

Status: Point in time view as at 26/12/2023.

Changes to legislation: Marine and Coastal Access Act 2009, Cross Heading: Notice of intended forfeiture is up to date with all changes known to be in force on or before 14 July 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)

SCHEDULES

SCHEDULE 18 **U.K.**

FORFEITURE OF PROPERTY UNDER SECTION 275 OR 276

Notice of intended forfeiture

- 2 (1) The relevant authority must give notice of the intended forfeiture of the property (“notice of intended forfeiture”) to each of the following persons—
- (a) every person who appears to the authority to have been the owner of the property, or one of its owners, at the time of the seizure of the property;
 - (b) in the case of property seized from a vessel, the master, owner and charterer (if any) of the vessel at that time;
 - (c) in the case of property seized from premises, every person who appears to the authority to have been an occupier of the premises at that time;
 - (d) in any other case, the person (if any) from whom the property was seized.
- (2) The notice of intended forfeiture must set out—
- (a) a description of the property,
 - (b) the grounds of the intended forfeiture, and
 - (c) how a person may give a notice of claim under this Schedule and the period within which such a notice must be given.
- (3) In a case where—
- (a) the property was seized following an inspection carried out in exercise of the power conferred by section 264, and
 - (b) the relevant authority, after taking reasonable steps to do so, is unable to identify any person as owning the property,
- the reference in sub-paragraph (1) to a requirement to give notice of intended forfeiture to such a person is to be read as a reference to a requirement to take such steps as the authority thinks fit to bring the contents of the notice to the attention of persons likely to be interested in it.
- (4) Property may be treated or condemned as forfeited under this Schedule only if—
- (a) the requirements of this paragraph have been complied with in the case of the property, or
 - (b) it was not reasonably practicable for them to be complied with.

Commencement Information

II Sch. 18 para. 2 in force at 12.1.2010 by S.I. 2009/3345, art. 2, Sch. para. 22

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