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*Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2015, Paragraph 43. (See end of Document for details)*

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## SCHEDULES

### SCHEDULE 4

#### MINOR AND CONSEQUENTIAL AMENDMENTS

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

- 43 (1) Section 121 of that Act (application, recall and variation) is amended as follows.
- (2) In subsection (5), for “(9)” substitute “ (10) ”.
- (3) For subsection (9) substitute—
- “(9) In the case of a restraint order, if the condition in section 119 which was satisfied was that an investigation was instituted—
- (a) the court must discharge the order if within a reasonable time proceedings for the offence are not instituted;
- (b) otherwise, the court must recall the order on the conclusion of the proceedings.
- (10) In the case of a restraint order, if the condition in section 119 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 recall the order on the conclusion of the application.”

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#### **Commencement Information**

**II** Sch. 4 para. 43 in force at 1.3.2016 by S.I. 2016/11, reg. 2(j)

**Changes to legislation:**

There are currently no known outstanding effects for the Serious Crime Act 2015, Paragraph 43.