

---

STATUTORY INSTRUMENTS

---

**2006 No. 308**

**The Proceeds of Crime Act 2002 and Money  
Laundering Regulations 2003 (Amendment) Order 2006**

**2.—(1)** Section 330 of the Proceeds of Crime Act 2002<sup>(1)</sup> (failure to disclose: regulated sector) is amended as follows.

(2) In subsections (6)(b), (9A)(a) and (10) after “professional legal adviser” there is inserted “or other relevant professional adviser”.

(3) In subsection (6)(c) after “subsection (7)” there is inserted “or (7B)”.

(4) After subsection (7A)<sup>(2)</sup> there is inserted—

“(7B) This subsection applies to a person if—

- (a) he is employed by, or is in partnership with, a professional legal adviser or a relevant professional adviser to provide the adviser with assistance or support,
- (b) the information or other matter mentioned in subsection (3) comes to the person in connection with the provision of such assistance or support, and
- (c) the information or other matter came to the adviser in privileged circumstances.”.

(5) After subsection (13) there is inserted—

“(14) A relevant professional adviser is an accountant, auditor or tax adviser who is a member of a professional body which is established for accountants, auditors or tax advisers (as the case may be) and which makes provision for—

- (a) testing the competence of those seeking admission to membership of such a body as a condition for such admission; and
- (b) imposing and maintaining professional and ethical standards for its members, as well as imposing sanctions for non-compliance with those standards .”.

---

<sup>(1)</sup> 2002 c. 29; section 330(6) was substituted by section 104 of the Serious Organised Crime and Police Act 2005 (c. 15) and section 330(9A) was inserted by section 106(2) of that Act.

<sup>(2)</sup> Section 330(7A) was inserted by section 102(5) of the Serious Organised Crime and Police Act 2005.