



# Serious Crime Act 2015

## 2015 CHAPTER 9

### PART 1

#### PROCEEDS OF CRIME

### CHAPTER 3

#### NORTHERN IRELAND

#### *Confiscation: other amendments*

## 32 Default sentences

- (1) In section 185 of the Proceeds of Crime Act 2002 (enforcement as fines), after subsection (2) insert—

“(2A) Where a court is fixing a term of imprisonment or detention under section 35(1)(c) of that Act (as applied by subsection (2) above) in respect of an amount ordered to be paid under a confiscation order, the maximum terms are those specified in the second column of the Table for amounts described in the corresponding entry in the first column.

TABLE

<i>Amount</i>	<i>Maximum term</i>
£10,000 or less	6 months
More than £10,000 but no more than £500,000	5 years
More than £500,000 but no more than £1 million	7 years
More than £1 million	14 years

- (2B) The Department of Justice in Northern Ireland may by order—

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*Status: Point in time view as at 01/06/2015.*

*Changes to legislation: There are currently no known outstanding effects for the Serious Crime Act 2015, Section 32. (See end of Document for details)*

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- (a) amend subsection (2A) so as to provide for minimum terms of imprisonment or detention under section 35(1)(c) of that Act (as applied by subsection (2) above) in respect of amounts ordered to be paid under a confiscation order;
  - (b) amend the Table in subsection (2A) so as to remove, alter or replace any entry (including an entry inserted by virtue of the power in paragraph (a) of this subsection) or to add any entry.”
- (2) In section 459(7B) of that Act (orders subject to affirmative resolution procedure), after “section” insert “ 185(2B), ”.

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**Commencement Information**

**II** S. 32 in force at 1.6.2015 by S.R. 2015/190, reg. 3(1)(f)

**Status:**

Point in time view as at 01/06/2015.

**Changes to legislation:**

There are currently no known outstanding effects for the Serious Crime Act 2015, Section 32.