
STATUTORY INSTRUMENTS

1997 No. 1316

CRIMINAL LAW, ENGLAND AND WALES

The Criminal Justice Act 1988 (Designated Countries and Territories) (Amendment) Order 1997

Made - - - - 20th May 1997
Laid before Parliament 30th May 1997
Coming into force - - 1st July 1997

At the Court at Buckingham Palace, the 20th day of May 1997

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 96 of the Criminal Justice Act 1988(1), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Criminal Justice Act 1988 (Designated Countries and Territories) (Amendment) Order 1997 and shall come into force on 1st July 1997.

(2) This Order extends to England and Wales only.

(3) In this Order “the principal Order” means the Criminal Justice Act 1988 (Designated Countries and Territories) Order 1991(2).

2. There shall be inserted in Schedule 1 to the principal Order, at the appropriate places in alphabetical order, the entries for those countries specified in the Schedule to this Order.

3. The Appendix set out at the end of paragraph 21(i) of Schedule 2 to the principal Order (institution of proceedings) shall be amended by the insertion, at the beginning, of the following—

“Antigua & Barbuda	when a person has been charged with a scheduled offence
Colombia	when a preliminary investigation or a formal process has begun and, in either case, a

(1) 1988 c. 33; section 96 was amended by section 21 of the Criminal Justice Act 1993 (c. 36).

(2) S.I. 1991/2873, as amended by S.I. 1993/1790, 1993/3147, 1994/1639, 1996/278 and 1996/2877.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

Resolution has been issued for a freezing or seizure order”.

4. A like amendment to that in article 3 above shall be made to the Appendix to section 102 of the Criminal Justice Act 1988 as set out in Schedule 3 to the principal Order.

N. H. Nicholls
Clerk of the Privy Council

SCHEDULE

Article 2

<i>Designated country</i>	<i>Appropriate authority</i>
Antigua & Barbuda	The Attorney General
Colombia	The Fiscalía General de la Nación and the Ministerio de Justicia del Derecho
Cyprus	
Czech Republic	
Denmark	
France	
Ireland	

EXPLANATORY NOTE

(This note is not part of the Order)

This Order amends the Criminal Justice Act 1988 (Designated Countries and Territories) Order 1991 (S.I.1991/2873) (“the principal Order”) which provides that, subject to certain modifications, Part VI of the Criminal Justice Act 1988 applies to an order made by a court in a designated country or territory for the purpose of recovery of property obtained as a result of or in connection with an offence to which Part VI of the Act applies, recovering the value of property so obtained or depriving a person of a pecuniary advantage so obtained.

Article 2 of this Order and the Schedule add to the list of countries to which the principal Order applies. Article 3 amends the Appendix set out at the end of paragraph 21(i) of Schedule 2 to the principal Order so that the point of institution of proceedings for Antigua & Barbuda and Colombia are included. Article 4 makes the like amendment to article 3 in respect of the Appendix to section 102 of the 1988 Act set out in Schedule 3 to the principal Order.

The Order comes into force on 1st July 1997.