



Criminal Finances Act 2017

2017 CHAPTER 22

PART 2

TERRORIST PROPERTY

Counter-terrorism financial investigators

42 Offences in relation to counter-terrorism financial investigators

(1) After section 120A of the Terrorism Act 2000 insert—

“120B Offences in relation to counter-terrorism financial investigators

- (1) A person commits an offence if the person assaults a counter-terrorism financial investigator who is acting in the exercise of a relevant power.
- (2) A person commits an offence if the person resists or wilfully obstructs a counter-terrorism financial investigator who is acting in the exercise of a relevant power.
- (3) A person guilty of an offence under subsection (1) is liable—
 - (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding 51 weeks, or to a fine, or to both;
 - (b) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months, or to a fine not exceeding level 5 on the standard scale, or to both.
- (4) A person guilty of an offence under subsection (2) is liable—
 - (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding 51 weeks, or to a fine not exceeding level 3 on the standard scale, or to both;
 - (b) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 1 month, or to a fine not exceeding level 3 on the standard scale, or to both.

Changes to legislation: There are currently no known outstanding effects for the Criminal Finances Act 2017, Section 42. (See end of Document for details)

- (5) In this section “relevant power” means a power exercisable under Schedule 5 (terrorist investigations: information) or Part 1 of Schedule 5A (terrorist financing investigations in England and Wales and Northern Ireland: disclosure orders).
- (6) In relation to an offence committed before the coming into force of section 281(5) of the Criminal Justice Act 2003 (alteration of penalties for certain summary offences: England and Wales)—
- (a) the reference to 51 weeks in subsection (3)(a) is to be read as a reference to 6 months;
 - (b) the reference to 51 weeks in subsection (4)(a) is to be read as a reference to 1 month.”
- (2) After paragraph 10Z7 of Schedule 1 to the Anti-terrorism, Crime and Security Act 2001 (inserted by Schedule 4 to this Act) insert—

“PART 4C

OFFENCES

Offences in relation to counter-terrorism financial investigators

- 10Z8 (1) A person commits an offence if the person assaults a counter-terrorism financial investigator who is acting in the exercise of a power under this Schedule.
- (2) A person commits an offence if the person resists or wilfully obstructs a counter-terrorism financial investigator who is acting in the exercise of a power under this Schedule.
- (3) A person guilty of an offence under sub-paragraph (1) is liable—
- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding 51 weeks, or to a fine, or to both;
 - (b) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 6 months, or to a fine not exceeding level 5 on the standard scale, or to both.
- (4) A person guilty of an offence under sub-paragraph (2) is liable—
- (a) on summary conviction in England and Wales, to imprisonment for a term not exceeding 51 weeks, or to a fine not exceeding level 3 on the standard scale, or to both;
 - (b) on summary conviction in Northern Ireland, to imprisonment for a term not exceeding 1 month, or to a fine not exceeding level 3 on the standard scale, or to both.
- (5) In relation to an offence committed before the coming into force of section 281(5) of the Criminal Justice Act 2003 (alteration of penalties for certain summary offences: England and Wales)—
- (a) the reference to 51 weeks in sub-paragraph (3)(a) is to be read as a reference to 6 months;
 - (b) the reference to 51 weeks in sub-paragraph (4)(a) is to be read as a reference to 1 month.”

Changes to legislation: There are currently no known outstanding effects for the Criminal Finances Act 2017, Section 42. (See end of Document for details)

.....

Commencement Information

- I1** S. 42 in force at Royal Assent for specified purposes, see s. 58(6)
- I2** S. 42 in force at 27.6.2017 in so far as not already in force, see s. 58(4)

Changes to legislation:

There are currently no known outstanding effects for the Criminal Finances Act 2017, Section 42.