



# Serious Organised Crime and Police Act 2005

## 2005 CHAPTER 15

### PART 2

#### INVESTIGATIONS, PROSECUTIONS, PROCEEDINGS AND PROCEEDS OF CRIME

### CHAPTER 6

#### PROCEEDS OF CRIME

#### **100 Detention of seized cash: meaning of “48 hours”**

- (1) In the Proceeds of Crime Act 2002 (c. 29), Chapter 3 of Part 5 (civil recovery of cash in summary proceedings) is amended as follows.
- (2) In section 295 (detention of seized cash, initially for 48 hours), after subsection (1) insert—
  - “(1A) The period of 48 hours mentioned in subsection (1) is to be calculated in accordance with subsection (1B).
  - (1B) In calculating a period of 48 hours in accordance with this subsection, no account shall be taken of—
    - (a) any Saturday or Sunday,
    - (b) Christmas Day,
    - (c) Good Friday,
    - (d) any day that is a bank holiday under the Banking and Financial Dealings Act 1971 in the part of the United Kingdom within which the cash is seized, or
    - (e) any day prescribed under section 8(2) of the Criminal Procedure (Scotland) Act 1995 as a court holiday in a sheriff court in the sheriff court district within which the cash is seized.”

*Status: This is the original version (as it was originally enacted).*

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- (3) In sections 290(6), 296(1) and 302(2), after “48 hours” insert “(calculated in accordance with section 295(1B))”.