



Proceeds of Crime Act 2002

2002 CHAPTER 29

PART 3

CONFISCATION: SCOTLAND

Interpretation

148 Free property

Property is free unless an order is in force in respect of it under—

- (a) section 27 of the Misuse of Drugs Act 1971 (c. 38) (forfeiture orders),
- (b) Article 11 of the Criminal Justice (Northern Ireland) Order 1994 (S.I. 1994/2795 (N.I. 15) (deprivation orders),
- (c) Part 2 of the Proceeds of Crime (Scotland) Act 1995 (c. 43) (forfeiture of property used in crime),
- (d) section 143 of the Powers of Criminal Courts (Sentencing) Act 2000 (c. 6) (deprivation orders),
- (e) section 23 or 111 of the Terrorism Act 2000 (c. 11) (forfeiture orders), or
- (f) section 246, 266, 295(2) or 298(2) of this Act.

Modifications etc. (not altering text)

- C1** Pt. 3 applied by Terrorism Act 2000 (c. 11), Sch. 8 paras. 17(4A), 34(3A) (as substituted (24.3.2003) by Proceeds of Crime Act 2002 (c. 29), s. 458(1), **Sch. 11 para. 39(4)(5)**; S.S.I. 2003/210, art. 2(1)(b)(2), sch. (with art. 7); S.I. 2003/333, art. 2, Sch.
- C2** Pt. 3 applied by 2000 c. 11, Sch. 8 para. 34(3A) (as substituted (24.3.2003) by Proceeds of Crime Act 2002 (c. 29), s. 458(1), **Sch. 11 para. 39(5)**; S.S.I. 2003/210, art. 2(1)(b)(2), sch. (with art. 7))

Commencement Information

- I1** S. 148 in force at 24.3.2003 by S.S.I. 2003/210, **art. 2(1)(a)**

Status:

Point in time view as at 24/03/2003. This version of this provision has been superseded.

Changes to legislation:

Proceeds of Crime Act 2002, Section 148 is up to date with all changes known to be in force on or before 02 June 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.