



# Serious Organised Crime and Police Act 2005

## 2005 CHAPTER 15

### PART 2

#### INVESTIGATIONS, PROSECUTIONS, PROCEEDINGS AND PROCEEDS OF CRIME

### CHAPTER 6

#### PROCEEDS OF CRIME

#### **107 Money laundering offences**

- (1) The Proceeds of Crime Act 2002 (c. 29) is amended as follows.
- (2) In section 364 (meaning of customer information) in subsection (5)—
  - (a) after paragraph (a) insert—

“(aa) constitutes an offence specified in section 415(1A) of this Act,”;
  - (b) in paragraph (b) after “paragraph (a)” insert “ or (aa) ”.
- (3) In section 398 (meaning of customer information: Scotland) in subsection (5)—
  - (a) after paragraph (a) insert—

“(aa) constitutes an offence specified in section 415(1A) of this Act,”;
  - (b) in paragraph (b) after “paragraph (a)” insert “ or (aa) ”.
- (4) In section 415 (money laundering offences) after subsection (1) insert—

“(1A) Each of the following is a money laundering offence—

  - (a) an offence under section 93A, 93B or 93C of the Criminal Justice Act 1988;

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**Changes to legislation:** *Serious Organised Crime and Police Act 2005, Section 107 is up to date with all changes known to be in force on or before 24 January 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

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- (b) an offence under section 49, 50 or 51 of the Drug Trafficking Act 1994;
- (c) an offence under section 37 or 38 of the Criminal Law (Consolidation) (Scotland) Act 1995;
- (d) an offence under article 45, 46 or 47 of the Proceeds of Crime (Northern Ireland) Order 1996.”

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**Commencement Information**

**II** S. 107 in force at 1.7.2005 by [S.I. 2005/1521](#), [art. 2\(1\)\(e\)](#)

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**Commencement Orders yet to be applied to the Serious Organised Crime and Police Act 2005**

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2006/2182 art. 3](#) amendment to earlier commencing SI 2006/1871