



# Serious Crime Act 2015

## 2015 CHAPTER 9

### PART 1

#### PROCEEDS OF CRIME

### CHAPTER 3

#### NORTHERN IRELAND

#### *Confiscation: assets held by defendant and other*

#### **27 Enforcement receivers**

In section 199 of the Proceeds of Crime Act 2002 (powers of receivers etc), after subsection (8A) insert—

“(8B) Representations that a person is entitled to make by virtue of subsection (8) do not include representations that are inconsistent with a determination made under section 160A, unless—

- (a) the person was not given a reasonable opportunity to make representations when the determination was made and has not appealed against the determination, or
- (b) it appears to the court that there would be a serious risk of injustice to the person if the court was bound by the determination;

and the determination does not bind the court if paragraph (a) or (b) applies.”