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**Changes to legislation:** There are currently no known outstanding effects for the Criminal Finances Act 2017, Paragraph 87. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 5

#### MINOR AND CONSEQUENTIAL AMENDMENTS

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

- 87 (1) Section 459 (orders and regulations) is amended as follows.
- (2) In subsection (3A), at the end insert “ or regulations under section 131ZA(7) ”.
- (3) In subsection (4), after paragraph (a) insert—  
    “(aza) regulations under section 303B(2), 303G(5), 303W(10), 303Y(2), 303Z8(2) or 303Z18(10);”.
- (4) In subsection (5), in paragraph (a)—  
    (a) after “other than” insert “ regulations under section 131ZA(7) or ”;  
    (b) after “293(4),” insert “ 303H(4), ”.
- (5) In subsection (6)(b), after “293(4),” insert “ 303H(4), ”.
- (6) After subsection (6) insert—  
    “(6ZA) No regulations may be made by the Scottish Ministers under section 131ZA(7) unless a draft of the regulations has been laid before and approved by a resolution of the Scottish Parliament.  
  
    (6ZB) No regulations may be made by the Secretary of State under section 303B(2), 303G(5), 303W(10), 303Y(2), 303Z8(2) or 303Z18(10) unless a draft of the regulations has been laid before Parliament and approved by a resolution of each House.”
- (7) In subsection (6A), after “302(7B)” insert “ or of regulations under section 303W(10) or 303Z18(10) ”.
- (8) In subsection (7A)—  
    (a) after “302(7B),” insert “ 303I(4), ”;  
    (b) at the end insert “ or regulations under section 303W(10) or 303Z18(10) ”.
- (9) In subsection (7B), after “302(7B),” insert “ 303I(4), ”.
- (10) After subsection (7B) insert—  
    “(7BA) No regulations may be made by the Department of Justice under section 303W(10) or 303Z18(10) unless a draft of the regulations has been laid before, and approved by a resolution of, the Northern Ireland Assembly.”
- (11) In subsection (7D), after “(7B)” insert “ , (7BA) ”.

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#### **Commencement Information**

- I1**    [Sch. 5 para. 87](#) in force at Royal Assent for specified purposes, see [s. 58](#)
- I2**    [Sch. 5 para. 87](#) 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. 87](#) 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. 87](#) in force at 28.6.2021 for N.I. in so far as not already in force by [S.I. 2021/724](#), [reg. 4\(j\)](#)
- I5**    [Sch. 5 para. 87\(3\)-\(6\)](#) in force at 31.10.2017 for specified purposes for E.W.S. by [S.I. 2017/991](#), [reg. 2\(v\)](#)

**Changes to legislation:**

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