



Proceeds of Crime Act 2002

CHAPTER 29

PROCEEDS OF CRIME ACT 2002

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387 Search warrants

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390 Further provisions: confiscation, civil recovery , detained cash ,
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391 Disclosure orders

392 Requirements for making of disclosure order

393 Offences

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395 Further provisions

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396A Unexplained wealth orders

396B Requirements for making of unexplained wealth order

396C Effect of order: cases of non-compliance

396D Effect of order: cases of compliance or purported compliance

396DA Extension of period for making determination where interim freezing
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396DB Extension of period pending determination of proceedings etc

396E Offence

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...

- Assets Recovery Agency
- Assets Recovery Agency
- Assets Recovery Agency
- Assets Recovery Agency
- Assets Recovery Agency
- Assets Recovery Agency
- Assets Recovery Agency

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- 1 *Drug trafficking*
- 1A An offence under any of the following provisions of the...
- 2 *Money laundering*
- 3 *Directing terrorism*
- 3A *Slavery etc*
- 4 People trafficking
- 5 *Arms trafficking*
- 6 *Counterfeiting*
- 7 *Intellectual property*
- 8 Prostitution and child sex
- 9 *Blackmail*
- 9A An offence under section 12(1) or (2) of the Gangmasters...
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- 1 *General*
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SCHEDULE 4 — Lifestyle offences: Scotland

- 1 *Money laundering*
- 2 *Drug trafficking*
- 2A An offence under any of the following provisions of the...
- 3 *Directing terrorism*
- 4 People trafficking
- 4A *Slavery, servitude and forced or compulsory labour*
- 5 *Arms trafficking*

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- 6 *Counterfeiting*
- 7 *Intellectual property*
- 8 *Pimps and brothels*
- 8A *Traffic in prostitution etc.*
- 9 *Blackmail*
- 9A *Gangmasters*
- 9AA *Consumer credit*
- 9B *...*
- 9C *Distribution of obscene material*
- 9D *Unclassified video recordings*
- 9E *Private security industry*
- 9F *Serious organised crime*
- 10 *Inchoate offences*

SCHEDULE 5 — Lifestyle offences: Northern Ireland

- 1 *Drug trafficking*
- 1A *An offence under any of the following provisions of the...*
- 2 *Money laundering*
- 3 *Directing terrorism*
- 3A *Slavery, etc.*
- 4 *People trafficking*
- 5 *Arms trafficking*
- 6 *Counterfeiting*
- 7 *Intellectual property*
- 8 *Pimps and brothels*
- 9 *Blackmail*
- 9A *An offence under section 12(1) or (2) of the Gangmasters...*
- 10 *Inchoate offences*

SCHEDULE 6 — Powers of interim receiver or administrator

- 1 *Seizure*
- 2 *Information*
- 3 *Entry, search, etc.*
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- 1 *Sale*
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- 3 *Management*
- 4 *Legal proceedings*
- 5 *Compromise*
- 6 *Supplementary*

SCHEDULE 7A — Connection with relevant part of United Kingdom

Unlawful conduct

- 1 *There is a connection where the unlawful conduct occurred entirely...*

Property

- 2 *There has been a connection where the property in question...*
- 3 *There is a connection where there is other property in...*

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4 There has been a connection where, at any time, there...

Person

5 (1) There is or has been a connection where a...

Property held on trust

6 (1) There is a connection where the property in question...

Interpretation

7 “ The relevant part of the United Kingdom ” has...

8 “ The unlawful conduct ” means— (a) in a case...

SCHEDULE 8 — Forms of declarations

...

Members of SOCA's
Staff

“I, A.B., do solemnly declare that I will not disclose...

SCHEDULE 9 — Regulated sector and supervisory authorities
PART 1 — REGULATED SECTOR

Business in the regulated sector

1 (1) A business is in the regulated sector to the...

Excluded activities

2 (1) A business is not in the regulated sector to...

INTERPRETATION

3 (1) In this Part— ... “the Capital Requirements Directive” means...

PART 2 — SUPERVISORY AUTHORITIES

4 (1) The following bodies are supervisory authorities—

Part 3 — POWER TO AMEND

5 The Treasury may by order amend Part 1 or 2...

SCHEDULE 10 — Tax

Part 1 — GENERAL

1 Sections 75 and 77 of the Taxes Management Act 1970...

Part 2 — PROVISIONS RELATING TO PART 5

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2 (1) The vesting of property in the trustee for civil...

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CAPITAL GAINS TAX

- 3 (1) If a gain attributable to a Part 5 transfer...

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- 4 *Accrued income scheme*
5 *Discounted securities*
6 *Rights to receive amounts stated in certificates of deposit etc.*
7 *Non-qualifying offshore funds*
8 *Futures and options*
9 *Loan relationships*
10 *Exception from paragraphs 4 to 9*
11 *Trading stock*

CAPITAL ALLOWANCES

- 12 *Plant and machinery*
13 (1) If a compensating payment is made to the transferor,...
14 (1) Paragraph 13(2) does not apply if the qualifying expenditure...
15 (1) Paragraph 13 does not apply if—
16 (1) Paragraph 13 does not apply if—
17 (1) Paragraphs 12 to 16 have effect as if they...
18 *Industrial buildings*
19 Tax
20 Tax
21 Tax
22 *Flat conversion*
23 (1) If a compensating payment is made to the transferor,...
24 (1) Paragraph 23 does not apply to determine the proceeds...
25 Paragraphs 22 to 24 have effect as if they were...
26 *Research and development*
27 (1) If a compensating payment is made to the transferor,...
28 (1) Paragraph 27 does not apply to determine the disposal...
29 Paragraphs 26 to 28 have effect as if they were...

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- 30 *Share options*
31 *Conditional acquisition of shares*
32 *Shares acquired at an undervalue*
33 *Shares in dependent subsidiaries*

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- 1 *Introduction*
2 *Parliamentary Commissioner Act 1967 (c. 13)*
3 *Police (Scotland) Act 1967 (c. 77)*
4 *Criminal Appeal Act 1968 (c. 19)*
5 *Misuse of Drugs Act 1971 (c. 38)*

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- 6 *Immigration Act 1971 (c. 77)*
- 7 *Rehabilitation of Offenders Act 1974 (c. 53)*
- 8 *Rehabilitation of Offenders (Northern Ireland) Order 1978 (S.I. 1978/1908 (N.I. 27))*
- 9 *Criminal Appeal (Northern Ireland) Act 1980 (c. 47)*
- 10 *Legal Aid, Advice and Assistance (Northern Ireland) Order 1981 (S.I. 1981/228 (N.I. 8))*
- 11 *Civil Jurisdiction and Judgments Act 1982 (c. 27)*
- 12 *Civic Government (Scotland) Act 1982 (c. 45)*
- 13 *Criminal Justice Act 1982 (c. 48)*
- 14 *Police and Criminal Evidence Act 1984 (c. 60)*
- 15 *Bankruptcy (Scotland) Act 1985 (c. 66)*
- 16 *Insolvency Act 1986 (c. 45)*
- 17 *Criminal Justice Act 1988 (c. 33)*
- 18 *Extradition Act 1989 (c. 33)*
- 19 *Police and Criminal Evidence (Northern Ireland) Order 1989 (S.I. 1989/1341 (N.I. 12))*
- 20 *Insolvency (Northern Ireland) Order 1989 (S.I. 1989/2405 (N.I. 19))*
- 21 *Criminal Justice (International Co-operation) Act 1990 (c. 5)*
- 22 *Pension Schemes Act 1993 (c. 48)*
- 23 *Pension Schemes (Northern Ireland) Act 1993 (c. 49)*
- 24 *Criminal Justice and Public Order Act 1994 (c. 33)*
- 25 *Drug Trafficking Act 1994 (c. 37)*
- 26 *Criminal Justice (Northern Ireland) Order 1994 (S.I. 1994/2795 (N.I. 15))*
- 27 *Proceeds of Crime Act 1995 (c. 11)*
- 28 *Proceeds of Crime (Scotland) Act 1995 (c. 43)*
- 29 *Criminal Procedure (Scotland) Act 1995 (c. 46)*
- 30 *Police Act 1996 (c. 16)*
- 31 *Proceeds of Crime (Northern Ireland) Order 1996 (S.I. 1996/1299 (N.I. 9))*
- 32 *Crime (Sentences) Act 1997 (c. 43)*
- 33 *Crime and Punishment (Scotland) Act 1997 (c. 48)*
- 34 *Police (Northern Ireland) Act 1998 (c. 32)*
- 35 *Crime and Disorder Act 1998 (c. 37)*
- 36 *Access to Justice Act 1999 (c. 22)*
- 37 *Powers of Criminal Courts (Sentencing) Act 2000 (c. 6)*
- 38 ...
- 39 *Terrorism Act 2000 (c. 11)*
- 40 *Criminal Justice and Police Act 2001 (c. 16)*

SCHEDULE 12 — REPEALS AND REVOCATIONS

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