
STATUTORY INSTRUMENTS

2020 No. 759

The Criminal Procedure Rules 2020

PART 33

CONFISCATION AND RELATED PROCEEDINGS

CONFISCATION PROCEEDINGS

Compensation – confiscation order made against absconder

33.23.—(1) This rule applies where—

- (a) the court varies or discharges a confiscation order made against an absconder;
- (b) a person who held realisable property suffered loss as a result of the making of that confiscation order; and
- (c) that person wants the court to award compensation for that loss.

(2) The application must be in writing and supported by a witness statement which must give details of—

- (a) the confiscation order;
- (b) the variation or discharge of the confiscation order;
- (c) the realisable property to which the application relates; and
- (d) the loss suffered by the applicant as a result of the confiscation order.

(3) The application and witness statement must be served on the court officer.

(4) The application and witness statement must be served on the prosecutor at least 7 days before the date fixed by the court for hearing the application, unless the court specifies a shorter period.

[Note. See section 73 of the Proceeds of Crime Act 2002(1).]