



Policing and Crime Act 2009

2009 CHAPTER 26

PART 5

PROCEEDS OF CRIME

Confiscation

61 Payment of compensation

- (1) The Proceeds of Crime Act 2002 (c. 29) is amended as follows.
- (2) In section 72 (serious default in England and Wales) in subsection (9)—
 - (a) after paragraph (b) insert—
 - “(ba) if the person in default was a member of staff of SOCA, the compensation is payable by SOCA;”, and
 - (b) after paragraph (e) insert—
 - “(f) if the person in default was an accredited financial investigator and none of paragraphs (a) to (e) apply, the compensation is payable in accordance with paragraph (a), (c) or (e) of section 302(7A) (as the case may require).”
- (3) In section 139 (serious default in Scotland) after paragraph (c) of subsection (9) insert—
 - “(ca) if the person in default was a member of staff of SOCA, the compensation is payable by SOCA;”.
- (4) Subsection (9) of section 220 (serious default in Northern Ireland) is amended as follows.
- (5) In paragraph (b), for “a member of the Director of Public Prosecutions for Northern Ireland” substitute “a member of the Public Prosecution Service for Northern Ireland”.
- (6) After paragraph (b) insert—

Changes to legislation: There are currently no known outstanding effects for the Policing and Crime Act 2009, Section 61. (See end of Document for details)

“(ba) if the person in default was a member of staff of SOCA, the compensation is payable by SOCA;”.

(7) After paragraph (e) insert—

“(f) if the person in default was an accredited financial investigator and none of paragraphs (a) to (e) apply, the compensation is payable in accordance with paragraph (b), (d) or (e) of section 302(7A) (as the case may require).”

Commencement Information

II S. 61 in force at 25.1.2010 by [S.I. 2009/3096](#), [art. 3\(g\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Policing and Crime Act 2009, Section 61.