

Section 54

(1) The requested Contracting Party shall close proceedings on extradition and release the arrested person if the required supplementary data have not been provided within the time limit to be determined according to Section 51 of this Treaty.

(2) A person who was arrested according to the provisions of Section 53 of this Treaty, shall be released if the request has not arrived within two months from the day on which the other Contracting Party was notified of the arrest of this person.

Section 55

Stay of Extradition

(1) If criminal proceedings are carried out against a person whose extradition is requested or if he has been sentenced on account of another punishable act on the territory of the requested Contracting Party, extradition may be stayed until the termination of criminal proceedings or the serving of the sentence.

(2) Should a stay of extradition lead to a prescription of criminal prosecution or engender difficulties in the carrying out of criminal proceedings against a person whose extradition is requested, a substantiated request by either Contracting Party for a temporary extradition may be granted for the carrying out of criminal proceedings. The requesting Contracting Party is obliged to return the extradited person not later than within three months after the day of extradition. This time limit may be extended in substantiated cases.

Section 56

Requests by several States

In cases of requests made by several States for the extradition of a person on account of a definite punishable act or of different punishable acts the requested Contracting Party shall decide which of the requests should be granted, taking into consideration the citizenship of the person whose extradition is requested as well as the place and the seriousness of the punishable act.

Section 57

Limits of Criminal Prosecution

(1) Without the consent of the requested Contracting Party, an extradited person may not be prosecuted nor forced to serve a penalty nor be extradited to a third State for the purpose of criminal prosecution or the serving of a penalty on account of another punishable act committed prior to extradition, to which extradition does not apply.

(2) The consent of the requested Contracting Party shall not be required

- a) if an extradited person who is not a citizen of the requesting Contracting Party, has not left the territory of the requesting State within one month from the day of the termination of criminal proceedings or execution of the penalty. This period does not include the time during which the extradited person was unable, in spite of his own intention, to leave the territory of that Contracting Party;
- b) if the extradited person has left the territory of the Contracting Party to whom he had been extradited, but has voluntarily returned to that territory.

Section 58

Notification on the Result of Criminal Proceedings

The Contracting Party who makes a request to extradite, shall notify the requested Contracting Party of the result of the criminal proceedings against the extradited person. If the extradited person is convicted a copy of the final decision is also to be transmitted.

Section 59

Handing over of the Person to be Extradited

(1) The requested Contracting Party who consented to the extradition, shall notify the other Contracting Party of place and time of the handing over of the person in question.

(2) A person whose extradition has been granted, shall be released if the requesting Contracting Party fails to take over this person within a period of seven days from the day which was determined as the day of handing him over.

Section 60

Repeated Extradition

If an extradited person evades, in whatever manner, criminal proceedings or the serving of a penalty and is found on the territory of the requested Contracting Party, he shall be extradited, on the basis of a renewed request to extradite, without the need to send the documents listed in Section 50 of this Treaty.

Section 61

Handing over of Objects

(1) The Contracting Party who is requested to extradite, shall hand over to the requesting Contracting Party the objects which had been used for the perpetration of the punishable act and regarding which extradition is admissible according to Section 45 of this Treaty, as well as the objects which the offender has appropriated through the punishable act. These objects shall be handed over even if the person concerned is not extradited because of death or for other reasons.

(2) The requested Contracting Party shall be entitled to temporarily retain the objects mentioned in para. (1) of this Section, if they are required for other criminal proceedings.

(3) Any rights of third parties regarding objects which are covered by para. (1) of this Section, shall not be affected. At the latest after termination of criminal proceedings, the Contracting Party to whom the objects have been handed over, shall return them to the requested Contracting Party for their transfer to the persons entitled to them. If persons who have rights to objects, live on the territory of the requesting Contracting Party, the latter shall be entitled, with the consent of the requested Contracting Party, to return the objects to the entitled persons.

Section 62

Transit

(1) The Contracting Parties shall permit each other, on request, the transit through their territory of such persons who are extradited to either Contracting Party by a third State. The requested Contracting Party shall not be obliged to permit transit if the extradition is not provided for according to this Treaty.