



Serious Crime Act 2015

2015 CHAPTER 9

PART 1

PROCEEDS OF CRIME

CHAPTER 1

ENGLAND AND WALES

Confiscation: other amendments

6 Confiscation and victim surcharge orders

- (1) Section 13 of the Proceeds of Crime Act 2002 (effect of order on court's other powers) is amended as follows.
- (2) In subsection (3), in paragraph (a), for the words from “an order under section 130” to the end substitute “a priority order”.
- (3) After subsection (3) insert—
 - “(3A) In this section “priority order” means any of the following—
 - (a) a compensation order under section 130 of the Sentencing Act;
 - (b) an order requiring payment of a surcharge under section 161A of the Criminal Justice Act 2003;
 - (c) an unlawful profit order under section 4 of the Prevention of Social Housing Fraud Act 2013.”
- (4) For subsection (5) substitute—
 - “(5) Subsection (6) applies if—
 - (a) the Crown Court makes both a confiscation order and one or more priority orders against the same person in the same proceedings, and

Status: This is the original version (as it was originally enacted).

- (b) the court believes the person will not have sufficient means to satisfy all those orders in full.”
- (5) In subsection (6), for “compensation or amount payable under the unlawful profit order (or both)” substitute “amount payable under the priority order (or orders)”.