

*These notes refer to the Extradition Act 2003 (c.41)
which received Royal Assent on 20th November 2003*

EXTRADITION ACT 2003

EXPLANATORY NOTES

TERRITORIAL APPLICATION: WALES

Part 2

Extradition to Category 2 Territories

Section 92: Case sent to Secretary of State

272. This section applies if the judge sends a person's case to the Secretary of State (*subsection (1)*). The judge is required to notify the person that he has a right of appeal but that his appeal will not be heard until after the Secretary of State has made his decision (*subsection (2)*).
273. This requirement does not apply if the person has consented to his extradition under section 127 (*subsection (3)*). *Subsections (4) and (5)* require the judge to remand the person in custody or on bail to await the Secretary of State's decision. If the judge remands the person in custody he may later grant bail.