



Proceeds of Crime Act 2002

2002 CHAPTER 29

PART 5

CIVIL RECOVERY OF THE PROCEEDS ETC. OF UNLAWFUL CONDUCT

CHAPTER 2

CIVIL RECOVERY IN THE HIGH COURT OR COURT OF SESSION

Interim administration orders (Scotland)

257 Functions of interim administrator

- (1) An interim administration order may authorise or require the interim administrator—
 - (a) to exercise any of the powers mentioned in Schedule 6,
 - (b) to take any other steps the court thinks appropriate,for the purpose of securing the detention, custody or preservation of the property to which the order applies or of taking any steps under subsection (2).
- (2) An interim administration order must require the interim administrator to take any steps which the court thinks necessary to establish—
 - (a) whether or not the property to which the order applies is recoverable property or associated property,
 - (b) whether or not any other property is recoverable property (in relation to the same unlawful conduct) and, if it is, who holds it.
- (3) If—
 - (a) the interim administrator deals with any property which is not property to which the order applies, and
 - (b) at the time he deals with the property he believes on reasonable grounds that he is entitled to do so in pursuance of the order,

Changes to legislation: *Proceeds of Crime Act 2002, Section 257 is up to date with all changes known to be in force on or before 23 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

the interim administrator is not liable to any person in respect of any loss or damage resulting from his dealing with the property except so far as the loss or damage is caused by his negligence.

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Commencement Information

- II** S. 257 in force at 24.2.2003 by [S.I. 2003/120](#), art. 2, [Sch.](#) (with arts. 3, 4) (as amended (20.2.2003) by [S.I. 2003/333](#), art. 14)

Changes to legislation:

Proceeds of Crime Act 2002, Section 257 is up to date with all changes known to be in force on or before 23 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13(5)(a)(iia) inserted by [2015 c. 30 Sch. 5 para. 15\(3\)\(d\)](#)
- s. 323(1)(hc) inserted by [2023 c. 20 Sch. para. 45\(2\)](#)
- s. 323(4)(ec) inserted by [2023 c. 20 Sch. para. 45\(3\)](#)
- s. 323(5)(ec) inserted by [2023 c. 20 Sch. para. 45\(4\)](#)