

*These notes refer to the Proceeds of Crime Act 2002  
(c.29) which received Royal Assent on 24 July 2002*

# PROCEEDS OF CRIME ACT 2002

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## EXPLANATORY NOTES

### COMMENTARY ON SECTIONS

#### **Part 5: Civil Recovery of the Proceeds etc. of Unlawful Conduct**

#### **Chapter 2: Civil recovery in the High Court or Court of Session**

#### *Proceedings for recovery orders*

#### **Interim administration orders (Scotland)**

#### *Section 262: Restriction on proceedings and remedies*

342. This section enables the existence of an interim administration order to have an effect on contemporaneous legal proceedings affecting the property in question. *Subsection (1)* allows the court that has made the order to sist any other legal process, including court proceedings, in respect of the property to which the order applies.
343. *Subsection (2)* allows any court in which proceedings are pending in respect of the property to sist them, or impose terms on their continuation. Before exercising any of these powers, the court must give an opportunity to be heard to the interim administrator (if appointed), the parties to the proceedings or any person who may be affected by the court's decision (*subsection (3)*).