



Serious Organised Crime and Police Act 2005

2005 CHAPTER 15

PART 2

INVESTIGATIONS, PROSECUTIONS, PROCEEDINGS AND PROCEEDS OF CRIME

CHAPTER 6

PROCEEDS OF CRIME

108 International co-operation

- (1) Part 11 of the Proceeds of Crime Act 2002 (c. 29) (co-operation) is amended as follows.
- (2) In section 444 (external requests and orders), for subsection (3)(a) (Order under the section may include provision about the functions of the Secretary of State, the Lord Advocate, the Scottish Ministers and the Director of the Assets Recovery Agency) substitute—
 - “(a) provision about the functions of any of the listed persons in relation to external requests and orders;”.
- (3) In that section, after subsection (3) insert—
 - “(4) For the purposes of subsection (3)(a) “the listed persons” are—
 - (a) the Secretary of State;
 - (b) the Lord Advocate;
 - (c) the Scottish Ministers;
 - (d) the Director;
 - (e) the Director of Public Prosecutions;
 - (f) the Director of Public Prosecutions for Northern Ireland;
 - (g) the Director of the Serious Fraud Office; and

Changes to legislation: Serious Organised Crime and Police Act 2005, Section 108 is up to date with all changes known to be in force on or before 26 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](#)

(h) the Director of Revenue and Customs Prosecutions.”

- (4) In section 447(3) (meaning of “external investigation”), after paragraph (a) insert—
- “(aa) the extent or whereabouts of property obtained as a result of or in connection with criminal conduct, or”.

Commencement Information

II S. 108 in force at 1.7.2005 by [S.I. 2005/1521](#), [art. 3\(1\)\(d\)](#)

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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