

SCHEDULES

SCHEDULE 4

MINOR AND CONSEQUENTIAL AMENDMENTS

Proceeds of Crime Act 2002 (c. 29)

- 43 (1) Section 121 of that Act (application, recall and variation) is amended as follows.
- (2) In subsection (5), for “(9)” substitute “(10)”.
- (3) For subsection (9) substitute—
- “(9) In the case of a restraint order, if the condition in section 119 which was satisfied was that an investigation was instituted—
- (a) the court must discharge the order if within a reasonable time proceedings for the offence are not instituted;
- (b) otherwise, the court must recall the order on the conclusion of the proceedings.
- (10) In the case of a restraint order, if the condition in section 119 which was satisfied was that an application was to be made—
- (a) the court must discharge the order if within a reasonable time the application is not made;
- (b) otherwise, the court must recall the order on the conclusion of the application.”