

## 1994 No. 350

## CRIMINAL PROCEDURE

**The Criminal Justice (Confiscation) (Designated Countries and Territories) (1991 Order) (Amendment No. 2) (Northern Ireland) Order 1994**

*Made* . . . . . 6th September 1994

*Coming into operation* . . . . . 1st November 1994

*To be laid before Parliament*

The Secretary of State, in pursuance of Article 27 of the Criminal Justice (Confiscation) (Northern Ireland) Order 1990(a), hereby makes the following Order:—

*Citation, commencement and interpretation*

1.—(1) This Order may be cited as the Criminal Justice (Confiscation) (Designated Countries and Territories) (1991 Order) (Amendment No. 2) (Northern Ireland) Order 1994 and shall come into operation on 1st November 1994.

(2) In this Order—

“the Order” means the Criminal Justice (Confiscation) (Northern Ireland) Order 1990 and “the principal Order” means the Criminal Justice (Confiscation) (Designated Countries and Territories) (Northern Ireland) Order 1991(b).

2. Schedule 1 to the principal Order shall be amended as follows—

(a) by the insertion, at the appropriate places in alphabetical order, of the entries for those countries and territories specified in the Schedule being countries and territories designated under section 26 of the Drug Trafficking Offences Act 1986(c); and

(b) by the removal of the entry relating to Czechoslovakia.

3. The Appendix set out at the end of Schedule 3 to the principal Order (which defines the institution of proceedings for the purposes of sub-paragraph (a) of Article 2(13) of the Order as modified by Schedule 2 to the principal Order) shall be amended by the insertion, after the entry relating to Bermuda, of the following—

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(a) S.I. 1990/2588 (N.I. 17)

(b) S.R. 1991 No. 221, as amended by S.R. 1992 No. 469, S.R. 1993 No. 358 and S.R. 1994 No. 164

(c) 1986 c. 32

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“British Virgin Islands

- (a) when a summons or warrant is issued in respect of an offence;
- (b) when a person is charged with an offence after being taken into custody without a warrant;
- (c) when an indictment is preferred”.

Northern Ireland Office  
6th September 1994

*P. B. B. Mayhew*  
One of Her Majesty’s Principal  
Secretaries of State

**Designated Countries**

<i>Designated country</i>	<i>Appropriate authority</i>
British Virgin Islands	The Attorney General of the British Virgin Islands
The Czech Republic	
Finland	
Latvia	
Sudan	

**EXPLANATORY NOTE**

*(This note is not part of the Order.)*

This Order further amends the Criminal Justice (Confiscation) (Designated Countries and Territories) (Northern Ireland) Order 1991 ("the principal Order") which provides that, subject to certain modifications, the Criminal Justice (Confiscation) (Northern Ireland) Order 1990 applies to an order made by a court in any of the countries or territories listed in Schedule 1 to the principal Order (being countries and territories designated under section 26 of the Drug Trafficking Offences Act 1986) for the purpose of recovering payments or other rewards received in connection with drug trafficking or their value, and to proceedings which have been or are to be instituted in a designated country or territory and may result in such an order being made there.

Article 2 of this Order amends the list of designated countries in the principal Order by the addition of the British Virgin Islands, the Czech Republic, Finland, Latvia and Sudan. It also deletes the entry relating to Czechoslovakia. Article 3 makes consequential amendments to the principal Order.

By virtue of Article 1(1) this Order comes into operation on 1st November 1994.