

## SCHEDULES

### SCHEDULE 4

#### FORFEITURE ORDERS

#### PART III

#### NORTHERN IRELAND

##### *Restraint orders*

- 33 (1) The High Court may make a restraint order under this paragraph where—
- (a) proceedings have been instituted in Northern Ireland for an offence under any of sections 15 to 18,
  - (b) the proceedings have not been concluded,
  - (c) an application for a restraint order is made to the High Court by the prosecutor, and
  - (d) a forfeiture order has been made, or it appears to the High Court that a forfeiture order may be made, in the proceedings for the offence.
- (2) The High Court may also make a restraint order under this paragraph where—
- (a) it is satisfied that a person is to be charged in Northern Ireland with an offence under any of sections 15 to 18,
  - (b) an application for a restraint order is made to the High Court by the person who the High Court is satisfied will have the conduct of the proposed proceedings for the offence, and
  - (c) it appears to the High Court that a forfeiture order may be made in those proceedings.
- (3) A restraint order prohibits a person to whom notice of it is given, subject to any conditions and exceptions specified in the order, from dealing with property in respect of which a forfeiture order has been or could be made in the proceedings referred to in sub-paragraph (1) or (2).
- (4) An application for a restraint order may be made to a judge in chambers without notice.
- (5) For the purposes of this paragraph a reference to dealing with property includes a reference to removing the property from Northern Ireland.