



# Proceeds of Crime Act 2002

## 2002 CHAPTER 29

### PART 2

#### CONFISCATION: ENGLAND AND WALES

##### *Reconsideration*

#### 25 Small amount outstanding: discharge of order

- (1) This section applies if—
  - (a) a court has made a confiscation order,
  - (b) [<sup>F1</sup>the designated officer for a magistrates' court] applies to the Crown Court for the discharge of the order, and
  - (c) the amount remaining to be paid under the order is £50 or less.
- (2) In such a case the court may discharge the order.
- (3) The Secretary of State may by order vary the amount for the time being specified in subsection (1)(c).
- [<sup>F2</sup>(4) The discharge of a confiscation order under this section does not prevent the making of an application in respect of the order under section 21(1)(d) or 22(1)(c).
- (5) Where on such an application the court determines that the order should be varied under section 21(7) or (as the case may be) 22(4), the court may provide that its discharge under this section is revoked.]

#### Textual Amendments

- F1** Words in s. 25(1)(b) substituted (1.4.2005) by [Courts Act 2003 \(c. 39\), s. 110\(1\), Sch. 8 para. 406\(b\)](#); [S.I. 2005/910, art. 3\(y\)](#)
- F2** S. 25(4)(5) inserted (27.4.2017 for specified purposes, 31.1.2018 in so far as not already in force) by [Criminal Finances Act 2017 \(c. 22\), ss. 32\(3\), 58\(1\)\(6\)](#) (with s. 32(7)); [S.I. 2018/78, reg. 3\(p\)](#)

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**Changes to legislation:** *Proceeds of Crime Act 2002, Section 25 is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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**Modifications etc. (not altering text)**

- C1** Pt. 2 applied by Terrorism Act 2000 (c. 11), Sch. 8 paras. 8(5A), 34(3A) (as substituted (24.3.2003) by [Proceeds of Crime Act 2002 \(c. 29\)](#), s. 458(1), **Sch. 11 para. 39(2)(5)**; S.S.I. 2003/210, art. 2(1)(b)(2), sch. (with art. 7); S.I. 2003/333, art. 2, Sch.)
- C2** Pt. 2 applied by Police and Criminal Evidence Act 1984 (c. 60), ss. 56(5B), 58(8B) (as substituted (24.3.2003) by [Proceeds of Crime Act 2002 \(c. 29\)](#), s. 458(1), **Sch. 11 para. 14(2)(3)**; S.I. 2003/333, art. 2, Sch.)

**Commencement Information**

- I1** S. 25 in force at 24.3.2003 by [S.I. 2003/333](#), art. 2, **Sch.**

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[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13(5)(a)(iia) inserted by [2015 c. 30 Sch. 5 para. 15\(3\)\(d\)](#)
- s. 323(1)(hc) inserted by [2023 c. 20 Sch. para. 45\(2\)](#)
- s. 323(4)(ec) inserted by [2023 c. 20 Sch. para. 45\(3\)](#)
- s. 323(5)(ec) inserted by [2023 c. 20 Sch. para. 45\(4\)](#)