

SCHEDULE 1

Amendments of the POA 1985 and the CRCA 2005

PART 1

The POA 1985

- 4.—(1) Section 7A(1) (powers of non-legal staff) is amended as follows.
- (2) In subsection (1), for “, for the purposes of this section,” substitute “under this subsection”.
- (3) In subsection (2), after “the designation” insert “under subsection (1)”.
- (4) After subsection (2) insert—
- “(2A) The Director may designate under this subsection members of the staff of the Crown Prosecution Service who are not Crown Prosecutors.
- (2B) A person designated under subsection (2A) has the powers and rights of audience of a Crown Prosecutor in relation to—
- (a) Revenue and Customs cash recovery proceedings specified in the designation under subsection (2A), or
- (b) a class or description of Revenue and Customs cash recovery proceedings specified in the designation under subsection (2A).”.
- (5) In subsection (3)—
- (a) for “so designated” substitute “designated under subsection (1) or (2A)”;
- (b) for “any such powers” substitute “any powers so conferred”.
- (6) In subsection (5), at the appropriate place, insert—
- ““Revenue and Customs cash recovery proceedings” has the meaning given by section 5(1B).”.
- (7) In subsection (7)(a), for “under this section” substitute “under subsection (1) or (2A)”.
- (8) In subsection (8), for “under this section” substitute “under subsection (1) or (2A)”.
- (9) In subsection (9), for “under this section” substitute “under subsection (1) or (2A)”.
- (10) In subsection (10), for “under this section” substitute “under subsection (1) or (2A)”.

(1) Section 7A was inserted by the Courts and Legal Services Act, section 114 and substituted by the Crime and Disorder Act 1998 (c. 37), section 53. Subsection (2) was amended by the Criminal Justice and Immigration Act 2008 (c. 4), section 55(1) and (2). Subsection (5) was substituted, and subsection (5A) inserted, by the Criminal Justice and Immigration Act 2008, section 55(1) and (3). Subsection (5) was amended by the Crime and Security Act 2010 (c. 17), section 41(6). Subsections (8) to (12) were inserted by the Criminal Justice and Immigration Act 2008, section 55(1) and (5).