



Criminal Justice (International Co-operation) Act 1990

CHAPTER 5

CRIMINAL JUSTICE (INTERNATIONAL CO-OPERATION) ACT 1990

PART I

CRIMINAL PROCEEDINGS AND INVESTIGATIONS

Mutual service of process

- 1 Service of overseas process in United Kingdom.
- 2 Service of United Kingdom process overseas.

Mutual provision of evidence

- 3 Overseas evidence for use in United Kingdom.
- 4 United Kingdom evidence for use overseas.
- 5 Transfer of United Kingdom prisoner to give evidence or assist investigation overseas.
- 6 Transfer of overseas prisoner to give evidence or assist investigation in the United Kingdom.

Additional co-operation powers

- 7 Search etc. for material relevant to overseas investigation.
- 8 Search etc. for material relevant to overseas investigation: Scotland.
- 9 Enforcement of overseas forfeiture orders.

Supplementary

- 10 Rules of court.

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (International Co-operation) Act 1990. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

- 11 Application to courts-martial etc.

PART II

THE VIENNA CONVENTION

Substances useful for manufacture of controlled drugs

- 12 Manufacture and supply of scheduled substances.
13 Regulations about scheduled substances.

Proceeds of drug trafficking

- 14 [Concealing or transferring proceeds of drug trafficking.
15 Interest on sums unpaid under confiscation orders.
16 Increase in realisable property.
17 Increase in realisable property: Scotland.

Offences at sea

- 18 Offences on British ships.
19 Ships used for illicit traffic.
20 Enforcement powers.
21 Jurisdiction and prosecutions.

Supplementary

- 22 Extradition.
23 Application of ancillary provisions of Misuse of Drugs Act 1971.
23A Extension of certain offences to Crown servants and exemptions for regulators etc.
24 Interpretation of Part II.

PART III

DRUG TRAFFICKING MONEY IMPORTED OR EXPORTED IN CASH

- 25 Seizure and detention.
26 Forfeiture.
26A Appeal against section 26 order.
26B Appeal against section 26 order: Scotland.
27 Interest.
28 Procedure.
29 Interpretation of Part III.

PART IV

GENERAL

- 30 Expenses and receipts.
31 Consequential and other amendments, repeals and revocation.
32 Short title, commencement and extent.

SCHEDULES

SCHEDULE 1 — United Kingdom Evidence for Use Overseas: Proceedings of Nominated Court

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (International Co-operation) Act 1990. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Securing attendance of witnesses

- 1 The court shall have the like powers for securing the...
- 2 In Scotland the court shall have power to issue a...

Power to administer oaths

- 3 The court may in the proceedings take evidence on oath....

Privilege of witnesses

- 4 (1) A person shall not be compelled to give in...

Transmission of evidence

- 5 (1) The evidence received by the court shall be furnished...

Supplementary

- 6 For the avoidance of doubt it is hereby declared that...
- 7 No order for costs shall be made in the proceedings....

SCHEDULE 2 — Substances Useful for Manufacturing Controlled Drugs

TABLE I

N-Acetylanthranilic Acid
Ephedrine
Ergometrine
Ergotamine
Isosafrole
Lysergic acid
3,4 Methyleneedioxy-Phenyl-2-Propanone
Norephedrine
1-Phenyl-2-propanone
Piperonal
Pseudoephedrine
Safrole
The salts of the substances listed in this Table whenever...

TABLE II

Acetic anhydride
Acetone
Anthranilic acid
Ethyl ether
Hydrochloric Acid
Methyl Ethyl Ketone (also referred to as 2-Butanone or M.E.K.)...
Phenylacetic acid
Piperidine
Potassium Permanganate
Sulphuric Acid
Toluene
The salts of the substances listed in this Table except...

SCHEDULE 3 — Enforcement Powers in Respect of Ships

Preliminary

- 1 (1) In this Schedule “an enforcement officer” means—

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (International Co-operation) Act 1990. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

Power to stop, board, divert and detain

- 2 (1) An enforcement officer may stop the ship, board it...

Power to search and obtain information

- 3 (1) An enforcement officer may search the ship, anyone on...

Powers in respect of suspected offence

- 4 If an enforcement officer has reasonable grounds to suspect that...

Assistants

- 5 (1) An enforcement officer may take with him, to assist...

Use of reasonable force

- 6 An enforcement officer may use reasonable force, if necessary, in...

Evidence of authority

- 7 An enforcement officer shall, if required, produce evidence of his...

Protection of officers

- 8 An enforcement officer shall not be liable in any civil...

Offences

- 9 (1) A person is guilty of an offence if he—...

SCHEDULE 4 — Consequential and other Amendments

The Misuse of Drugs Act 1971

- 1 In section 27(1) of the Misuse of Drugs Act 1971...

The Magistrates' Courts Act 1980

- 2 After section 97(2) of the Magistrates' Courts Act 1980 there...

The Criminal Justice Act 1982

- 3 At the end of Part II of Schedule 1 to...

The Drug Trafficking Offences Act 1986

- 4

The Criminal Justice (Scotland) Act 1987

- 5 (1) The Criminal Justice (Scotland) Act 1987 shall be amended...

The Criminal Justice Act 1988

- 6 (1) The Criminal Justice Act 1988 shall be amended as...

Changes to legislation: There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (International Co-operation) Act 1990. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details)

The Magistrates' Courts (Northern Ireland) Order 1981

7 In Article 118(2) of the Magistrates' Courts (Northern Ireland) Order...

The Criminal Justice (Evidence, Etc.)(Northern Ireland) Order 1988

8 In Articles 4(4) and 6 of the Criminal Justice (Evidence,...

SCHEDULE 5 — Repeals

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to Criminal Justice (International Co-operation) Act 1990. Any changes that have already been made by the team appear in the content and are referenced with annotations.

Changes and effects yet to be applied to :

- s. 1-4 repealed by 2003 c. 32 Sch. 5 para. 42 Sch. 6
- s. 1-4 savings for effects of 2003 c. 32 Sch. 5 para. 42 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- s. 5 modified by 2006 c. 52 s. 324(3)
- s. 5(3A)-(8) applied by 2003 c. 32 s. 47(9)
- s. 5(3A) inserted by 2003 c. 32 Sch. 5 para. 43
- s. 5(3A) repealed by 2006 c. 52 Sch. 17
- s. 5(4)-(8) applied by 2003 c. 32 s. 48(7)
- s. 6(7) text amended by 2008 c. 4 Sch. 26 para. 27
- s. 7 repealed by 2003 c. 32 Sch. 5 para. 42 Sch. 6
- s. 7 savings for effects of 2003 c. 32 Sch. 5 para. 42 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- s. 8 repealed by 2003 c. 32 Sch. 5 para. 42 Sch. 6
- s. 8 savings for effects of 2003 c. 32 Sch. 5 para. 42 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- s. 9(6) substituted by 2005 c. 15 s. 95
- s. 11 repealed by 2003 c. 32 Sch. 5 para. 42 Sch. 6
- s. 11 savings for effects of 2003 c. 32 Sch. 5 para. 42 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- s. 13(5)(a) modified by S.I. 2008/296 reg. 5(2)
- s. 19 words inserted by 2011 c. 13 Sch. 17 para. 22
- s. 19(4)(c)(ii) text amended by 2003 c. 44 Sch. 28 para. 3
- s. 21(2)(a) text amended by 2005 c. 11 Sch. 4 para. 41
- s. 22 repealed by 2003 c. 41 Sch. 4
- s. 22(1) repealed by 2003 c. 41 Sch. 3 para. 6 Sch. 4
- Sch. 1 repealed by 2003 c. 32 Sch. 5 para. 44 Sch. 6
- Sch. 1 savings for effects of 2003 c. 32 Sch. 5 para. 44 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- Sch. 4 para. 6(2) repealed by 2003 c. 32 Sch. 6
- Sch. 4 para. 8 repealed by 2003 c. 32 Sch. 6
- Sch. 4 para. 6(2) savings for effects of 2003 c. 32 Sch. 6 by S.I. 2004/787 art. 3(3) 4
- Sch. 4 para. 8 savings for effects of 2003 c. 32 Sch. 6 by S.I. 2004/787 art. 4

Commencement Orders yet to be applied to the Criminal Justice (International Co-operation) Act 1990:

Commencement Orders bringing legislation that affects this Act into force:

- S.I. 2003/120 art. 2 Sch. commences (2002 c. 29)
- S.I. 2003/333 art. 2 commences (2002 c. 29)
- S.I. 2003/708 art. 2 commences (2001 c. 16)
- S.I. 2003/3103 art. 2 commences (2003 c. 41)
- S.I. 2004/81 art. 2-5 commences (2003 c. 44)
- S.I. 2004/786 art. 2 3 commences (2003 c. 32)
- S.I. 2005/1126 art. 2 commences (2005 c. 11)
- S.I. 2005/1521 art. 2-4 commences (2005 c. 15)
- S.I. 2008/1586 art. 2 Sch. 1 commences (2008 c. 4)
- S.I. 2009/812 art. 3 commences (2006 c. 52)
- S.I. 2009/1059 Order transitional provisions for effects of commencing SI 2009/812
- S.I. 2009/1167 art. 3 4 commences (2006 c. 52)
- S.I. 2011/2515 art. 2 3 commences (2011 c. 13)

– [S.S.I. 2003/210 art. 2 commences \(2002 c. 29\)](#)