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STATUTORY INSTRUMENTS

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**2021 No. 638**

**PROCEEDS OF CRIME**

**The Proceeds of Crime Act 2002 (External Investigations and External Orders and Requests) (Amendment) Order 2021**

*Made* - - - - - *26th May 2021*  
*Laid before Parliament* *2nd June 2021*  
*Coming into force* *28th June 2021*

**THE PROCEEDS OF CRIME ACT 2002 (EXTERNAL INVESTIGATIONS AND EXTERNAL ORDERS AND REQUESTS) (AMENDMENT) ORDER 2021**

PART 1

Introduction

1. Citation and commencement
2. Interpretation

PART 2

Amendment of the 2005 Order

CHAPTER 1

Extension to Northern Ireland and Miscellaneous

3. Introduction
4. Serious Fraud Office powers: Northern Ireland extent
5. Article 213 (general interpretation)
6. Part 5A heading
7. Article 213A (action to give effect to an external order)
8. Article 213AA (extent)
9. Article 213D (searches: supplemental provision)
10. Article 213E (prior approval)
11. Article 213I (detention of seized property)
12. Article 213L (forfeiture)
13. Article 213M (associated and joint property)

*Status: This is the original version (as it was originally made).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

14. Article 213P (articles 213L to 213O: appeals)
15. Article 213S (victims and other owners)
16. Article 213T (compensation)
17. Article 213U (powers for prosecutors to appear in proceedings)
18. Part 5B heading
19. Article 213X (general)
20. Article 213XA (extent)
21. Article 213Y (action on receipt of an external request)
22. Article 213Z (action to give effect to an external order)
23. Article 213Z1 (application for account freezing order)
24. Article 213Z3 (making of account freezing order)
25. Article 213Z5 (exclusions)
26. Article 213Z9 (appeals)
27. Article 213Z10 (application of money forfeited under account forfeiture order)
28. Article 213Z11 (compensation)
29. Article 213Z12 (powers for prosecutors to appear in proceedings)

## CHAPTER 2

### Financial Services Act 2021: “relevant financial institution”

30. Introduction
31. New definition of “relevant financial institution” to replace references to “banks” and “building societies”
32. Amendments in consequence of new definition
33. In the following articles for “bank or building society” substitute...
34. In article 213Z1(6) (account freezing orders: interpretation) omit the definitions...
35. In article 213Z13— (a) insert at the appropriate place— “relevant...

## PART 3

### Amendment of the 2013 Order

36. Introduction
37. Words preceding article 1 and article 1 heading
38. Article 1(2) (extent)
39. Article 2 (interpretation)
40. Article 3 (scope of Part 1)
41. Article 4 (action on receipt of request in relation to an external investigation)
42. Article 13 (search and seizure warrants)
43. Article 14 (requirements where production order not available)
44. Article 21A (unexplained wealth orders)
45. Article 21B (requirements for making of unexplained wealth order)
46. Article 21E (statements)
47. Article 21GA (supplementary: Northern Ireland)
48. Article 21I (variation and discharge of interim freezing order)
49. Article 21J (exclusions)
50. Article 21M (powers of receivers appointed under article 21L)
51. Article 46B (requirements for making of unexplained wealth order: Scotland)

## PART 4

### Amendment of the 2014 Order

52. Introduction
  53. Article 1 (citation, commencement and extent)
  54. Article 2 (interpretation)
  55. Article 3 (scope of the Order)
  56. Part 5A heading and article 34A (unexplained wealth orders)
  57. Article 34B (requirements for making of unexplained wealth order)
  58. Article 34E (statements)
  59. Article 34GA (supplementary: Northern Ireland)
  60. Article 34I (variation and discharge of interim freezing order)
  61. Article 34J (exclusions)
  62. Article 34M (powers of receivers appointed under article 34L)
  63. Article 35 (codes of practice)
- Signature  
Explanatory Note