



# Crime (International Co- operation) Act 2003

## 2003 CHAPTER 32

### PART 1

#### MUTUAL ASSISTANCE IN CRIMINAL MATTERS

### CHAPTER 4

#### INFORMATION ABOUT BANKING TRANSACTIONS

*Requests for information about banking transactions in  
England and Wales and Northern Ireland for use abroad*

### **33 Making, varying or discharging customer information orders**

- (1) A judge may make a customer information order, on an application made to him pursuant to a direction under section 32(3), if he is satisfied that—
  - (a) the person specified in the application is subject to an investigation in the country in question,
  - (b) the investigation concerns conduct which is serious criminal conduct,
  - (c) the conduct constitutes an offence in England and Wales or (as the case may be) Northern Ireland, or would do were it to occur there, and
  - (d) the order is sought for the purposes of the investigation.
- (2) The application may be made *ex parte* to a judge in chambers.
- (3) The application may specify—
  - (a) all financial institutions,
  - (b) a particular description, or particular descriptions, of financial institutions, or
  - (c) a particular financial institution or particular financial institutions.

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*Status: This is the original version (as it was originally enacted).*

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- (4) The court may discharge or vary a customer information order on an application made by—
- (a) the person who applied for the order,
  - (b) a senior police officer,
  - (c) a constable authorised by a senior police officer to make the application,
  - (d) a senior customs officer,
  - (e) a customs officer authorised by a senior customs officer to make the application.