

Changes to legislation: There are currently no known outstanding effects for the Economic Crime and Corporate Transparency Act 2023, PART 2. (See end of Document for details)

SCHEDULES

SCHEDULE 9

CRYPTOASSETS: CIVIL RECOVERY

PART 2

CONSEQUENTIAL AND OTHER AMENDMENTS

Amendments to the Proceeds of Crime Act 2002

- 2 In section 2C(3A) of the Proceeds of Crime Act 2002 (prosecuting authorities), for “or 303Z19” substitute “, 303Z19, 303Z53 or 303Z65”.

Commencement Information

- II** Sch. 9 para. 2 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 3 (1) Part 2 of the Proceeds of Crime Act 2002 (confiscation: England and Wales) is amended as follows.
- (2) In section 7 (recoverable amount)—
- (a) in subsection (4)(c), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z41(4), 303Z45(3) or 303Z60(4)”;
- (b) in subsection (4)(d), after “303Q(1)” insert “or 303Z44(1)”.
- (3) In section 82 (free property)—
- (a) in subsection (2)—
- (i) in paragraph (ea), for “or 10Z2(3)” substitute “, 10Z2(3), 10Z7AG(1), 10Z7BB(2), 10Z7CA(3), 10Z7CE(3) or 10Z7DG(3)”;
- (ii) in paragraph (f), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z32(1), 303Z37(2), 303Z41(4), 303Z45(3) or 303Z60(4)”;
- (b) in subsection (3)—
- (i) after paragraph (b) insert—
- “(ba) it is detained under section 303Z30, 303Z31 or 303Z32 in a case where section 303Z42(2) applies;
- (bb) it is detained under section 303Z57 or 303Z58 in a case where section 303Z60(6) applies;”;
- (ii) in paragraph (c), after “303Q(1)” insert “or 303Z44(1)”;
- (iii) after paragraph (e) insert—
- “(ea) it is detained under paragraph 10Z7AE, 10Z7AF or 10Z7AG of that Schedule in a case where paragraph 10Z7CB(2) of that Schedule applies;

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- (eb) it is detained under paragraph 10Z7DD or 10Z7DE of that Schedule in a case where paragraph 10Z7DG(5) of that Schedule applies;”;
- (iv) in paragraph (f), after “10I(1)” insert “or 10Z7CD(1)”.

Commencement Information

I2 Sch. 9 para. 3 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 4 (1) Part 3 of the Proceeds of Crime Act 2002 (confiscation: Scotland) is amended as follows.
- (2) In section 93 (recoverable amount)—
- (a) in subsection (4)(c), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z41(4), 303Z45(3) or 303Z60(4)”;
 - (b) in subsection (4)(d), after “303Q(1)” insert “or 303Z44(1)”.
- (3) In section 148 (free property)—
- (a) in subsection (2)—
 - (i) in paragraph (ea), for “or 10Z2(3)” substitute “, 10Z2(3), 10Z7AG(1), 10Z7BB(2), 10Z7CA(3), 10Z7CE(3) or 10Z7DG(3)”;
 - (ii) in paragraph (f), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z32(1), 303Z37(2), 303Z41(4), 303Z45(3) or 303Z60(4)”;
 - (b) in subsection (3)—
 - (i) after paragraph (b) insert—
 - “(ba) it is detained under section 303Z30, 303Z31 or 303Z32 in a case where section 303Z42(2) applies;
 - (bb) it is detained under section 303Z57 or 303Z58 in a case where section 303Z60(6) applies;”;
 - (ii) in paragraph (c), after “303Q(1)” insert “or 303Z44(1)”;
 - (iii) after paragraph (e) insert—
 - “(ea) it is detained under paragraph 10Z7AE, 10Z7AF or 10Z7AG of that Schedule in a case where paragraph 10Z7CB(2) of that Schedule applies;
 - (eb) it is detained under paragraph 10Z7DD or 10Z7DE of that Schedule in a case where paragraph 10Z7DG(5) of that Schedule applies;”;
 - (iv) in paragraph (f), after “10I(1)” insert “or 10Z7CD(1)”.

Commencement Information

I3 Sch. 9 para. 4 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 5 (1) Part 4 of the Proceeds of Crime Act 2002 (confiscation: Northern Ireland) is amended as follows.
- (2) In section 157 (recoverable amount)—
- (a) in subsection (4)(c), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z41(4), 303Z45(3) or 303Z60(4)”;
 - (b) in subsection (4)(d), after “303Q(1)” insert “or 303Z44(1)”.

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- (3) In section 230 (free property)—
- (a) in subsection (2)—
- (i) in paragraph (ea), for “or 10Z2(3)” substitute “, 10Z2(3), 10Z7AG(1), 10Z7BB(2), 10Z7CA(3), 10Z7CE(3) or 10Z7DG(3)”;
- (ii) in paragraph (f), for “or 303Z14(4)” substitute “, 303Z14(4), 303Z32(1), 303Z37(2), 303Z41(4), 303Z45(3) or 303Z60(4)”;
- (b) in subsection (3)—
- (i) after paragraph (b) insert—
- “(ba) it is detained under section 303Z30, 303Z31 or 303Z32 in a case where section 303Z42(2) applies;
- (bb) it is detained under section 303Z57 or 303Z58 in a case where section 303Z60(6) applies;”;
- (ii) in paragraph (c), after “303Q(1)” insert “or 303Z44(1)”;
- (iii) after paragraph (e) insert—
- “(ea) it is detained under paragraph 10Z7AE, 10Z7AF or 10Z7AG of that Schedule in a case where paragraph 10Z7CB(2) of that Schedule applies;
- (eb) it is detained under paragraph 10Z7DD or 10Z7DE of that Schedule in a case where paragraph 10Z7DG(5) of that Schedule applies;”;
- (iv) in paragraph (f), after “10I(1)” insert “or 10Z7CD(1)”.

Commencement Information

I4 Sch. 9 para. 5 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 6 (1) Part 5 of the Proceeds of Crime Act 2002 (civil recovery of the proceeds etc of unlawful conduct) is amended as follows.
- (2) In section 278 (limit on recovery)—
- (a) in subsection (7)(a), for “or 303Z14” substitute “, 303Z14, 303Z41, 303Z45 or 303Z60”;
- (b) after subsection (7A) insert—
- “(7B) If—
- (a) an order is made under section 303Z44 instead of an order being made under section 303Z41 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 303Z44 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 303Z44.”
- (3) In section 290 (prior approval - cash), in subsection (6A)—
- (a) after “section 303J” insert “, [303Z26](#) or [303Z29](#)”;
- (b) after “section 303K(5)” insert “, [303Z27\(3\)](#) or (as the case may be) [303Z31\(3\)](#)”.

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- (4) In section 303E (prior approval - listed assets), in subsection (7)—
- (a) after “section 294” insert “or property by virtue of section 303Z26 or 303Z29”;
 - (b) after “cash”, in the second place it occurs, insert “or property”;
 - (c) after “section 295(1B)” insert “, 303Z27(3) or (as the case may be) 303Z31(3)”.
- (5) Before section 303Z18 (but after the italic heading “Supplementary”) insert—

“303Z17A Victims and other owners

- (1) A person who claims that money in respect of which an account freezing order has effect belongs to them may apply for the money to be released.
- (2) An application under subsection (1) is to be made—
 - (a) in England and Wales or Northern Ireland, to a magistrates’ court;
 - (b) in Scotland, to the sheriff.
- (3) The application may be made in the course of proceedings under section 303Z3 or 303Z14 or at any other time.
- (4) The court or sheriff may, subject to subsection (8), order the money to which the application relates to be released to the applicant if it appears to the court or sheriff that—
 - (a) the applicant was deprived of the money to which the application relates, or of property which it represents, by unlawful conduct,
 - (b) the money the applicant was deprived of was not, immediately before the applicant was deprived of it, recoverable property, and
 - (c) the money belongs to the applicant.
- (5) If subsection (6) applies, the court or sheriff may, subject to subsection (8), order the money to which the application relates to be released to the applicant.
- (6) This subsection applies where—
 - (a) the applicant is not the person from whom the money to which the application relates was seized,
 - (b) it appears to the court or sheriff that the money belongs to the applicant,
 - (c) the court or sheriff is satisfied that the release condition is met in relation to the money, and
 - (d) no objection to the making of an order under subsection (5) has been made by the person from whom the money was seized.
- (7) The release condition is met—
 - (a) in relation to money held in a frozen account, if the conditions for making an order under section 303Z3 in relation to the money are no longer met, or
 - (b) in relation to money held in a frozen account which is subject to an application for forfeiture under section 303Z14, if the court or sheriff decides not to make an order under that section in relation to the money.

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- (8) Money is not to be released under this section—
- (a) if an account forfeiture notice under section 303Z9 is given in respect of the money, until any proceedings in pursuance of the notice (including any proceedings on appeal) are concluded;
 - (b) if an application for its forfeiture under section 303Z14 is made, until any proceedings in pursuance of the application (including any proceedings on appeal) are concluded.
- (9) In relation to money held in an account that is subject to an account freezing order, references in this section to a person from whom money was seized include a reference to a person by or for whom the account was operated immediately before the account freezing order was made.”
- (6) After section 311 insert—

“Chapters 3C to 3F: supplementary

311A Financial investigators

- (1) This section applies where an accredited financial investigator of a particular description—
- (a) applies for an order under section 303Z28, 303Z32, 303Z57 or 303Z58 (further detention of cryptoassets etc),
 - (b) applies for forfeiture under section 303Z41 or 303Z60 (forfeiture of cryptoassets etc), or
 - (c) brings an appeal under, or relating to, Chapter 3E or 3F (cryptoassets etc).
- (2) Any subsequent step in the application or appeal, or any further application or appeal relating to the same matter, may be taken, made or brought by a different accredited financial investigator of the same description.”
- (7) In section 312(2) (performance of functions by Scottish Ministers)—
- (a) in paragraph (c), for “271(3) and (4)” substitute “271”, and
 - (b) after paragraph (p) insert—
 - “(q) section 303Z20(3) (cryptoassets);
 - (r) section 303Z25 (codes of practice);
 - (s) section 303Z28(5)(b) (further detention of seized cryptoasset-related items);
 - (t) section 303Z32(5)(b) (further detention of seized cryptoassets);
 - (u) section 303Z34(4) and (5)(b)(i) (release of cryptoassets and cryptoasset-related items);
 - (v) section 303Z35(5) (crypto wallets);
 - (w) section 303Z41(2)(b) (forfeiture of cryptoassets);
 - (x) section 303Z42(10) (forfeiture of cryptoassets: supplementary);
 - (y) section 303Z44 (agreements about associated and joint property);

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- (z) section 303Z45(10) (associated and joint property: default of agreement);
- (z1) section 303Z46(2) (continuation of crypto wallet freezing order pending appeal);
- (z2) section 303Z47(1) (sections 303Z41 to 303Z45: appeals);
- (z3) section 303Z57(7)(b) (detained cryptoassets: detention of proceeds of conversion);
- (z4) section 303Z58(6)(b) (frozen crypto wallets: detention of proceeds of conversion);
- (z5) section 303Z60(2) (forfeiture of converted cryptoassets);
- (z6) section 303Z61(1) (appeal against decision under section 303Z60)."

Commencement Information

I5 Sch. 9 para. 6 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 7 In section 316(1) (general interpretation)—
- (a) in the definition of “the court”, for “and 3B” substitute “, 3B, 3C, 3D, 3E and 3F”;
 - (b) at the appropriate places insert—
 - ““cryptoasset” has the meaning given by section 303Z20;”;
 - ““crypto wallet” has the meaning given by section 303Z20;”;
 - ““justice of the peace”, in relation to Northern Ireland, means lay magistrate;”.

Commencement Information

I6 Sch. 9 para. 7 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 8 (1) Part 8 of the Proceeds of Crime Act 2002 (investigations) is amended as follows.
- (2) In section 341 (investigations), after subsection (3C) insert—
- “(3D) For the purposes of this Part a cryptoasset investigation is an investigation for the purposes of Chapter 3C, 3D, 3E or 3F of Part 5 and includes investigation into—
- (a) the derivation of cryptoassets detained under Chapter 3C (including where the cryptoassets have been converted into money in accordance with Chapter 3F),
 - (b) whether cryptoassets or converted cryptoassets detained under Chapter 3C or 3F are intended by any person to be used in unlawful conduct,
 - (c) the derivation of cryptoassets held in a crypto wallet in relation to which a crypto wallet freezing order made under section 303Z37 has effect (including where the cryptoassets have been converted into money in accordance with Chapter 3F), or
 - (d) whether cryptoassets held in such a wallet are intended by any person to be used in unlawful conduct.”

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- (3) In section 342 (offences of prejudicing investigation), in subsection (1) after “frozen funds investigation” insert “, a cryptoasset investigation”.
- (4) In section 343 (judges), in subsection (2) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (5) In section 344 (courts), in paragraph (a) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (6) In section 345 (production orders), in subsection (2)(b) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (7) In section 346 (requirements for making of production order), in subsection (2), after paragraph (bf) insert—
 - “(bg) in the case of a cryptoasset investigation into the derivation of cryptoassets, the cryptoassets the application for the order specifies as being subject to the investigation (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are recoverable property;
 - (bh) in the case of a cryptoasset investigation into the intended use of cryptoassets, the cryptoassets the application for the order specifies as being subject to the investigation (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are intended by any person to be used in unlawful conduct.”
- (8) In section 350 (Government departments), in subsection (5)(a) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (9) In section 352 (search and seizure warrants), in subsection (2)(b) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (10) In section 353 (requirements where production order not available), in subsection (2), after paragraph (bf) insert—
 - “(bg) in the case of a cryptoasset investigation into the derivation of cryptoassets, the cryptoassets specified in the application for the warrant (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are recoverable property;
 - (bh) in the case of a cryptoasset investigation into the intended use of cryptoassets, the cryptoassets specified in the application for the warrant (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are intended by any person to be used in unlawful conduct.”
- (11) Section 355 (further provisions) is amended as follows—
 - (a) in the heading, for “and frozen funds” substitute “, frozen funds and cryptoasset”;
 - (b) in subsection (1)(a), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.

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- (12) In section 357 (disclosure orders), in subsection (2) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (13) In section 363 (customer information orders), in subsection (1A) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (14) In section 370 (account monitoring orders), in subsection (1A) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (15) Section 375A (evidence overseas) is amended as follows—
- (a) in subsection (1), after “frozen funds investigation” insert “, a cryptoasset investigation”;
 - (b) in subsection (5), after paragraph (bb) insert—
 - “(bc) in relation to an application or request made for the purposes of a cryptoasset investigation, evidence as to a matter described in section 341(3D)(a) to (d);”.
- (16) In section 375B (evidence overseas: restrictions on use), in subsection (3), after paragraph (bb) insert—
- “(bc) if the request was made for the purposes of a cryptoasset investigation, proceedings under Chapter 3C, 3D, 3E or 3F of Part 5 of this Act arising out of the investigation;”.
- (17) In section 378 (officers), after subsection (3F) insert—
- “(3G) In relation to a cryptoasset investigation these are appropriate officers—
 - (a) a constable;
 - (b) an SFO officer;
 - (c) an accredited financial investigator who falls within a description specified in an order made for the purposes of this paragraph by the Secretary of State or the Welsh Ministers under section 453;
 - (d) an officer of Revenue and Customs.
 - (3H) In relation to a cryptoasset investigation these are senior appropriate officers—
 - (a) a police officer who is not below the rank of inspector;
 - (b) the Director of the Serious Fraud Office;
 - (c) an accredited financial investigator who falls within a description specified in an order made for the purposes of this paragraph by the Secretary of State or the Welsh Ministers under section 453;
 - (d) an officer of Revenue and Customs who is not below such grade as is designated by the Commissioners for His Majesty’s Revenue and Customs as equivalent to the police rank of inspector.”
- (18) In section 380 (production orders)—
- (a) in subsection (2), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”;
 - (b) in subsection (3)(b), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.

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- (19) In section 381 (requirements for making of production order), in subsection (2), after paragraph (bf) insert—
- “(bg) in the case of a cryptoasset investigation into the derivation of cryptoassets, the cryptoassets the application for the order specifies as being subject to the investigation (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are recoverable property;
 - (bh) in the case of a cryptoasset investigation into the intended use of cryptoassets, the cryptoassets the application for the order specifies as being subject to the investigation (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are intended by any person to be used in unlawful conduct.”
- (20) In section 385 (Government departments), in subsection (4)(b) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (21) In section 386 (production orders: supplementary), in subsection (3)(b), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (22) In section 387 (search warrants), in subsection (3)(b) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (23) In section 388 (requirements where production order not available), in subsection (2), after paragraph (bf) insert—
- “(bg) in the case of a cryptoasset investigation into the derivation of cryptoassets, the cryptoassets specified in the application for the warrant (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are recoverable property;
 - (bh) in the case of a cryptoasset investigation into the intended use of cryptoassets, the cryptoassets specified in the application for the warrant (or, if the cryptoassets have been converted into money in accordance with Chapter 3F of Part 5, the converted cryptoassets) are intended by any person to be used in unlawful conduct.”
- (24) Section 390 (further provisions) is amended as follows—
- (a) in the heading, for “and money laundering” substitute “, money laundering and cryptoasset”;
 - (b) in subsection (1), for “or money laundering investigations” substitute “, money laundering investigations or cryptoasset investigations”;
 - (c) in subsections (5), (6) and (7), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (25) In section 391 (disclosure orders), in subsection (2) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.

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- (26) In section 397 (customer information orders), in subsection (1A) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (27) In section 404 (account monitoring orders), in subsection (1A) for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (28) Section 408A (evidence overseas) is amended as follows—
- (a) in subsection (1), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”;
 - (b) in subsection (5), after paragraph (d) insert—
 - “(e) in relation to an application or request made for the purposes of a cryptoasset investigation, evidence as to a matter described in section 341(3D)(a) to (d);”.
- (29) In section 408B (evidence overseas: restrictions on use) in subsection (3), after paragraph (d) insert—
- “(e) if the request was made for the purposes of a cryptoasset investigation, proceedings under Chapter 3C, 3D, 3E or 3F of Part 5 of this Act arising out of the investigation;”.
- (30) In section 412 (interpretation)—
- (a) in the definition of “appropriate person”, in paragraph (b), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”;
 - (b) in the definition of “proper person”, in paragraph (b), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (31) In section 416 (other interpretative provisions), in subsection (1), after the entry for “confiscation investigation” insert—
- “cryptoasset investigation: section 341(3D)”.

Commencement Information

I7 Sch. 9 para. 8 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 9 In section 438 of the Proceeds of Crime Act 2002 (disclosure of information by certain authorities), in subsection (1)(f), for “or 3B” substitute “, 3B, 3C, 3D, 3E or 3F”.

Commencement Information

I8 Sch. 9 para. 9 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 10 In section 441 of the Proceeds of Crime Act 2002 (disclosure of information by Lord Advocate and by Scottish Ministers)—
- (a) in subsection (1), for “or 3A” substitute “, 3A, 3C or 3F”;
 - (b) in subsection (2)(g), for “or 3B” substitute “, 3B, 3C, 3D, 3E or 3F”.

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Commencement Information

I9 Sch. 9 para. 10 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 11 In section 450 of the Proceeds of Crime Act 2002 (pseudonyms: Scotland), in subsection (1)(a), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.

Commencement Information

I10 Sch. 9 para. 11 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 12 In section 453A of the Proceeds of Crime Act 2002 (certain offences in relation to financial investigators), in subsection (5), at the end of paragraph (dc) (before the “or”) insert—
- “(dd) section 303Z21 (powers to search for cryptoasset-related items);
 - (de) section 303Z26 (powers to seize cryptoasset-related items);
 - (df) section 303Z27 (powers to detain cryptoasset-related items);”.

Commencement Information

I11 Sch. 9 para. 12 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 13 In section 453B of the Proceeds of Crime Act 2002 (certain offences in relation to SFO officers), in subsection (5), after paragraph (g) insert—
- “(ga) section 303Z21 (powers to search for cryptoasset-related items);
 - (gb) section 303Z26 (powers to seize cryptoasset-related items);
 - (gc) section 303Z27 (powers to detain cryptoasset-related items);”.

Commencement Information

I12 Sch. 9 para. 13 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 14 In section 453C of the Proceeds of Crime Act 2002 (obstruction offence in relation to immigration officers), in subsection (3), after paragraph (g) insert—
- “(ga) section 303Z21 (powers to search for cryptoasset-related items) as applied by section 24 of the UK Borders Act 2007 (exercise of civil recovery powers by immigration officers);
 - (gb) section 303Z26 as so applied (powers to seize cryptoasset-related items);
 - (gc) section 303Z27 as so applied (powers to detain cryptoasset-related items);”.

Commencement Information

I13 Sch. 9 para. 14 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

- 15 (1) Section 459 of the Proceeds of Crime Act 2002 (orders and regulations) is amended as follows.

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- (2) In subsection (4)(aza) (exceptions to negative procedure), for “or 303Z18(10)” substitute “, 303Z18(10), 303Z20(2), 303Z35(4), 303Z42(7), 303Z52(10) or 303Z64(10)”.
- (3) In subsection (6ZB) (application of affirmative procedure), for “or 303Z18(10)” substitute “, 303Z18(10), 303Z20(2), 303Z35(4), 303Z42(7), 303Z52(10) or 303Z64(10)”.
- (4) In subsection (6A) (hybrid instruments), for “or 303Z18(10)” substitute “, 303Z18(10), 303Z52(10) or 303Z64(10)”.

Commencement Information

I14 Sch. 9 para. 15 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)

Commencement Information

I1 Sch. 9 para. 2 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I2 Sch. 9 para. 3 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I3 Sch. 9 para. 4 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I4 Sch. 9 para. 5 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I5 Sch. 9 para. 6 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I6 Sch. 9 para. 7 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I7 Sch. 9 para. 8 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I8 Sch. 9 para. 9 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I9 Sch. 9 para. 10 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I10 Sch. 9 para. 11 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I11 Sch. 9 para. 12 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I12 Sch. 9 para. 13 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I13 Sch. 9 para. 14 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)
 I14 Sch. 9 para. 15 in force at Royal Assent for specified purposes, see s. 219(1)(2)(b)

Amendments to the Civil Jurisdiction and Judgments Act 1982

- 16 (1) Section 18 of the Civil Jurisdiction and Judgments Act 1982 (enforcement of UK judgments in other parts of UK) is amended as follows.
- (2) In subsection (2)(g), for “or a frozen funds investigation” substitute “, a frozen funds investigation or a cryptoasset investigation”.
- (3) In subsection (4ZB)—
- (a) after paragraph (b) insert—
- “(ba) a crypto wallet freezing order made under section 303Z37 of that Act;
- (bb) an order for the forfeiture of cryptoassets made under section 303Z41 or 303Z45 of that Act;”;
- (b) after paragraph (d) insert—
- “(da) a crypto wallet freezing order made under paragraph 10Z7BB of that Schedule;
- (db) an order for the forfeiture of cryptoassets made under paragraph 10Z7CA or 10Z7CE of that Schedule.”

Changes to legislation: There are currently no known outstanding effects for the Economic Crime and Corporate Transparency Act 2023, PART 2. (See end of Document for details)

- (4) In subsection (5)(d)(i)—
- (a) after “(a)” insert “, (ba)”;
 - (b) for “or (c)” substitute “, (c) or (da)”.

Commencement Information

I15 Sch. 9 para. 16 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(b\)](#)

Amendments to the UK Borders Act 2007

- 17 (1) Section 24 of the UK Borders Act 2007 (exercise of civil recovery powers by immigration officers) is amended as follows.
- (2) In subsection (1), for “3B” substitute “3F”.
 - (3) In subsection (2)(a), for “Chapter 3B” substitute “Chapters 3B to 3F”.
 - (4) In subsection (2)(c), after “303Z2(4)” insert “, Chapter 3C (see section 303Z20(4)), Chapter 3D (see section 303Z36(8)) and Chapter 3E (see section 303Z41(9))”.
 - (5) In subsection (2)(d), after “303G” insert “(including as section 303G is applied by section 303Z25)”.
 - (6) In subsection (2)(e), after “303I” insert “(including as sections 303H and 303I are applied by section 303Z25)”.
 - (7) In subsection (2)(f)—
 - (a) in the opening words, for “or 303L(1)” substitute “, 303L(1), 303Z28(1) or (4), 303Z32(1) or (4) or 303Z57(3) or (5)”;
 - (b) in sub-paragraph (ii), for “or (as the case may be) 303O” substitute “, 303O, 303Z41 or (as the case may be) 303Z60”.
 - (8) In subsection (2)(g), for “or 303Z14” substitute “, 303Z14, 303Z41 or 303Z60”.
 - (9) In subsection (2)(h), for “or 303Z18” substitute “, 303Z18, 303Z52 or 303Z64”.

Commencement Information

I16 Sch. 9 para. 17 in force at Royal Assent for specified purposes, see [s. 219\(1\)\(2\)\(d\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Economic Crime and Corporate Transparency Act 2023, PART 2.