
STATUTORY INSTRUMENTS

1994 No. 2795

The Criminal Justice (Northern Ireland) Order 1994

PART II

FINES AND PENALTIES

Forfeiture

Application of proceeds of forfeited property

12.—(1) Where a court makes an order under Article 11 in a case where—

- (a) the offender has been convicted of an offence which has resulted in a person suffering personal injury, loss or damage; or
- (b) any such offence is taken into consideration by the court in determining sentence,

the court may also make an order that any proceeds which arise from the disposal of the property and which do not exceed a sum specified by the court shall be paid to that person.

(2) The court may only make an order under this Article if it is satisfied that but for the inadequacy of the means of the offender it would have made a compensation order under which the offender would have been required to pay compensation of an amount not less than the specified amount.

(3) An order under this Article has no effect—

- (a) before the end of the period specified in Article 11(7)(a); or
- (b) if a successful application under section 1(1) of the Police (Property) Act 1897(1) has been made.