Stefan Hyman

Junior Counsel - Under 15 Years
CALLED 2015

"Stefan's eye for detail is on another level, and his written work is second to none."
CHAMBERS AND PARTNERS, 2026

Stefan's practice comprises extradition & INTERPOL work, English and European criminal law, UK and EU sanctions law and administrative law in England.

He was called to the Bar of England and Wales in 2015 and became a Barrister-at-Law in Ireland in 2025.

Stefan sits on the Bar Council's European Committee where he specialises in justice and law enforcement issues. He serves as a UK Delegate to the Council of Bars and Law Societies of Europe's (CCBE) Criminal Law Committee. He is on the Advisory Board of the European Criminal Bar Association (ECBA).

Stefan is well-liked by solicitors and clients who value his easy manner and pragmatism. He is ranked in the Legal 500 as a Leading Junior in the field of International Crime and Extradition (2024), "He is imaginative and insightful and has a very energetic, charming court manner – judges like him". He frequently publishes on extradition law and has contributed to reports on the state of UK/EU security cooperation post-Brexit and law reform. He is qualified to represent members of the public directly in accordance with the Bar Council's Direct Access

Scheme.

Areas of Expertise

- **Extradition & Interpol**

Stefan represents parties at first instance and on appeal to the Administrative Court and UK Supreme Court. He is expert at making technical challenges to extradition requests and advancing human rights arguments. The latter include ill-treatment/refoulement, incompliant prison conditions, trafficking in persons, fair trial rights (including remedies to trial in absence) and protection of family life rights.

As a fluent Spanish speaker, he has particular interest in Spanish and Latin American cases. Recently, Stefan has successfully defended Belgian, Cypriot and Greek cases and appeared for governments in Balkan, Canadian and US cases. In addition, Stefan advises Sovereign Base Areas Administration (SBAA) on the removal of offenders and exhibits to Cyprus. He is appointed to the CPS' Extradition Panel at Level 3.

Stefan advises on ancillary matters to extradition, including sentence transfer, voluntary surrender, recognition of time spent on bail in the UK, and withdrawal of warrants/SIS II alerts. He advises on applications to INTERPOL's Commission for the Control of Files (CCF) to obtain what data INTERPOL holds on a subject and to seek correction or deletion thereof.

- **European criminal law**

Stefan is an expert on the justice and law enforcement provisions of the UK/EU Trade and Cooperation Agreement. He advises on all matters including mutual legal assistance, evidence sharing, data protection and human rights.

Under his Irish qualification, Stefan advises on EU instruments like the European arrest warrant (EAW), the European investigation order (EIO), European Production/Preservation Orders (EPO) and intra-EU sentence, bail and probation transfer. He assists European colleagues with preliminary references to the Court of Justice under Article 267 TFEU on these measures and on any UK nexus to a European Public Prosecutor's Office (EPPO) investigation.

- **UK & EU sanctions law**

Having been seconded to the Foreign, Commonwealth and Development Office's (FCDO) sanctions legal team in 2023/4, Stefan is an expert on UK sanctions law. This includes the operation of the Sanctions and Anti-Money Laundering Act 2018, and the sanctions regulations/orders in council made thereunder. He advises on civil or criminal liability for

breach, making information requests, preparing Ministerial review requests and court reviews (CPR 79) and licensing (including the interaction between the UK, Crown Dependencies and Overseas Territories).

Under his Irish qualification, Stefan advises on EU sanctions legislation including common foreign and security policy decisions (CFSP) adopted under Article 29 TEU and restrictive measures under Article 215 TFEU. This includes challenges before the General Court under Article 275 TFEU.

- **Domestic criminal law**

Stefan prosecutes and defends in the Crown Court and prosecutes in the Sovereign Base Areas. He receives instructions in cases involving honesty, drugs, violence, fraud and money laundering. He has an interest in evidential and jurisdictional issues and disclosure. He is appointed to the CPS' General Crime, Specialist Fraud and Special Crime panels at Level 2.

- **Administrative law (England & Wales)**

Stefan receives instructions to represent persons or government bodies in judicial review proceedings under CPR 54. He advises across a range of subject areas including immigration/nationality law, prison law and inquests. He is adept at making and defending human rights challenges.

Notable Cases

Extradition

R (Coelho) v Secretary of State for the Home Department [2025] EWHC 2293

In *R (Coelho) v SSHD*, the High Court allowed a judicial review claim where the Home Secretary refused to allow the Parties (the requested person, the US and Portugal) to make representations about to where the requested person should be extradited. He faces conflicting extradition requests for similar conduct. Linden J found that the Home Secretary (i) had not acted fairly by refusing to receive representations; (ii) had failed to take account of relevant considerations; and (iii) had made material factual errors in the submission to the Minister thereby vitiating the decision.

The High Court relied on a recent CJEU judgment (OP v Procureur de la Republique (Case C-763/22)) to interpret section 179 of the Extradition Act 2003. OP concerns Article 16 of the EAW Framework Decision which is materially the same as Article 614 of the Trade and Cooperation Agreement. This provides that an authority (administrative or judicial) must give consideration to all the circumstances of the case including the interests of the person concerned [43].

The case will return to the Home Secretary for a fresh decision.

Stefan Hyman represented Portugal and was instructed by the CPS Extradition Unit.

Evangelou v Chief Constable of the Sovereign Base Areas of Akrotiri and Dhekelia (Appeal to JR No. 1/2023)

It was not an abuse of process for the Chief Constable of the Sovereign Base Areas of Akrotiri and Dhekelia (SBAs) to return exhibits (dummy drugs packages) belonging to the Cyprus Police after the Resident Judge's Court had refused the removal of the Interested Parties to Cyprus on foot of the forum bar. The forum bar does not confer an obligation on the SBAs to prosecute a defendant, nor a duty on Attorney General of Cyprus to halt its prosecution. The territorial effect of the Resident Judge's Court is limited to the SBAs. The arrested persons had placed themselves within the jurisdiction of Cyprus.

Stefan was led by Helen Malcolm KC.

See the judgment here

Bertino v Public Prosecutor's Office, Italy [2024] UKSC 9; [2024] 1 WLR 1483

To be deliberately absent from trial within the meaning of section 20(3) of the Extradition Act 2003, a requested person must have knowingly and intelligently waived his/her right to attend trial in person. This normally requires express notification of the date/place of trial and that it may proceed in absence. Only in extreme circumstances may a court find that a requested person who has not been so notified could have reasonably have foreseen the consequences of his/her conduct so that an extradition court may be sure of unequivocal waiver.

Read the judgment here

Merticariu v Judecatoria Arad, Romania [2024] UKSC 10; [2024] 1 WLR 1506

A right to a retrial within the meaning of section 20(5) of the Extradition Act 2003 confers an entitlement to receive a retrial in the requesting state and not an opportunity to apply for one. The only limitation to the entitlement may be procedural, such as a requirement to request within a specified time limit. The responses received to the requests for further information demonstrated that a judicial authority in Romania had a discretion to grant a retrial and therefore did not fulfil the requirements of section 20(5) of the Extradition Act 2003.

Read the judgment here

Paczkowski v Regional Court of Szczecin, Poland [2023] EWHC 1489 (Admin)

A party to appellate proceedings under the Extradition Act 2003 may reapply for the admission of evidence at an appeal hearing where a judge has refused the application on the papers. The admissibility of evidence is a substantive matter and not a case management decision. Under r.50.17 Crim PR, only case management decisions can be made on the papers.

Read the judgment here

Vascenkovs v Latvia [2023] EWHC 2830 (Admin)

Swift J considered whether Articles 597 and 613 of the UK-EU Trade and Co-operation Agreement 2020 (TCA) altered the post-Brexit approach to extradition by virtue of the newly created 'principle of proportionality'. He disagreed with Sir Ross Cranston's analysis in Dujka (see below). Swift J held that the TCA, as an unincorporated international treaty which proceeded section 21A of the Act, could not alter the approach thereto at common law. He concluded that the principles of mutual recognition and proportionate surrender are one and the same thing. Swift J certified a question of law of general public importance to the Supreme Court. Currently, a permission decision is awaited.

High Court

Link to judgment

Dujka v Czech Republic [2023] EWHC 1842 (Admin)

After completing a sentence on a conviction Arrest warrant, the requested person was sought only in respect of a minor shoplifting offence. Sir Ross Cranston reconsidered the principle of proportionality under the UK-EU Trade and Co-operation Agreement 2020 focussing on Article 597 and the mechanism to seek/receive supplementary information on proportionality under Article 613.

Paczkowski v Regional Court in Szczecin, Poland [2023] EWHC 1482 (Admin)

Reconsideration of the principles concerning the admissibility of evidence on appeal where a party succeeds at first instance and seeks to introduce fresh evidence to buttress a district judge's finding. The Court evaluated whether a party can ask a judge at an appeal hearing to rehear an application to admit fresh evidence where a single judge refuses it in a paper permission decision.

Ristin v Court of Timisoara, Romania [2022] EWHC 3163 (Admin)

Consideration of whether the first instance judge was correct to find that the requested person was a fugitive at common law. The Court concluded that a lack of a prohibition on a requested person from leaving the requesting state does not preclude a finding of fugitivity at common law.

Fedorowicz v Prosecutor General's Office, Lithuania [2022] EWHC 3088 (Admin)

Analysis of extraterritorial dual criminality under section 64(4) EA in the context of section 45 of the Serious Crime Act 2015 in which Parliament incorporated the offence in Article 5 of the UN Convention on Transnational Organized Crime 2000 into UK law. To furnish a domestic court with jurisdiction to try a defendant, Fordham J held that a person must participate in some of an organised crime group's activities in England & Wales; it was not enough that another member of the organised crime group participated in activities in England & Wales whilst the person's own activities took place abroad.

Court of Appeal of Thessaloniki v Hysa and Others [2022] EWHC 2050 (Admin)

Successful defence of a CPS appeal against a District Judge's decision to discharge three requested persons due to insufficient personal space at Thessaloniki (Diavata) Prison. All were released from extradition proceedings after the Greek authorities failed to answer the District Judge's Aranyosi request. Four days afterwards, a document purporting to serve as an assurance was received. The CPS appealed. In its decision, the Court considered: (i) the ambit of judicial review versus a statutory appeal under section 26 or 28 EA where a ruling resulted in a final order; (ii) the standard of review when seeking to make "a collateral attack" on a case management decision which resulted in final order; (iii) the "relevant question" upon remittal under section 29(5) EA. Mark Summers KC led Stefan.

R (Salomon) v Westminster Magistrates' Court [2022] EWHC 83 (Admin)

Evaluation of whether the High Court or an extradition judge at Westminster Magistrates' Court can "reopen" consent where it is alleged that incorrect legal advice was given before an initial hearing. James Hines KC led Stefan.

Extradition

Achievements

Memberships

- The Honourable Society of Lincoln's Inn
- The Criminal Bar Association
- Defence Extradition Lawyers' Forum
- European Criminal Bar Association
- UK Association for European Law

Appointments

- CPS Extradition Panel (Grade 3)
- CPS Panel (Grade 2)
- CPS Fraud Panel (Grade 2)
- CPS Serious Crime Panel (Grade 2)
- European Committee, Bar Council
- CCBE Criminal Law Committee (UK Delegation)
- Attorney General's Panel of Counsel - C Panel

Publications

- Crimeline (2025), Referrals for improper applications: a warning shot from the High Court
- Crimeline (2024), CJEU says EAW mutual trust and mutual recognition doesn't apply to the UK anymore
- Crimeline (2024), Five take aways on Bertino and Merticariu
- Crimeline (2024), More trial in absence decisions from Luxembourg and a quick note on EPPO
- Crimeline (2023), The Rwanda cases and their impact on extradition/
- Crimeline (2023) & DELF Newsletter (2023), Two important EAW decisions and what they meant to us
- Crimeline (2022), Detention conditions and release mechanisms: the approach to countries outside the Council of Europe
- Crimeline (2022), Meanwhile in Europe…: a summary of the Court of Justice's recent case law on the EAW
- Crimeline (2022), How to interpret the Extradition Act 2003? From compatible to conforming interpretation to incorporation
- Crimeline (2022), Appeals procedure in extradition cases
- Crimeline (2021), Marosan V Romania (2021) EWHC 3098 and an underlying theme: how to ascertain the EU law obligations of foreign courts
- DELF Newsletter (2021), Recent Developments in Appeal Procedure
- Crimeline (2021), Zabolotnyi in the Supreme Court: three takeaways and a look to the future
- Crimeline (2020), Extradition to the EU-27 under the UK/EU Trade and Cooperation Agreement: similarities and ten key differences (updated) (with Jonathan Swain)
- Crimeline (2020), Looking beyond the Transition Period: will there be surrender? (with Jonathan Swain)

Awards

- Honourable Society of Lincoln's Inn, Buchan Prize for BPTC Result (2015).

- Honourable Society of Lincoln's Inn, Lord Denning Scholarship for the BPTC (2014).
- Organization of American States, Best Participant in the Model OAS (2010).
- University of Edinburgh, Special Distinction in Spoken Spanish (2009)

Education

- City Law School (2015), Bar Professional Training Course, Outstanding
- City Law School (2015), Graduate Diploma in Law, Commendation
- King's College London (2010), MA in War Studies, Distinction
- University of Edinburgh (2009), MA (Hons.) in European History and Spanish, First-class with Honours

Recognition

"He is an encyclopaedia of European law and has interesting insights. He advances more novel arguments and his written work is extremely detailed." **Chambers and Partners, 2025**

"Stefan is an excellent and highly sophisticated junior barrister, offering very strong advocacy and very solid case preparation and client service." **Chambers and Partners, 2025**

"He is a real intellectual powerhouse and gets results." **Chambers and Partners, 2025**

"His knowledge and experience in European jurisprudence and law set him apart from many contemporaries." **Legal 500, 2025**

"He is an encyclopaedia of European law and has interesting insights." **Chambers and Partners, 2025**

"He has a relaxed but persuasive demeanour in court and is hugely personable." **Legal 500, 2025**

"Stefan has an encyclopaedic knowledge of case law." **Legal 500, 2025**

"Stefan Hyman is super-bright and prepares really compelling arguments." **Chambers and Partners, 2024**

"He is imaginative and insightful and has a very energetic, charming court manner – judges like him." **Legal 500, 2024**

"Stefan is really thorough in his research and always on top of the law." **Chambers and Partners, 2023**

"Stefan knows his extradition and public law really well." **Legal 500, 2023**

"He is a fantastic advocate who goes the extra mile every time." **Chambers and Partners, 2023**