



# Proceeds of Crime Act 2002

## 2002 CHAPTER 29

### PART 4

#### CONFISCATION: NORTHERN IRELAND

##### *Reconsideration*

#### **175 Small amount outstanding: discharge of order**

- (1) This section applies if—
  - (a) a court has made a confiscation order,
  - (b) a chief clerk applies to the Crown Court for the discharge of the order, and
  - (c) the amount remaining to be paid under the order is £50 or less.
- (2) In such a case the court may discharge the order.
- (3) The [<sup>F1</sup>Department of Justice in Northern Ireland] may by order vary the amount for the time being specified in subsection (1)(c).
- [<sup>F2</sup>(4) The discharge of a confiscation order under this section does not prevent the making of an application in respect of the order under section 171(1)(d) or 172(1)(c).
- (5) Where on such an application the court determines that the order should be varied under section 171(7) or (as the case may be) 172(4), the court may provide that its discharge under this section is revoked.]

#### **Textual Amendments**

- F1** Words in s. 175(3) substituted (12.4.2010) by [The Northern Ireland Act 1998 \(Devolution of Policing and Justice Functions\) Order 2010 \(S.I. 2010/976\)](#), art. 1(2), **Sch. 14 para. 49** (with arts. 28-31)
- F2** [S. 175\(4\)\(5\)](#) inserted (27.4.2017 for specified purposes) by [Criminal Finances Act 2017 \(c. 22\)](#), **ss. 32(6), 58(3)(6)** (with s. 32(7))

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*Status: Point in time view as at 26/06/2017. This version of this provision has been superseded.*

**Changes to legislation:** *Proceeds of Crime Act 2002, Section 175 is up to date with all changes known to be in force on or before 06 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. (See end of Document for details)*

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**Modifications etc. (not altering text)**

- C1** Pt. 4 applied by S.I. 1989/1341 (N.I. 12), arts. 57(5B), 59(8B) (as substituted (24.3.2003) by [Proceeds of Crime Act 2002 \(c. 29\)](#), Supreme Court s. 458(1), [Sch. 11 para. 19\(2\)\(3\)](#); S.I. 2003/333, art. 2, Sch.)

**Commencement Information**

- II** S. 175 in force at 24.3.2003 by [S.I. 2003/333](#), art. 2, [Sch.](#)

**Status:**

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