

Status: Point in time view as at 01/10/2009.

Changes to legislation: Criminal Justice and Immigration Act 2008, Cross Heading: Person having property etc. in England and Wales, Scotland and Northern Ireland is up to date with all changes known to be in force on or before 06 January 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)

SCHEDULES

SCHEDULE 18

PENALTIES SUITABLE FOR ENFORCEMENT IN ENGLAND AND WALES OR NORTHERN IRELAND

Person having property etc. in England and Wales, Scotland and Northern Ireland

- 8 (1) This paragraph applies if—
- (a) the certificate states that the person required to pay the financial penalty has property or a source of income in Northern Ireland,
 - (b) the certificate also states that the person has property or a source of income in England and Wales and in Scotland, and
 - (c) the certificate does not state that the person is normally resident in the United Kingdom.
- (2) The financial penalty is suitable for enforcement in England and Wales unless—
- (a) the penalty is suitable for enforcement in Northern Ireland by virtue of sub-paragraph (3) or (4), or
 - (b) sub-paragraph (5) applies.
- (3) The financial penalty is suitable for enforcement in Northern Ireland if—
- (a) the Lord Chancellor was given the certificate by the competent authority or central authority of another member State (and not by the central authority for Scotland), and
 - (b) the Lord Chancellor thinks that it is more appropriate for the financial penalty to be enforced in Northern Ireland than in England and Wales or Scotland.
- (4) The financial penalty is suitable for enforcement in Northern Ireland if—
- (a) the Lord Chancellor was given the certificate by the central authority for Scotland, and
 - (b) the Lord Chancellor thinks that it is more appropriate for the financial penalty to be enforced in Northern Ireland than in England and Wales.
- (5) This sub-paragraph applies if—
- (a) the Lord Chancellor was given the certificate by the competent authority or central authority of another member State (and not by the central authority for Scotland), and
 - (b) the Lord Chancellor thinks that it is more appropriate for the financial penalty to be enforced in Scotland than in England and Wales or Northern Ireland.

Commencement Information

II Sch. 18 para. 8 in force at 1.10.2009 by S.I. 2009/2606, art. 2(q)

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