

**UK post-Norris extradition cases Involving
Article 8 and Children**

	Case Name	Date	Auths Ref. (inc MS ref)	Rel. paras.	Full court of single judge	Accusation or Conviction	Conduct alleged	Dependent children	Sole Carer	Both parents extradited	No other carers available in UK	Expert evidence of effect on (or care for) children?	Article 8 not relied upon	Children's Article 8 rights expressly considered	CRC cited?
1	A v CPS on behalf of Republic of Croatia [2010] EWHC 918 (Admin)	23-Mar-10	Tab 1, Vol 1 (MSP2444)	4 to 12	Full court	Both	Theft (10 month sentence), use of false passport (2004).	Father of 1 (age 10)	x (though mother suffered mental health difficulties)	x	x (though care proceedings to be commenced by Local Authority)	Yes	x	Yes	x
2	The Queen on the Application of Elizabeth Prosser and Secretary of State for the Home Department EWHC 1619 (Admin)	21-Apr-10		24-31	Full court	Accusation	Fraud x2, abduction of own daughter (1998)	No: child 18 living with father in USA.	x	x	x	x	x	x	x
3	Szczepanski v Regional Court, 3rd Penal Division, Poland [2010] EWHC 1268 (Admin)	22-Apr-10		6, 12	Full court	Conviction	Theft of car radios x 6 (2 month sentence); theft of cars x 2 (2 year sentence); evasion of child maintenance (1 year, 10 month sentence)	Father of "children"	x	x	x	x	x	x	x
4	Szlachetko v District Law Court of Swidnica, Poland [2010] EWHC 1719 (Admin)	14-May-10		14-15, 18-19	Full court	Accusation	Robbery (2000)	Father of 2 (age 4 & 6)	x	x	x	x	x	x	x
5	Bendik v Judicial Authority of Slovakia [2010] EWHC 1821 F(Admin)	18-Jun-10		24-27	Full court	Accusation	Assault and breach of the peace (1998)	Father of 5 (age 18, 17, two others at school, youngest aged 5)	x	x	x	x	x	Yes	x
6	Jones v District Court of Naunus [2010] EWHC 1684 (Admin)	22-Jun-10		12	Full court	Accusation	Fraud, value £34,000 (2007)	Father of 1 (age not specified)	x	x	x	x	Yes (section 25 only on appeal)	Yes	x
7	Bielecki v The Lord Advocate [2010] HJCIAC 66	23-Jun-10	Tab 15, Vol 1 (MSP2707)	4, 11, 13, 19	n/a	Conviction	Burglary, theft, robbery, vandalism, possession and supply of drugs (sentence not specified)	Carer of 1 (age not specified) - child of partner	x	x	x	x	x	x	x
8	Allen v HM Advocate [2010] ScotHC HJCIAC 74	21-Jul-10		5, 10, 15	n/a	Accusation	Assault/attempted murder (2004)	Father of 1 (adult)	x	x	x	x	x	x	x
9	Agundblade v Court of Munich [2010] EWHC 2116 (Admin)	23-Jul-10		No para numbers	Full court	Accusation	Obtaining a pecuniary advantage by deception (2006)	Father of 4 ("young children")	x	x	x	x	x	x	x
10	Betlejewski v District Court of Torun, Poland [2010] EWHC 2117 (Admin)	23-Jul-10		No para numbers	Full court	Conviction	Theft (1 year sentence), assault (1 year sentence)	Father of 1 (age 2)	x	x	x	x	x	x	x
11	R (Cichowski) v The Circuit Court In Poznan, Poland [2010] EWHC 2262 (Admin)	17-Aug-10	Tab 19, Vol 2 (MSP2776)	All	Single judge	Conviction	Commercial burglary x 4; domestic burglary x 1 (2 year 2 month sentence)	Mother of 1 (age 8)	Yes	n/a	Yes	Yes	x	Yes	x
12	The Queen on the Application of Kasprzak v Warsaw Regional Court [2010] EWHC 2966 (Admin)	02-Nov-10	Tab 91, Vol 7 (MSP4462)	8, 17-22	Single judge	Conviction	Assault (1 year 3 month sentence)	Father of 1 (age not specified) lives separately with mother	x	x	x	x	x	x	x
13	R (Antonovic) v The Prosecutor General's Office (A Lithuanian Judicial Authority) [2010] EWHC 2967 (Admin)	02-Nov-10	Tab 71, Vol 6 (MSP3980)	3, 16-20	Single judge	Accusation	Theft of mobile telephone, damage to vehicle, criminal damage (2006-2007)	Father of 1 ("recently born")	x	x	x	x	x	x	x
14	R (Kownacki) v District Court in Olsztyn, Poland [2010] EWHC 3027 (Admin)	05-Nov-10	Tab 55, Vol 4 (MSP3640)	8-9, 12	Single judge	Conviction	Driving whilst intoxicated, driving whilst disqualified (18 month sentence), handling stolen goods (2 year sentence)	Father of 2 (age 14 & 21 months - III)	x	x	x	x	x	x	x
15	Kudzevica v Riga Circuit Court, Latvia [2010] EWHC 3505 (Admin)	20-Dec-10		11 to 13	Single judge	Conviction	Conspiracy to supply Class A drugs, possession of Class A drugs with intent to supply (7 years 2 months remaining to be served of 8 year sentence)	Mother of 1 (age 3)	Yes	n/a	x	x	x	x	x
16	The Queen on the Application of Stojkova v District Court in Okresny [2010] EWHC 2532 (Admin)	20-Dec-10	Tab 109, Vol 8 (MSP4902)	31	Single judge	Conviction	Possession of 3g of heroin, theft of a purse (4 year sentence)	Mother of 2 (twins age 6)	Yes	n/a	x	x	x	x	x
17	R (Koniak) v Regional Court for Warsaw, Poland [2010] EWHC 3501 (Admin)	20-Dec-10		13-14	Single judge	Conviction	Assault (18 month sentence)	Father of 1 (aged 3 months)	x	x	x	x	x	x	x
18	Jerierowski v Regional Court of Turin [2010] EWHC 3620 (Admin)	20-Dec-10		12 - 15	Single judge	Conviction	Obtaining property by deception x 2 (1 year sentence)	Father of 1 (age 17)	x	x	x	x	x	Yes	x
19	Sawko v Circuit Court in Gorzow Wielkopolski, Poland [2011] EWHC 68 (Admin)	19-Jan-11		6, 8, 9	Single judge	Conviction	Offences concerning pornography and children (1 year sentence)	Father of 1 ("young child")	x	x	x	x	x	x	x
20	Androhovici v Court of Gura Humorului, Romania [2011] EWHC 130 (Admin)	19-Jan-11		4, 15	Single judge	Conviction	Illegal logging of timber (1 year sentence)	Father of 2 (ages 9 and 12)	x	x	x	x	x	x	x
21	Budaj v District Court of Presov, Slovak Republic [2011] EWHC 193 (Admin)	01-Feb-11	Tab 18, Vol 2 (MSP2771)	11, 12, 14	Single judge	Accusation	Theft x 2 and criminal damage (2002); robbery (2003)	Father of 6 ("all of them very young", one newborn)	x	x	x	x	x	Yes	x
22	R (Bartosiewicz) v District Court Warszawa Praga, Warsaw [2011] EWHC 439 (Admin)	02-Feb-11	Tab 76, Vol 6 (MSP4024)	6, 7, 9	Single judge	Conviction	Theft from a motorcar (2004), obtaining property by fraud (2004), stealing a mobile phone (7 months of 12 month sentence left to serve)	Father of 1 (age 2)	x	x	x	x	x	x	x
23	R (Greer aka Bailey) v The Serious Organised Crime Agency [2011] EWHC 446 (Admin) (aka Greer No 2)	08-Feb-11		5 - 11	Single judge	Accusation	Including possession with intent to supply substantial quantity of cannabis (prior to 2003)	Father of 2 (ages 9 and 11)	x	x	x (but may damage children's health)	Yes	x	Yes	x
24	Kubiak v Judicial Authority of Poland [2011] EWHC 449 (Admin)	09-Feb-11		6	Single judge	Conviction	Possession of marijuana, making a false statement regarding how and for how much he had acquired it (14 month sentence)	Father of 2 ("young")	x	x	x	x	x	x	x
25	R (Lukaszuk) v District Court of Czestochowa, Poland [2011] EWHC 508 (Admin)	09-Feb-11		6 - 7	Single judge	Conviction	Handling stolen goods, fraud and firearms offences (1 year and 3 days left to serve of 8 year sentence)	Father of 2 (teenagers)	x	x	x	x	Yes	x	x
26	R (Fillipek) v The Provincial Court in Lubin, Poland [2011] EWHC 506 (Admin)	14-Feb-11		25	Single judge	Conviction	Burglary, attempted burglary and theft (sentenced in 1992 and 1994, sentences of 1 year and 4 months and 2 years remaining to be served)	Father of one (teenager)	x	x	x	x	x	x	x
27	Kmita v Government of Poland [2011] EWHC 442 (Admin)	17-Feb-11		8, 9, 14-16	Single judge	Conviction	Drug trafficking (1 year 11 months and 4 days left to serve of 2 year sentence)	Father- parental responsibility for 3 children of wife from an earlier marriage and 2 children under 5	x	x	x	x	x	x	x
28	R (Gorczyński) v District Court of Torun, Poland [2011] EWHC 512 (Admin)	17-Feb-11		11 - 12	Single judge	Conviction	Fraud, theft, handling, burglary and possession of drugs (3 years 8 months 20 days sentence)	Father of 1 (age 3)	x	x	x	x	x	Unclear	x
29	R (Kowalski) v Judicial Authority of Poland [2011] EWHC 942 (Admin)	22-Feb-11		10 - 13	Single judge	Accusation	Assault (serious injuries) and robbery of mobile telephones, cash card and jewellery (2004); Aggravated burglary, violence against occupiers, theft of cash and car (2004); commercial burglary (2004); Aggravated burglary of shop, owners beaten, cash stolen (2004)	Father of 2	x	x	x	x	x	x	x

30	R (Cepkauskas) v District Court of Marijampole, Lithuania [2011] EWHC 757 (Admin)	23-Feb-11		18, 29-31, 33, 35	Single Judge	Accusation	Theft of cars x 4 (1997-1998); assault x 1 (1997)	Father of 1 (age 2), supporter of 4 other children of fiancée. Fiance pregnant	x	x	x	x	Yes	x	x
31	R (Kozluk) v Circuit Court in Poland [2011] EWHC 617 (Admin)	24-Feb-11	Tab 92, Vol 7 (Msp4470)	9 - 10	Single Judge	Accusation	Driving whilst disqualified (2004)	Father of 2 (ages 4 and 11)	x	x	x	x	x	x	x
32	Ras v City of Westminster Magistrates' Court & Anor. [2011] EWHC 562 (Admin)	24-Feb-11		8 - 18	Single Judge	Conviction	Drunk driving and criminal damage (12 month sentence)	Father of 1 (age 4)	x	x	x	x	x	Unclear	x
33	Kozlov v The Koszalin District Court, Poland [2011] EWHC 1110 (Admin)	25-Feb-11	Tab 56, Vol 4 (Msp3644)	5, 7, 13-19	Single Judge	Conviction	Attempted theft of a vehicle and theft of a vehicle (1 year 7 months and 10 days of 3 year sentence left to serve)	Father of 2 (ages 5 and 8)	x	x	x	x	x	Yes	x
34	Mazurkiewicz v Poland Rzeszow Circuit Court [2011] EWHC 659 (Admin)	22-Mar-11		14	Full court	Conviction	Forgery and harassment (14 month sentence); assault and criminal damage to a car (18 month sentence)	Father of 1 (age 2)	x	x	x	x	Yes	x	x
35	B v The District Court in Trutnov, Czech Republic & Anor. [2011] EWHC 963 (Admin)	15-Apr-11	Tab 13, Vol 1 (Msp2677)	37 - 68	Single Judge	Conviction	Fraud (1 year sentence), theft (8 month sentence)	Mother of 4 (ages 2, 3, 5 and 9)	Yes	x	x (estranged husband - but might have to leave UK with children)	Yes	x	Yes	x (but ZH cited)
36	Ulatowski (No.2) v Regional Court in Gdansk, Poland [2011] EWHC 1260 (Admin)	05-May-11		7, 9 - 12	Single Judge	Accusation	Fraud x 2 (2000-2001), value 315,000 PLN	Father of 3 (ages 1, 12, 17) and carer for daughter of wife (age 18)	x	x	x	x	x	Unclear	x
37	Boismard v District Court in Lubin, Poland [2011] EWHC 1454 (Admin)	06-May-11		13-14, 18-22	Single Judge	Accusation	Fraud (1998) ("amount significant but not unduly large...not particularly serious...trivial")	Father of 2 (1 age about 13 - mother dead), 1 baby with new partner	x	x	x (assuming new partner will care for eldest child)	x	Yes	x	x
38	Marusinski v Regional Court of Piatrkow, Poland [2011] EWHC 1296 (Admin)	10-May-11		14 - 21	Single Judge	Conviction	3 fraud offences (1 year, 1 month and 29 days left to serve of 18 month sentence)	Father of 1 (newborn)	x	x	x	x	x	x	x
39	HH v City of Westminster Magistrates' Court & Anor; PH v Deputy Prosecutor of the Italian Republic, Genoa [2011] EWHC 1145 (Admin)	11-May-11	Tab 86, Vol 7 (Msp4315)												
40	Trzonek v Circuit Court 2nd Olsztyn, Poland Poland [2011] EWHC 1619 (Admin)	13-May-11		6, 10-11	Single Judge	Conviction	Theft x 25 (2 years & 11 months of a 5.5 year sentence remaining to be served)	Father of 1 (age not specified) in UK / pregnant girlfriend in Poland	x	x	x	x	x	x	x
41	Irwinski v Regional Court in Bydgoszcz, Poland [2011] EWHC 1594 (Admin)	13-May-11	Tab 47, Vol 4 (Msp3455)	4 to 9	Single Judge	Conviction	Commercial burglaries x 6 (18 months)	Father of 1 (age 1)	x	x	Mother (in work)	x	x	x	x
42	Ciesielski v District Court in Kalisz, Poland [2011] EWHC 1503 (Admin)	20-May-11		8, 11, 31-33	Single Judge	Both	Unspecified x 6 (22 months); Fraud x 2 (2000-2002); theft x 1 (2004), fraud x 2 (2004)	Father of 1 (age 6)	x	x	x	x	x	x	x
43	Golab v Regional Court in Elblag, Poland [2011] EWHC 1497 (Admin)	26-May-11		2, 7-8, 12-14	Single Judge	Conviction	Possession of drugs (10 month sentence), burglary (1 year sentence), robbery (2 year sentence), possession of ammunition/weapon (1 year sentence)	Father of 2 (age 13 & 3.5)	x	x	x	x	x	x	x
44	Wojciechowski v Polish Court of Zielona Gora [2011] EWHC 1748 (Admin)	27-May-11		3, 6-7	Single Judge	Conviction	Drug trafficking x 7 (2 year, 10 month sentence)	Father of 2	x	x	x	x	x	x	x
45	R (Braszewski) v District Court in Zamosc, Poland [2011] EWHC 2253 (Admin)	17-Jun-11		5 to 16	Single Judge	Conviction	Possession of drugs with intent to supply, extortion, use of false documents (3 years, 7 months remaining to be served of 5 year, six month sentence)	Carer of 1 (grandchild age 8. Not primary carer)	x	x	x	x	x	Yes (ZH and HH considered)	x
46	Radvilavicius v District Court of Alytus, Lithuania [2011] EWHC 1795 (Admin)	21-Jun-11		2	Single Judge	Conviction	Theft (12 month sentence)	Partner pregnant	x	x	x	x	x	x	x
47	Rzeczkowski v Provincial Court in Warsaw Poland [2011] EWHC 1698	21-Jun-11	Tab 115, Vol 9 (Msp5035)	2-3, 8-16	Single Judge	Conviction	Attempted robbery (to serve 3 years of 5 year sentence imposed in 1996 when aged 17)	Father of 2 (age 11 & ?)	x	x	x	x	x	Yes	x
48	Krzak v District Court of Tarnobrzeg, Poland [2011] EWHC 1801 (Admin)	21-Jun-11		2 to 7	Single Judge	Conviction	Not specified (2.5 year sentence)	Baby (2 months) - wife pregnant at time of extradition order	x	x	x	x	x	x	x
49	Susz v Government of Poland [2011] EWHC 1862 (Admin)	23-Jun-11		31-35	Full court	Both	Assault, threats to kill x 2, attempted robbery, extortion, possession of cannabis with intent to supply (3.5 years of 4 year sentence to be served) and theft (2005)	Carer of 1 (daughter of fiancée, age 8)	x	x	x	x	x	x	x
50	Pazdziora v Regional Court in Bielsko-Biala, Poland [2011] EWHC 1859 (Admin)	29-Jun-11		3, 10(1)	Single Judge	Conviction	Not specified (2 year sentence, plus 15 month sentence)	Father of 1 (age 5 months)	x	x	x	x	x	x	x
51	Semen v Legnica District Court Poland [2011] EWHC 1960 (Admin)	07-Jul-11	Tab 137, Vol 10 (Msp5509)	4 to 9	Single Judge	Both	Handling stolen goods (6 month sentence); handling stolen goods (2003)	Father of 3 (age 4, 2 and 7 months)	x	x	x	x	x	x (but HH cited)	x
52	Raczynski v Regional Court in Kielce, Poland [2011] EWHC 1959 (Admin)	07-Jul-11		4, 8, 10	Single Judge	Both	Robbery (2 year sentence); aggravated burglary (2001)	Carer of 1 (teenage daughter of partner)	x	x	x	x	x	x	x
53	Zawodzynski v Circuit Law Court in Swidnica, Poland [2011] EWHC 2352 (Admin)	21-Jul-11		3, 5-9	Single Judge	Conviction	Unspecified (2 year sentence if concurrent; 7 years if consecutive)	Father of 1 (daughter in Poland)	x	x	n/a	x	x	x	x
54	BH & KAS or H v The Lord Advocate [2011] HCJAC 77	29-Jul-11	KAH Appendix 1, MSp1373 / BH Appendix 1, MSp1842												
55	R (Jankowski) v Regional Court in Gorzowie Wielkopolskim, Poland [2011] EWHC 2461 (Admin)	31-Aug-11		2 to 5	Single Judge	Conviction	Numerous offences of dishonesty (2 year, 4 month sentence and 6 month sentence)	Father of 1 (age not specified)	x	x	x	x	x	x (but HH cited)	x
56	R (Wielgosz) v Circuit Court in Zielona Gora, Poland [2011] EWHC 2462 (Admin)	31-Aug-11		4 to 5	Single Judge	Conviction	Unspecified (3 year, 4 month sentence)	Father of 1 (age 6)	x	x	x	x	x	x	x
57	Kaczmarek v Wolliszlaw Slaski Court in Poland [2011] EWHC 2460 (Admin)	31-Aug-11		2, 11-13	Single Judge	Conviction	Robbery (2 year sentence)	Father of 1 (age 6 months)	x	x	x (but adjourned to permit Appellant to show otherwise)	x	x	x	x
58	Zajackowski v Sad Rejonowy W Malborku, Poland [2011] EWHC 2433 (Admin)	02-Sep-11		2, 11-12	Single Judge	Conviction	Circulation and possession of counterfeit banknotes; presentation of false driving licence (2 year sentence)	Father of 1 (age 5)	x	x	x	x	x	x	x
59	Smuda v District Court of Poznan, Poland [2011] EWHC 2734 (Admin)	11-Oct-11	Tab 139, Vol 10 (Msp5540)	7 to 8	Single Judge	Conviction	Serious drugs offences (3 year sentence); breach of suspended sentence (6 month sentence) - 22 months remaining to be served	Father of 1 (age not specified) - child ill	x	x	x	x (possibly re ill-health)	x	x	x
60	Ponichetera v Regional Court in Ostroleka Poland [2011] EWHC 3518 (Admin)	29-Nov-11		4-6, 10-15	Single Judge	Accusation	Drug trafficking offences	Father of 1 (age 5)	x	x	x (but suffers depression)	x	x	x	x
61	Oleg Panteleev v District Prosecutor of East Finland [2011] EWHC 3353 (Admin)	30-Nov-11		24, 26-30	Single Judge	Accusation	Fraud and tax evasion x 3 (2004)	Father of 1 (age not specified)	x	x	x	x	x	x	x
62	HM Advocate, Re 4th Criminal Court of Lisbon, A Portuguese Judicial Authority [2011] ScotHC HCJAC 121	09-Dec-11	Tab 53, Vol 4 (Msp3617)	1-6, 13-17, 19-21	n/a	Conviction	Importation of 657kg cocaine (3.5 year sentence)	Father / carer of 1 (age 6); pregnant with additional child	x	Yes	Yes	Yes	x	x	x
63	Machel v District Court in Krakow, Poland [2011] 3644 (Admin)	14-Dec-11		2-4, 6	Single Judge	Conviction	Unspecified (4 year sentence)	Father of 1 ("small child")	x	x	x	x	x	Yes	x

64	Wisniewski v President of the Circuit Court of Torun, Poland [2011] EWHC 3620 (Admin)	16-Dec-11		8, 15-19	Single Judge	Conviction	Theft from a motorcar (15 month sentence); theft of nails (1 year sentence); assault with a spade causing serious injuries and threats to kill in order to pervert the course of justice (2 year sentence)	Father of 1 (aged nearly 2); wife pregnant with second child; carer for wife's other 2 daughters	x	x	x	x	x	Yes	x
65	Howell v Deputy Attorney General Court of Appeal of Douai, France [2012] EWHC (Admin)	17-Jan-12		6-7, 27-31	Full court	Conviction	Drug trafficking x 4 (2 years, 11 months remaining to serve of 42 month sentence)	Father of son (age not specified) - autistic	x	x	x	x	x	x	x
66	R (on the application of Filippek-Kwasny) v Polish Judicial Authority [2012] EWHC 25 (Admin)	19-Jan-12	Tab 85, Vol 7 (MSp4304)												
67	Beretki v Harghita Law Court, Romania [2012] EWHC 336 (Admin)	25-Jan-12		34, 39-40	Single Judge	Conviction	Possession of firearms and ammunition (2 years, 11 months outstanding from 3 year sentence)	Carer of 1 (age not specified) - child of partner	x	x	x	x	x	Yes	x
68	Hegyí v Law Enforcement Unit of Veszprem County Court [2012] EWHC 158 (Admin)	31-Jan-12		8, 12-14	Single Judge	Conviction	Theft of mobile telephones (1 year, 2 month sentence); criminal damage, taking a vehicle without consent, attempted taking of vehicle (1 year, 4 month sentence)	Father (carer?) of 1 (age not specified) - child of partner	x	x	x (but wife suffers epilepsy)	x	x	x	x
69	Zakrzewski v District Court in Torun, Poland [2012] EWHC 173 (Admin)	07-Feb-12		33-34, 44-45	Single Judge	Conviction	Theft x 8 (2 year sentence); assault, robbery x 2, theft x 3 (1 year, 10 month sentence)	Father of 1 (age 1.5)	x	x	x	x	x	Yes	x
70	Myslinski v The Regional Court (sad Rejowony) Opole Poland [2012] EWHC 320 (Admin)	07-Feb-12		5 to 9	Single Judge	Conviction	Serious offences of robbery and possession of a firearm (3 years, 9 months outstanding from 4 year sentence)	Father of 1 (aged not specified); carer of 1 (age not specified) - child of wife	x	x	x	x	x	Yes	x
71	Gorcowska v District Court in Torun, Poland [2012] EWHC 378 (Admin)	08-Feb-12		2-5, 8-15	Single Judge	Conviction	Possession 4g amphetamine (10 month sentence imposed when aged 17)	Mother of 1 (age 11 months)	Yes	n/a	x (father in UK but working night shifts)	x	x	Yes	x
72	Cheung v Central Magistrates' Court No. 3, High Court, Spain [2012] EWHC (Admin)	14-Feb-12			Single Judge	Accusation	Falsification of currency; embezzlement, value over €92,000 (2002)	Father of 2 (age 12 & 8) - divorced, not primary carer	x	x	n/a	x	x	x	x
73	Plotkowski v Regional Court in Elblag, Poland [2012] EWHC 375 (Admin)	14-Feb-12		3-4, 6-11	Single Judge	Conviction	31 drug offences (2 year, 10 month sentence)	Carer of 1 (age not specified) - child of partner	x	x	Yes (difficult if not impossible)	x	x	Yes	x