



Proceeds of Crime Act 2002

2002 CHAPTER 29

PART 8

INVESTIGATIONS

CHAPTER 2

ENGLAND AND WALES AND NORTHERN IRELAND

Judges and courts

343 Judges

- (1) In this Chapter references to a judge in relation to an application must be construed in accordance with this section.
- (2) In relation to an application for the purposes of a confiscation investigation [^{F1}, a money laundering investigation [^{F2} or a detained cash investigation][^{F2}, a detained cash investigation, a detained property investigation or a frozen funds investigation]] a judge is—
 - (a) in England and Wales, a judge entitled to exercise the jurisdiction of the Crown Court;
 - (b) in Northern Ireland, a Crown Court judge.
- (3) In relation to an application for the purposes of a civil recovery investigation [^{F3} or an exploitation proceeds investigation]^{F4} ... a judge is a judge of the High Court.

Textual Amendments

- F1** Words in s. 343(2) substituted (1.6.2015 for E.W.S., 1.3.2016 in so far as not already in force) by Policing and Crime Act 2009 (c. 26), ss. 66(2)(a), 116(1); S.I. 2015/983, art. 2(2)(a) (with art. 5); S.I. 2016/147, art. 3(f) (with art. 5)

Status: Point in time view as at 16/04/2018.

Changes to legislation: Proceeds of Crime Act 2002, Cross Heading: Judges and courts is up to date with all changes known to be in force on or before 25 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- F2** Words in s. 343(2) substituted (27.4.2017 for specified purposes, 31.1.2018 for E.W. for specified purposes, 16.4.2018 for E.W. in so far as not already in force) by [Criminal Finances Act 2017 \(c. 22\)](#), s. 58(5)(6), [Sch. 5 para. 41](#); S.I. 2018/78, reg. 5(3)(a)(i)(ii)
- F3** Words in s. 343(3) inserted (6.4.2010) by [Coroners and Justice Act 2009 \(c. 25\)](#), s. 182(5), [Sch. 19 para. 4](#) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 18
- F4** Words in s. 343(3) repealed (1.6.2015 for E.W.S., 1.3.2016 in so far as not already in force) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 66(2)(b), 116(1), [Sch. 8 Pt. 5](#); S.I. 2015/983, art. 2(2)(a)(g) (with art. 5); S.I. 2016/147, art. 3(f)(l) (with art. 5)

Commencement Information

- I1** S. 343 in force at 24.2.2003 by [S.I. 2003/120](#), art. 2, [Sch.](#) (with arts. 3, 4) (as amended (20.2.2003) by [S.I. 2003/333](#), art. 14)

344 Courts

In this Chapter references to the court are to—

- (a) the Crown Court, in relation to an order for the purposes of a confiscation investigation [^{F5}, a money laundering investigation [^{F6} or a detained cash investigation]]^{F6}, a detained cash investigation, a detained property investigation or a frozen funds investigation]];
- (b) the High Court, in relation to an order for the purposes of a civil recovery investigation [^{F7} or an exploitation proceeds investigation]^{F8} ...

Textual Amendments

- F5** Words in s. 344(a) substituted (1.6.2015 for E.W., 1.3.2016 in so far as not already in force) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 66(3)(a), 116(1); S.I. 2015/983, art. 2(2)(a) (with art. 5); S.I. 2016/147, art. 3(f) (with art. 5)
- F6** Words in s. 344(a) substituted (27.4.2017 for specified purposes, 31.1.2018 for E.W. for specified purposes, 16.4.2018 for E.W. in so far as not already in force) by [Criminal Finances Act 2017 \(c. 22\)](#), s. 58(5)(6), [Sch. 5 para. 42](#); S.I. 2018/78, reg. 5(3)(a)(i)(ii)
- F7** Words in s. 344(b) inserted (6.4.2010) by [Coroners and Justice Act 2009 \(c. 25\)](#), s. 182(5), [Sch. 19 para. 5](#) (with s. 180); S.I. 2010/816, art. 2, Sch. para. 18
- F8** Words in s. 344(b) repealed (1.6.2015 for E.W., 1.3.2016 in so far as not already in force) by [Policing and Crime Act 2009 \(c. 26\)](#), ss. 66(3)(b), 116(1), [Sch. 8 Pt. 5](#); S.I. 2015/983, art. 2(2)(a)(g) (with art. 5); S.I. 2016/147, art. 3(f)(l) (with art. 5)

Commencement Information

- I2** S. 344 in force at 24.2.2003 by [S.I. 2003/120](#), art. 2, [Sch.](#) (with arts. 3, 4) (as amended (20.2.2003) by [S.I. 2003/333](#), art. 14)

Status:

Point in time view as at 16/04/2018.

Changes to legislation:

Proceeds of Crime Act 2002, Cross Heading: Judges and courts is up to date with all changes known to be in force on or before 25 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.