

*Status: Point in time view as at 01/10/2009.*

*Changes to legislation: Criminal Justice and Immigration Act 2008, Paragraph 8 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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