



Counter-Terrorism Act 2008

2008 CHAPTER 28

PART 3

PROSECUTION AND PUNISHMENT OF TERRORIST OFFENCES

Forfeiture

34 Forfeiture: terrorist property offences

For section 23 of the Terrorism Act 2000 (c. 11) (forfeiture) substitute—

“Forfeiture

23 Forfeiture: terrorist property offences

- (1) The court by or before which a person is convicted of an offence under any of sections 15 to 18 may make a forfeiture order in accordance with the provisions of this section.
- (2) Where a person is convicted of an offence under section 15(1) or (2) or 16, the court may order the forfeiture of any money or other property which, at the time of the offence, the person had in their possession or under their control and which—
 - (a) had been used for the purposes of terrorism, or
 - (b) they intended should be used, or had reasonable cause to suspect might be used, for those purposes.
- (3) Where a person is convicted of an offence under section 15(3) the court may order the forfeiture of any money or other property which, at the time of the offence, the person had in their possession or under their control and which—
 - (a) had been used for the purposes of terrorism, or
 - (b) which, at that time, they knew or had reasonable cause to suspect would or might be used for those purposes.

Changes to legislation: There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 34. (See end of Document for details)

- (4) Where a person is convicted of an offence under section 17 or 18 the court may order the forfeiture of any money or other property which, at the time of the offence, the person had in their possession or under their control and which—
 - (a) had been used for the purposes of terrorism, or
 - (b) was, at that time, intended by them to be used for those purposes.
- (5) Where a person is convicted of an offence under section 17 the court may order the forfeiture of the money or other property to which the arrangement in question related, and which—
 - (a) had been used for the purposes of terrorism, or
 - (b) at the time of the offence, the person knew or had reasonable cause to suspect would or might be used for those purposes.
- (6) Where a person is convicted of an offence under section 18 the court may order the forfeiture of the money or other property to which the arrangement in question related.
- (7) Where a person is convicted of an offence under any of sections 15 to 18, the court may order the forfeiture of any money or other property which wholly or partly, and directly or indirectly, is received by any person as a payment or other reward in connection with the commission of the offence.”.

Commencement Information

II S. 34 in force at 18.6.2009 by [S.I. 2009/1256](#), [art. 2\(c\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Counter-Terrorism Act 2008, Section 34.