

Changes to legislation: There are currently no known outstanding effects for the Anti-terrorism, Crime and Security Act 2001, Paragraph 10K. (See end of Document for details)

SCHEDULES

SCHEDULE 1

FORFEITURE OF TERRORIST ^[F1]PROPERTY

Textual Amendments

- F1** Word in Sch. 1 heading substituted (27.4.2017 for specified purposes, 31.1.2018 in so far as not already in force) by [Criminal Finances Act 2017 \(c. 22\)](#), s. 58(5)(6), [Sch. 5 para. 16\(2\)](#); S.I. 2018/78, reg. 5(1)(c)

^[F1]PART 4A

FORFEITURE OF TERRORIST ASSETS

Textual Amendments

- F1** Sch. 1 Pt. 4A inserted (27.4.2017 for specified purposes, 30.1.2018 for the insertion of Sch. 1 para. 10G(9), 31.1.2018 in so far as not already in force) by [Criminal Finances Act 2017 \(c. 22\)](#), s. 58(1)(6), [Sch. 3 para. 2](#); S.I. 2018/78, regs. 2(h), 3(cc)

Paragraphs 10G to 10J: appeals

- 10K (1) Any party to proceedings for an order for the forfeiture of property under paragraph 10G may appeal against—
- the making of an order under paragraph 10G;
 - the making of an order under paragraph 10J(7);
 - a decision not to make an order under paragraph 10G unless the reason that no order was made is that an order was instead made under paragraph 10I;
 - a decision not to make an order under paragraph 10J(7).
- Paragraphs (c) and (d) do not apply if the application for the order under paragraph 10G was transferred in accordance with paragraph 10J(1)(a) or (b).
- (2) Where an order under paragraph 10I is made by a magistrates' court, any party to the proceedings for the order (including any party to the proceedings under paragraph 10G that preceded the making of the order) may appeal against a decision to include, or not to include, provision in the order under sub-paragraph (6) of paragraph 10I.
- (3) An appeal under this paragraph lies—
- in relation to England and Wales, to the Crown Court;
 - in relation to Scotland, to the Sheriff Appeal Court;
 - in relation to Northern Ireland, to a county court.

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- (4) An appeal under this paragraph must be made before the end of the period of 30 days starting with the day on which the court makes the order or decision.
- (5) Sub-paragraph (4) is subject to paragraph 10L.
- (6) The court hearing the appeal may make any order it thinks appropriate.
- (7) If the court upholds an appeal against an order forfeiting property, it may order the release of the whole or any part of the property.]

Changes to legislation:

There are currently no known outstanding effects for the Anti-terrorism, Crime and Security Act 2001, Paragraph 10K.