
Changes to legislation: There are currently no known outstanding effects for the Policing and Crime Act 2009, Paragraph 109. (See end of Document for details)

SCHEDULES

SCHEDULE 7

MINOR AND CONSEQUENTIAL AMENDMENTS

PART 7

PROCEEDS OF CRIME: FORFEITURE OF DETAINED CASH

Proceeds of Crime Act 2002 (c. 29)

- 109 (1) Section 302 (compensation) is amended as follows.
- (2) For subsection (1) substitute—
- “(1) If cash detained under this Chapter was seized in England, Wales or Northern Ireland the person to whom the cash belongs or from whom it was seized may make an application to a magistrates' court for compensation if—
- (a) the cash is not forfeited in pursuance of a forfeiture notice, and
- (b) no forfeiture order is made in respect of the cash.
- (1A) If cash detained under this Chapter was seized in Scotland the person to whom the cash belongs or from whom it was seized may make an application to the sheriff for compensation if no forfeiture order is made in respect of the cash.”
- (3) After subsection (7B) insert—
- “(7C) If any cash is detained under this Chapter and part only of the cash is forfeited in pursuance of a forfeiture notice, this section has effect in relation to the other part.”

Commencement Information

- I1** Sch. 7 para. 109 in force at 1.6.2015 for specified purposes for E.W.S. by S.I. 2015/983, arts. 2(2)(e), 3(gg)
- I2** Sch. 7 para. 109 in force at 1.3.2016 in so far as not already in force by S.I. 2016/147, art. 3(j)

Changes to legislation:

There are currently no known outstanding effects for the Policing and Crime Act 2009, Paragraph 109.