

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 5244 GIBRALTAR Thursday 24th July 2025

LEGAL NOTICE NO. 158 OF 2025

EXTRADITION ACT 2018

EXTRADITION ACT 2018 (AMENDMENT) REGULATIONS 2025

In exercise of the powers conferred upon him by sections 109A and 121 of the Extradition Act 2018 the Minister has made the following Regulations-

Title.

1. These Regulations may be cited as the Extradition Act 2018 (Amendment) Regulations 2025.

Commencement.

2. These Regulations come into operation on the day of publication.

Amendment to Act.

- 3.(1) The Extradition Act 2018 is amended in accordance with this regulation.

- (2) In section 3(1)-

- (a) delete the definitions “European arrest warrant” and “Member State”;
- (b) in the definition “State” delete “, other than a Member State of the European Union,”.

- (3) In section 26-

- (a) in subsection (1) delete “or (3)”;
- (b) delete subsection (3).

- (4) In section 29(4)(b) delete “or 103(2)”.

- (5) In section 38-

- (a) in subsection (4)-
 - (i) in the frontispiece, after “day is” insert “the later of”,

- (ii) at the end of paragraph (a) insert “or”;
 - (b) delete subsections (5) and (6).
- (6) In section 56(1)(b) delete “or 103(2)”.
- (7) Delete section 67.
- (8) In section 75(1) delete “or a Member State of the European Union”.
- (9) After section 78, delete the heading “Extradition to Gibraltar from Member States of the European Union”.
- (10) Delete sections 79, 80, 81, 82, 83, 84 and 85.
- (11) Delete section 103.
- (12) In section 110A, in the definition “third state” for “section 2” substitute “section 3”.
- (13) In section 114(3)(b) delete “Member State or”.
- (14) In section 115 for “65, 66 and 67” substitute “65 and 66”.
- (15) Delete Schedule 1.
- (16) In Schedule 2-
 - (a) in the heading delete “(Taken from Part 1 of Schedule 2 of the 2003 Act)”;
 - (b) in paragraph 29, which inserts sections 64A to 64C-
 - (i) in section 64B(1)(b) delete “or (3)”;
 - (ii) delete section 64B(3),
 - (iii) in section 64B(4) delete “or 103(2)”;
 - (iv) in section 64B(5) delete-
 - (A) “or 103(2)”, and
 - (B) “, or the European arrest warrant”,
 - (v) in section 64B(7)(a) delete-
 - (A) “or 103(2)”, and

- (B) “, or the European arrest warrant,”,
- (vi) in section 64B(8) delete-
 - (A) “or 103(2)”, and
 - (B) “, or the European arrest warrant,”,
- (vii) in section 64C(1)(b) delete “or 103(2)”.

Dated: 24th July 2025.

N FEETHAM,
Minister with responsibility for Justice.

EXPLANATORY MEMORANDUM

These Regulations amend the Extradition Act 2018 in order to permit the application of extradition conventions and other international arrangements to Member States of the European Union in their right as parties to those conventions or arrangements.

These Regulations also correct some minor errors.