



# Proceeds of Crime Act 2002

## 2002 CHAPTER 29

### PART 4 **N.I.**

#### CONFISCATION: NORTHERN IRELAND

##### *Receivers: further provisions*

#### 211 Discharge and variation **N.I.**

- (1) The following persons may apply to the High Court to vary or discharge an order made under section 196 or 197 or to the Crown Court to vary or discharge an order made under <sup>F1</sup>section 198 or 199] —
  - (a) the receiver;
  - (b) the person who applied for the order <sup>F2</sup>...;
  - (c) any person affected by the order.
- (2) On an application under this section the court—
  - (a) may discharge the order;
  - (b) may vary the order.
- (3) But in the case of an order under section 196 or 197—
  - (a) if the condition in section 189 which was satisfied was that proceedings were started or an application was made, the court must discharge the order on the conclusion of the proceedings or of the application (as the case may be);
  - (b) if the condition which was satisfied was that an investigation was started or an application was to be made, the court must discharge the order if within a reasonable time proceedings for the offence are not started or the application is not made (as the case may be).

#### Textual Amendments

- F1** Words in s. 211(1) substituted (1.4.2008) by [Serious Crime Act 2007 \(c. 27\)](#), s. 94(1), [Sch. 8 para. 63\(a\)](#); [S.I. 2008/755](#), art. 2(1)(a) (with arts. 3-14)

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**Changes to legislation:** *Proceeds of Crime Act 2002, Section 211 is up to date with all changes known to be in force on or before 06 October 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) View outstanding changes*

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**F2** Words in s. 211(1)(b) repealed (1.4.2008) by [Serious Crime Act 2007 \(c. 27\)](#), s. 94(1), Sch. 8 para. 63(b), [Sch. 14](#); [S.I. 2008/755](#), art. 2(1)(a)(d) (with arts. 3-14)

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**Modifications etc. (not altering text)**

**C1** Pt. 4 applied by [S.I. 1989/1341 \(N.I. 12\)](#), [arts. 57\(5B\), 59\(8B\)](#) (as substituted (24.3.2003) by [Proceeds of Crime Act 2002 \(c. 29\)](#), Supreme Court s. 458(1), Sch. 11 para. 19(2)(3); [S.I. 2003/333](#), art. 2, [Sch.](#))

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**Commencement Information**

**I1** S. 211 in force at 24.3.2003 by [S.I. 2003/333](#), art. 2, [Sch.](#)

**Changes to legislation:**

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 13(5)(a)(iia) inserted by [2015 c. 30 Sch. 5 para. 15\(3\)\(d\)](#)
- s. 323(1)(hc) inserted by [2023 c. 20 Sch. para. 45\(2\)](#)
- s. 323(4)(ec) inserted by [2023 c. 20 Sch. para. 45\(3\)](#)
- s. 323(5)(ec) inserted by [2023 c. 20 Sch. para. 45\(4\)](#)