

*Changes to legislation: There are currently no known outstanding effects for the Criminal Finances Act 2017, Paragraph 30. (See end of Document for details)*

## SCHEDULES

### SCHEDULE 5

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Proceeds of Crime Act 2002 (c. 29)*

- 30 (1) Section 278 (limit on recovery) is amended as follows.
- (2) In subsection (6A)—
- (a) in paragraph (a), after “section 297A” insert “ or an account forfeiture notice under section 303Z9 ”;
  - (b) in the words after paragraph (b), for “forfeiture notice” substitute “ notice ”.
- (3) In subsection (7)—
- (a) in paragraph (a), after “section 298” insert “ , 303O or 303Z14 ”;
  - (b) in the words after paragraph (b), for “section 298” substitute “ that section ”.
- (4) After subsection (7) insert—
- “(7A) If—
- (a) an order is made under section 303Q instead of an order being made under section 303O for the forfeiture of recoverable property, and
  - (b) the enforcement authority subsequently seeks a recovery order in respect of related property,
- the order under section 303Q is to be treated for the purposes of this section as if it were a recovery order obtained by the enforcement authority in respect of the property that was the forfeitable property in relation to the order under section 303Q.”

#### **Commencement Information**

- I1** Sch. 5 para. 30 in force at Royal Assent for specified purposes, see s. 58
- I2** Sch. 5 para. 30 in force at 31.1.2018 for specified purposes for E.W.S. by S.I. 2018/78, reg. 5(3)(a)(i)
- I3** Sch. 5 para. 30 in force at 16.4.2018 for E.W.S. in so far as not already in force by S.I. 2018/78, reg. 5(3)(a)(ii)
- I4** Sch. 5 para. 30 in force at 28.6.2021 for N.I. in so far as not already in force by S.I. 2021/724, reg. 4(g)

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