
Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Paragraph 33. (See end of Document for details)

SCHEDULES

SCHEDULE 7

TERRORIST FINANCING AND MONEY LAUNDERING

PART 7

ENFORCEMENT: OFFENCES

Prosecution of offences

- 33 (1) Proceedings for an offence under this Schedule may be instituted in England and Wales only by—
- (a) the [^{F1}FCA] ;
 - ^{F2}(b)
 - ^{F3}(c)
 - (d) a local weights and measures authority; or
 - (e) the Director of Public Prosecutions.
- (2) Proceedings for an offence under this Schedule may be instituted in Northern Ireland only by—
- (a) the [^{F4}FCA] ;
 - (b) HMRC;
 - ^{F5}(c)
 - (d) DETINI; or
 - (e) the Director of Public Prosecutions for Northern Ireland.
- (3) In section 168(4) of the Financial Services and Markets Act 2000 (c. 8) (appointment ^{F6}... of persons to carry out investigation), after paragraph (b) insert—
- “(ba) a person may be guilty of an offence under Schedule 7 to the Counter-Terrorism Act 2008 (terrorist financing or money laundering);”
- (4) In section 402(1) of that Act (power of FSA to institute proceedings), omit the “or” before paragraph (b) and after that paragraph insert—
- “or
- (c) Schedule 7 to the Counter-Terrorism Act 2008 (terrorist financing or money laundering).”
- (5) HMRC may conduct a criminal investigation into any offence under this Schedule.
- (6) In sub-paragraph (5) “criminal investigation” has the meaning given by section 35(5) (b) of the Commissioners for Revenue and Customs Act 2005 (c. 11).

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Textual Amendments

- F1** Word in Sch. 7 para. 33(1)(a) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 18 para. 127\(4\)\(a\)](#) (with Sch. 20); S.I. 2013/423, art. 3, Sch.
- F2** Sch. 7 para. 33(1)(b) omitted (27.3.2014) by virtue of [The Public Bodies \(Merger of the Director of Public Prosecutions and the Director of Revenue and Customs Prosecutions\) Order 2014 \(S.I. 2014/834\), art. 1\(1\), Sch. 2 para. 60](#)
- F3** Sch. 7 para. 33(1)(c) omitted (26.7.2013 for specified purposes, 1.4.2014 in so far as not already in force) by virtue of [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\), art. 1\(2\)\(6\), Sch. para. 15\(4\)\(a\)](#)
- F4** Word in Sch. 7 para. 33(2)(a) substituted (1.4.2013) by [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 18 para. 127\(4\)\(a\)](#) (with Sch. 20); S.I. 2013/423, art. 3, Sch.
- F5** Sch. 7 para. 33(2)(c) omitted (26.7.2013 for specified purposes, 1.4.2014 in so far as not already in force) by virtue of [The Financial Services and Markets Act 2000 \(Regulated Activities\) \(Amendment\) \(No.2\) Order 2013 \(S.I. 2013/1881\), art. 1\(2\)\(6\), Sch. para. 15\(4\)\(b\)](#)
- F6** Words in Sch. 7 para. 33(3) omitted (1.4.2013) by virtue of [Financial Services Act 2012 \(c. 21\), s. 122\(3\), Sch. 18 para. 127\(4\)\(b\)](#) (with Sch. 20); S.I. 2013/423, art. 3, Sch.

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