



Proceeds of Crime Act 2002

2002 CHAPTER 29

PART 2

CONFISCATION: ENGLAND AND WALES

Reconsideration

[^{F1}25A Recovery from estate of deceased defendant impractical: discharge of order

- (1) This section applies if—
 - (a) a court has made a confiscation order,
 - (b) the defendant dies while the order is not satisfied, and
 - (c) the designated officer for a magistrates' court applies to the Crown Court for the discharge of the order.
- (2) The court may discharge the order if it appears to the court that—
 - (a) it is not possible to recover anything from the estate of the deceased for the purpose of satisfying the order to any extent, or
 - (b) it would not be reasonable to make any attempt, or further attempt, to recover anything from the estate of the deceased for that purpose.]

Textual Amendments

F1 S. 25A inserted (1.6.2015) by [Serious Crime Act 2015 \(c. 9\)](#), ss. 8(2), 88(1); S.I. 2015/820, reg. 3(e)

Changes to legislation:

Proceeds of Crime Act 2002, Section 25A is up to date with all changes known to be in force on or before 13 July 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.

[View outstanding changes](#)

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\(4\)](#)