

*These notes refer to the Police and Justice Act 2006
(c.48) which received Royal Assent on 8 November 2006*

POLICE AND JUSTICE ACT 2006

EXPLANATORY NOTES

THE ACT

Commentary on Sections

Part 5: Miscellaneous

Paragraphs 4 to 6: Restriction on extradition in cases where trial in United Kingdom more appropriate

333. *Paragraphs 4 and 5* are amendments to Parts 1 and 2 of the Act respectively. They introduce a ground for refusal of extradition where an accused person is requested for conduct a significant part of which occurred in the UK, and it would not be in the interests of justice for the person to be tried in the requesting territory.
334. *Paragraph 6(1)* provides that an order bringing the amendments contained in paragraphs 4 and 5 into force may not be made within 12 months of the day on which the 2006 Act was passed.
335. In addition, the effect of *paragraph 6(2)* is that the Secretary of State is not obliged to make a commencement order bringing paragraph 4 or 5 into force unless both Houses of Parliament have passed a resolution requiring him to do so. In that case he would be under a duty to make such an order within a month of the resolutions being passed (*paragraph 6(3)*).