



# Criminal Justice and Immigration Act 2008

## 2008 CHAPTER 4

### PART 6

#### INTERNATIONAL CO-OPERATION IN RELATION TO CRIMINAL JUSTICE MATTERS

##### *Recognition of financial penalties: requests from other member States*

#### **90 Transfer of certificates to central authority for Scotland**

- (1) This section applies where—
  - (a) the competent authority or central authority of a member State other than the United Kingdom gives the Lord Chancellor—
    - (i) a certificate requesting enforcement under the Framework Decision on financial penalties, and
    - (ii) the decision, or a certified copy of the decision, requiring payment of the financial penalty to which the certificate relates, but
  - (b) the Lord Chancellor is not required by section 84 or 87 to give the documents to a designated officer for a local justice area in England and Wales or to a clerk of petty sessions for a petty sessions district in Northern Ireland.
- (2) If the certificate states that the person is normally resident or has property or a source of income in Scotland, the Lord Chancellor must give the documents to the central authority for Scotland.