
STATUTORY INSTRUMENTS

2017 No. 730

The Criminal Justice (European Investigation Order) Regulations 2017

PART 1

General

Transitional provisions

3.—(1) These Regulations do not apply in relation to a case where, before the date on which these Regulations come into force, any of the following has occurred—

- (a) a domestic freezing order made under section 10 of the 2003 Act (domestic freezing orders) is forwarded by the Secretary of State or the Lord Advocate under section 11 of that Act (sending freezing orders);
- (b) an overseas freezing order (within the meaning of section 20 of the 2003 Act (overseas freezing orders)) is received by the Secretary of State or the Lord Advocate;
- (c) the Secretary of State receives a request to which any of the following provisions applies—
 - (i) section 31 of the 2003 Act (hearing witnesses in the UK by telephone);
 - (ii) section 32 of the 2003 Act (information about banking transactions: customer information);
 - (iii) section 35 of the 2003 Act (information about banking transactions: account information);
- (d) the Lord Advocate receives a request to which any of the following provisions applies—
 - (i) section 31 of the 2003 Act;
 - (ii) section 37 of the 2003 Act (information about banking transactions: customer information);
 - (iii) section 40 of the 2003 Act (information about banking transactions: account information);
- (e) a request for assistance under section 43 (information about a person's bank account) or section 44 (monitoring banking transactions) of the 2003 Act is forwarded by the Secretary of State or the Lord Advocate or, in an urgent case, sent direct under section 45 of that Act (sending requests for assistance);
- (f) a warrant is issued by the Secretary of State or the Scottish Ministers under section 47(1) of the 2003 Act (transfer of UK prisoner to assist investigation abroad); or
- (g) a warrant is issued by the Secretary of State or the Scottish Ministers under section 48(1) of the 2003 Act (transfer of EU etc. prisoner to assist UK investigation).