



Criminal Justice Act 1993

CHAPTER 36

CRIMINAL JUSTICE ACT 1993

PART I

JURISDICTION

- 1 Offences to which this Part applies.
- 2 Jurisdiction in respect of Group A offences.
- 3 Questions immaterial to jurisdiction in the case of certain offences.
- 4 Rules for determining certain jurisdictional questions relating to the location of events.
- 5 Conspiracy, attempt and incitement.
- 6 Relevance of external law.

PART II

DRUG TRAFFICKING OFFENCES

Confiscation orders

- 7 Confiscation orders.
- 8 Postponed determinations.
- 9 Assumptions about proceeds of drug trafficking.
- 10 Provision of information.
- 11 Variation of confiscation orders.
- 12 Revised assessment of proceeds of drug trafficking.
- 13 Availability of powers and satisfaction of orders.

Death or absence of defendant

- 14 Defendant who has died or absconded.
- 15 Compensation.

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Offences

- 16 Acquisition, possession or use of proceeds of drug trafficking.
- 17 Acquisition, possession or use of proceeds of drug trafficking: Scotland.
- 18 Offences in connection with laundering money from drug trafficking.
- 19 Offences in connection with laundering money from drug trafficking: Scotland.
- 20 Prosecution by order of the Commissioners of Customs and Excise.

Enforcement

- 21 Enforcement of certain orders.
- 22 Enforcement of Northern Ireland orders: drug trafficking.
- 23 Transfer of certain enforcement powers to the Commissioners of Customs and Excise.

Miscellaneous

- 24 Miscellaneous amendments.
- 25 Appeal against order forfeiting drug trafficking cash.
- 26 Disclosure of information etc. received in privileged circumstances.

PART III**PROCEEDS OF CRIMINAL CONDUCT***Confiscation orders*

- 27 Confiscation orders.
- 28 Postponed determinations.

Money laundering and other offences

- 29 Assisting another to retain the benefit of criminal conduct.
- 30 Acquisition, possession or use of proceeds of criminal conduct.
- 31 Concealing or transferring proceeds of criminal conduct.
- 32 Tipping-off.
- 33 Application to Scotland of sections 93A to 93D of 1988 Act.
- 34 Enforcement of Northern Ireland orders: proceeds of criminal conduct.
- 35 Prosecution by order of the Commissioners of Customs and Excise.

PART IV**FINANCING ETC. OF TERRORISM***Amendments of the 1991 Act*

- 36 Confiscation orders.
- 37 Revised assessments.
- 38 Statements, etc. relevant to making confiscation orders.
- 39 Provision of information.
- 40 Variation of confiscation orders.
- 41 Availability of powers and satisfaction of orders.
- 42 Defendant who has died or absconded.
- 43 Compensation.
- 44 Realisable property.
- 45 Enforcement.
- 46 Enforcement of orders outside Northern Ireland.

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- 47 Offences relating to proceeds of terrorist-related activities.
- 48 Failure to disclose knowledge or suspicion relating to proceeds of terrorist-related activities.

Amendments of the 1989 Act

- 49 Financial assistance for terrorism.
- 50 Investigation of terrorist activities.
- 51 Failure to disclose knowledge or suspicion of financial assistance for terrorism.

PART V

INSIDER DEALING

The offence of insider dealing

- 52 The offence.
- 53 Defences.

Interpretation

- 54 Securities to which Part V applies.
- 55 “Dealing” in securities.
- 56 “Inside information”, etc.
- 57 “Insiders”.
- 58 Information “made public”.
- 59 “Professional intermediary”.
- 60 Other interpretation provisions.

Miscellaneous

- 61 Penalties and prosecution.
- 61A Summary proceedings: venue and time limit for proceedings
- 62 Territorial scope of offence of insider dealing.
- 63 Limits on section 52.
- 64 Orders.

PART VI

MISCELLANEOUS

- 65 Fixing of fines.
- 66 Powers of courts to deal with offenders.
- 67 Penalty for causing death by dangerous driving or by careless driving.
- 68 Appeals in Scotland against lenient disposals, etc.
- 69 Supervised release of certain young offenders in Scotland.
- 70 Penalties under implementation regulations.
- 71 Offences in connection with taxation etc. in the European Union .
- 72 Backing of warrants: safeguards.
- 73 Power of Secretary of State to make grants in relation to combating drug misuse.
- 74 Persons not eligible for early release.
- 75 Compassionate release of certain children and other persons in Scotland.
- 76 Life prisoners transferred to Scotland.
- 77 Power to extend certain offences to Crown servants and to exempt regulators etc.

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PART VII

SUPPLEMENTARY

- 78 Commencement etc.
- 79 Short title, extent etc.

SCHEDULES

SCHEDULE 1 — Special defences

Market makers

- 1 (1) An individual is not guilty of insider dealing by...

Market information

- 2 (1) An individual is not guilty of insider dealing by...
- 3 An individual is not guilty of insider dealing by virtue...
- 4 For the purposes of paragraphs 2 and 3 market information...

Buy-back programmes and stabilisation

- 5 (1) An individual is not guilty of insider dealing by...
- 6 An individual (“A”) is not guilty of insider dealing by...
- 7 An individual (“A”) is not guilty of insider dealing by...
- 8 For the purposes of paragraphs 6 and 7 “trading...

SCHEDULE 2 —

PART 1 — SECURITIES

- 1 Transferable securities.
- 2 Money-market instruments.
- 3 Units in collective investment undertakings.
- 4 Options, futures, swaps, forward rate agreements and any other derivative...
- 5 Options, futures, swaps, forwards and any other derivative contracts relating...
- 6 Options, futures, swaps, and any other derivative contract relating to...
- 7 Options, futures, swaps, forwards and any other derivative contracts relating...
- 8 Derivative instruments for the transfer of credit risk.
- 9 Financial contracts for differences.
- 10 Options, futures, swaps, forward rate agreements and any other derivative...
- 11 Emission allowances consisting of any units recognised for compliance with...

PART 2 — INTERPRETATION

- 12 Part 2 of Schedule 2 to the RAO (“the RAO...
- 13 Terms used in this Schedule and in the RAO have...
- 14 References in paragraphs 12 and 13 to the RAO are...

SCHEDULE 3 — Financial penalties

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Increases in certain maximum fines

1 (1) In section 17 of the Criminal Justice Act 1991...

Statements as to offenders' financial circumstances

2

Remission of fines

3

Default in paying unit fines

4 Section 22 of the Act of 1991 (default in paying...

Responsibility of parents and guardians

5

Other amendments

6 (1) In section 15 of the Children and Young Persons...

Schedule 4 — Extensions and Exemptions

The Drug Trafficking Offences Act 1986 (c.32)

1

The Criminal Justice (Scotland) Act 1987 (c.41)

2 The same section as is inserted in the Act of...

The Criminal Justice Act 1988 (c.33)

3 The same section as is inserted in the Act of...

The Prevention of Terrorism (Temporary Provisions) Act 1989 (c.4)

4

The Criminal Justice (International Co-operation) Act 1990 (c.5)

5 The same section as is inserted in the Act of...

The Northern Ireland (Emergency Provisions) Act 1991 (c.24)

6

SCHEDULE 5 — Consequential Amendments

Part I — ENACTMENTS

The Criminal Appeal Act 1968 (c.19)

1 In section 50 of the Criminal Appeal Act 1968 (meaning...

The Criminal Procedure (Scotland) Act 1975 (c. 21)

2

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3

The Companies Act 1985 (c.6)

4 (1) In section 744 of the Companies Act 1985 (interpretation),...

The Drug Trafficking Offences Act 1986 (c.32)

5

6

The Financial Services Act 1986 (c.60)

7

8

9

10

11

12

The Banking Act 1987 (c.22)

13

The Criminal Justice Act 1988 (c.33)

14

The Prevention of Terrorism (Temporary Provisions) Act 1989 (c.4)

15

The Companies Act 1989 (c.40)

16 In section 82(2)(b) of the Companies Act 1989 (request for...

The Northern Ireland (Emergency Provisions) Act 1991 (c.24)

17

Part II — ORDERS IN COUNCIL UNDER THE NORTHERN IRELAND ACT 1974

The Companies (Northern Ireland) Order 1986 (Statutory Instrument S.I. 1986/1032 (N.I.6))

18

19

20

The Companies (Northern Ireland) Order 1989 (Statutory Instrument S.I. 1989/2404 (N.I.18))

21

The Insolvency (Northern Ireland) Order 1989 (Statutory Instrument S.I. 1989/2405 (N.I. 19))

22

SCHEDULE 6 — Repeals and Revocations

Part I — REPEALS

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Part II — REVOCATIONS

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