



# Criminal Justice Act 1988

## 1988 CHAPTER 33

### PART VI

#### CONFISCATION OF THE PROCEEDS OF AN OFFENCE

**[73A] <sup>F1</sup>Provision of information by defendant.**

- (1) This section applies in a case where a person has been convicted of an offence of a relevant description if—
  - (a) the prosecutor has given written notice to the court for the purposes of subsection (1)(a) of section 71 above; or
  - (b) the court is proceeding in pursuance of subsection (1)(b) of that section or is considering whether so to proceed.
- (2) For the purpose of obtaining information to assist it in carrying out its functions under this Part of this Act, the court may at any time order the defendant to give it such information as may be specified in the order.
- (3) An order under subsection (2) above may require all, or any specified part, of the required information to be given to the court in such manner, and before such date, as may be specified in the order.
- (4) Rules of court may make provision as to the maximum or minimum period that may be allowed under subsection (3) above.
- (5) If the defendant fails, without reasonable excuse, to comply with any order under this section, the court may draw such inference from that failure as it considers appropriate.
- (6) Where the prosecutor accepts to any extent any allegation made by the defendant—
  - (a) in giving to the court information required by an order under this section, or
  - (b) in any other statement tendered to the court for the purposes of this Part of this Act,the court may treat that acceptance as conclusive of the matters to which it relates.

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*Status: Point in time view as at 01/08/1996. This version of this provision has been superseded.*

*Changes to legislation: Criminal Justice Act 1988, Section 73A is up to date with all changes known to be in force on or before 22 August 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)*

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(7) For the purposes of this section an allegation may be accepted in such manner as may be prescribed by rules of court or as the court may direct.]

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**Textual Amendments**

**F1** S. 73A inserted (1.11.1995) by 1995 c. 11, s.4; S.I. 1995/2650, art.2

**Status:**

Point in time view as at 01/08/1996. This version of this provision has been superseded.

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