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STATUTORY INSTRUMENTS

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**2017 No. 1295**

**The Magistrates' Courts (Detention and Forfeiture  
of Terrorist Cash) (Amendment) Rules 2017**

**Application for the release of detained cash**

6. In rule 6—
- (a) in paragraph (1)—
    - (i) for “paragraph 5(2)” substitute “paragraph 5(2), 5E(2)”;
    - (ii) for “shall” in both places where it appears substitute “must”; and
    - (iii) for “the justices’ clerk referred to in rule 4(1)” substitute “the court before which the applicant wishes to make the application”;
  - (b) after paragraph (1) insert—

“(1A) But if the applicant has been given notice of an order under paragraph 3(2) of Schedule 1 in respect of the detained cash, then the application must be sent to the court which sent the applicant that notice.”;
  - (c) in paragraph (2), for “justices’ clerk” substitute “court”;
  - (d) in paragraph (3)—
    - (i) for “justices’ clerk shall” substitute “court must”;
    - (ii) for “he directs” substitute “directed”; and
    - (iii) for “shall notify” substitute “must notify”.
  - (e) in paragraph (5)—
    - (i) after “paragraph 5(2)” insert “or 5E(3)”, and
    - (ii) for “paragraph 5(4)” substitute “paragraph 9A”; and
  - (f) in paragraph (6)—
    - (i) after “paragraph 9(3)” insert “or 9(4)”, and
    - (ii) after “specified in the order” insert “, except that the cash shall not be released whilst paragraph 9A of Schedule 1 applies”.