

ARTICLE 14

RULE OF SPECIALITY

1. A person who has been extradited shall not be proceeded...
2. The requesting Party may, however, take any measures necessary to...
3. When the description of the offence charged is altered in...

ARTICLE 15

RE-EXTRADITION TO A THIRD STATE

ARTICLE 16

PROVISIONAL ARREST

1. In case of urgency the competent authorities of the requesting...
2. The request for provisional arrest shall state that one of...
3. A request for provisional arrest shall be sent to the...
4. Provisional arrest may be terminated if, within a period of...
5. Release shall not prejudice re-arrest and extradition if a request...

ARTICLE 17

CONFLICTING REQUESTS

ARTICLE 18

SURRENDER OF THE PERSON TO BE EXTRADITED

1. The requested Party shall inform the requesting Party by the...
2. Reasons shall be given for any complete or partial rejection....
3. If the request is agreed to, the requesting Party shall...
4. Subject to the provisions of paragraph 5 of this Article,...
5. If circumstances beyond its control prevent a Party from surrendering...

ARTICLE 19

POSTPONED OR CONDITIONAL SURRENDER

1. The requested Party may, after making its decision on the...
2. The requested Party may, instead of postponing surrender, temporarily surrender...

ARTICLE 20

HANDING OVER OF PROPERTY

1. The requested Party shall, insofar as its law permits and...
2. The property mentioned in paragraph 1 of this Article shall...
3. When the said property is liable to seizure or confiscation...

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4. Any rights which the requested Party or third parties may...

ARTICLE 21

TRANSIT

1. Transit through the territory of one of the Contracting Parties...
2. Transit of a national, within the meaning of Article 6,...
3. Subject to the provisions of paragraph 4 of this Article,...
4. If air transport is used, the following provisions shall apply:...
5. A Party may, however, at the time of signature or...
6. The transit of the extradited person shall not be carried...

ARTICLE 22

PROCEDURE

ARTICLE 23

LANGUAGE TO BE USED

ARTICLE 24

EXPENSES

1. Expenses incurred in the territory of the requested Party by...
2. Expenses incurred by reason of transit through the territory of...
3. In the event of extradition from a non-metropolitan territory of...

ARTICLE 25

DEFINITION OF "DETENTION ORDER"

ARTICLE 26

RESERVATIONS

1. Any Contracting Party may, when signing this Convention or when...
2. Any Contracting Party which has made a reservation shall withdraw...
3. A Contracting Party which has made a reservation in respect...

ARTICLE 27

TERRITORIAL APPLICATION

1. This Convention shall apply to the metropolitan territories of the...
2. In respect of France, it shall also apply to Algeria...
3. The Federal Republic of Germany may extend the application of...
4. By direct arrangement between two or more Contracting Parties, the...

ARTICLE 28

RELATIONS BETWEEN THIS CONVENTION AND BILATERAL AGREEMENTS

1. This Convention shall, in respect of those countries to which...

2. The Contracting Parties may conclude between themselves bilateral or multilateral...
3. Where, as between two or more Contracting Parties, extradition takes...

ARTICLE 29

SIGNATURE, RATIFICATION AND ENTRY INTO FORCE

1. This Convention shall be open to signature by the Members...
2. The Convention shall come into force 90 days after the...
3. As regards any signatory ratifying subsequently the Convention shall come...

ARTICLE 30

ACCESSION

1. The Committee of Ministers of the Council of Europe may...
2. Accession shall be by deposit with the Secretary-General of the...

ARTICLE 31

DENUNCIATION

ARTICLE 32

NOTIFICATIONS

SCHEDULE 2 — STATES PARTIES TO THE CONVENTION

PART 1

PART II

SCHEDULE 3 — RESERVATIONS AND DECLARATIONS MADE BY STATES PARTIES TO THE CONVENTION

PART 1 — AUSTRIA

Declarations

Article 2, paragraph
Article 6, paragraph 1, sub-paragraph (c)
Articles 7 and 8
Article 9
Article 16, paragraph 2
Article 21, paragraph 2
Article 21, paragraph 5

Reservations

Article 1
Article 5
Article 11
PART 2 — CYPRUS

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Declarations and Reservations

Article 1
Article 6
Article 11
Article 21, paragraph 2
PART 3 — DENMARK

Reservations

Article 1
Article 1 and Article 9
Article 2, paragraph 1
Article 3, paragraph 3
Article 4
Article 12

Declarations

Article 6
Article 28, paragraph 3
PART 4 — FEDERAL REPUBLIC OF GERMANY

Reservations and Declarations

Article 6
Article 21
Article 21, paragraph 2
Article 21, paragraph 4, sub-paragraph (a)
Article 23
Article 27, paragraph 3

Declaration

PART 5 — FINLAND

Declaration and notification

Article 6
Article 28, paragraph 3

Reservations

Article 1
Article 2, paragraph 1
Article 3, paragraph 3
Article 4
Article 18
PART 6 — FRANCE

Reservations and Declarations

Article 1
Article 2, paragraph 1
Article 3, paragraph 3
Article 5
Article 6

Article 14, paragraph 3
Article 16, paragraph 2
Article 21
Article 23
Article 27, paragraphs 1 and 2
PART 7 — GREECE

Reservations

Article 6
Article 7
Article 11
Article 18
Article 19
PART 8 — ICELAND

Reservations

Article 1
Article 2, paragraph 1
Article 3, paragraph 3
Article 4
Article 12

Declarations

Article 6
Article 28, paragraph 3
PART 9 — REPUBLIC OF IRELAND

Declaration

Reservation

Article 9
— PART 10 ISRAEL

Declarations

Article 21
Article 22

Reservations

Article 2 and Article 4
1. Article 2 and Article 4
2. offences under Section 85 of the Criminal Code Ordinance, 1936...
3. offences under the Penal Law Amendment (Assault on Police Officers)...
Article 2
Article 9
Article 14
Article 15
PART 11 — ITALY

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Reservation

PART 12 — LIECHTENSTEIN

Declarations and Reservations

Article 1
Article 6, paragraph 1, sub-paragraph (c)
Article 11
Article 21
Article 23

PART 13 — LUXEMBOURG

Reservations

Article 1
Articles 6 and 21
Article 7
Article 9
Article 28

Declarations

Article 6, paragraph 1, sub-paragraph (b)
Article 19
Article 21, paragraph 5

PART 14 — NETHERLANDS

Declaration made at signature

Reservations

Article 1
Article 7
Article 9
Article 28

Declarations made on ratification

Articles 6 and 21
Article 19
Article 21, paragraph 5

PART 15 — NORWAY

Declaration and Reservations

Article 1
Article 2, paragraph 1
Article 3, paragraph 3
Article 4
Article 6, paragraph 1, sub-paragraph (b)
Article 12
Article 28, paragraph 3

PART 16 — PORTUGAL

Declaration and Reservation

Article 1
Article 2
Article 6, paragraph 1
Article 11
Article 21
PART 17 — SPAIN

Reservations

Article 1
Article 10
Article 21, paragraph 5
Article 23

Declarations

Article 2, paragraph 7
Article 3
Article 6, paragraph 1, sub-paragraph (b)
Article 9
Article 11
PART 18 — SWEDEN

Declarations

Article 6
Article 21

Reservations

Article 1
Article 2
Article 3
Article 4
Article 12
Article 18
PART 19 — SWITZERLAND

Declarations and Reservations

Article 1
Article 2, paragraph 2
Article 3, paragraph 3
Article 6
Article 9
Article 11
Article 14, paragraph 1, sub-paragraph (b)
Article 16, paragraph 2
Article 21
Article 23
PART 20 — TURKEY

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Declaration

SCHEDULE 4 — RESERVATIONS AND NOTIFICATION BY THE UNITED KINGDOM

Article 1
Article 2
Article 3
Article 8
Article 9
Article 10
Article 12
Article 14, paragraph 1, sub-paragraph (a)
Article 21
Article 23
Article 27
Article 28
Notification

SCHEDULE 5 — ORDERS REVOKED

Explanatory Note