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*Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2015, Paragraph 32. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 4

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *Proceeds of Crime Act 2002 (c. 29)*

- 32 (1) Section 42 of that Act (application, discharge and variation of restraint orders) is amended as follows.
- (2) In subsection (4), for “(7)” substitute “ (8) ”.
- (3) For subsection (7) substitute—
- “ (7) If the condition in section 40 which was satisfied was that an investigation was started—
- (a) the court must discharge the order if within a reasonable time proceedings for the offence are not started;
- (b) otherwise, the court must discharge the order on the conclusion of the proceedings.
- (8) If the condition in section 40 which was satisfied was that an application was to be made—
- (a) the court must discharge the order if within a reasonable time the application is not made;
- (b) otherwise, the court must discharge the order on the conclusion of the application.”

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#### **Commencement Information**

**II** Sch. 4 para. 32 in force at 1.6.2015 by S.I. 2015/820, reg. 3(q)(iii)

**Changes to legislation:**

There are currently no known outstanding effects for the Serious Crime Act 2015, Paragraph 32.