
STATUTORY INSTRUMENTS

2020 No. 759

The Criminal Procedure Rules 2020

PART 33

CONFISCATION AND RELATED PROCEEDINGS

GENERAL RULES

Interpretation

33.1. In this Part words and expressions used have the same meaning as in Part 2 of the Proceeds of Crime Act 2002 and:

‘document’ means anything in which information of any description is recorded;

‘hearsay evidence’ means evidence consisting of hearsay within the meaning of section 1(2) of the Civil Evidence Act 1995(1);

‘restraint proceedings’ means proceedings under sections 42 and 58(2) and (3) of the Proceeds of Crime Act 2002(2);

‘receivership proceedings’ means proceedings under sections 48, 49, 50, 51, 54(4), 59(2) and (3), 62 and 63 of the 2002 Act(3);

‘witness statement’ means a written statement signed by a person which contains the evidence, and only that evidence, which that person would be allowed to give orally.

Commencement Information

II Rule 33.1 in force at 5.10.2020, see Preamble

(1) 1995 c. 38.

(2) 2002 c. 29; section 42 was amended by sections 74(2) and 92 of, and paragraphs 1 and 23 of Schedule 8, and Schedule 14 to, the Serious Crime Act 2007 (c. 27). Section 58(2) was amended by section 62(3) of, and paragraphs 142 and 143 of Schedule 13 to, the Tribunals, Courts and Enforcement Act 2007 (c. 15).

(3) 2002 c. 29; sections 49, 62 and 63 were amended by sections 74 and 82(1) of, and paragraphs 1, 29 and 30 of Schedule 8 to, the Serious Crime Act (c. 27). Section 59(2) was amended by section 62(3) of, and paragraphs 142 and 144 of Schedule 13 to, the Tribunals, Courts and Enforcement Act 2007 (c. 15).

Changes to legislation:

The Criminal Procedure Rules 2020, Section 33.1 is up to date with all changes known to be in force on or before 22 March 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.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- rule 18.14-18.17 omitted by [S.I. 2024/62 rule 8\(d\)\(ii\)](#)
- rule 18.1(c)-(e) rule 18.1(d)-(f) renumbered as rule 18.1(c)-(e) by [S.I. 2024/62 rule 8\(a\)\(ii\)](#)
- rule 33.47-33.50 omitted by [S.I. 2024/62 rule 9\(a\)\(ii\)](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- rule 2.8(4)(g)-(j) rule 2.8(4)(f)-(i) renumbered as rule 2.8(4)(g)-(j) by [S.I. 2024/62 rule 3\(b\)\(i\)](#)
- rule 3.35(4)(h) rule 3.35(4)(g) renumbered as rule 3.35(4)(h) by [S.I. 2024/62 rule 4\(e\)\(iii\)](#)
- rule 3.8(7)(8) inserted by [S.I. 2024/62 rule 4\(c\)\(iii\)](#)
- rule 3.35(8) rule 3.35(7) renumbered as rule 3.35(8) by [S.I. 2024/62 rule 4\(e\)\(v\)](#)
- rule 3.8(9) rule 3.8(7) renumbered as rule 3.8(9) by [S.I. 2024/62 rule 4\(c\)\(ii\)](#)
- rule 5.4(4)(5) inserted by [S.I. 2024/62 rule 5\(a\)](#)
- rule 15.9(a) words substituted by [S.I. 2024/62 rule 7\(f\)\(i\)](#)
- rule 15.9(b) inserted by [S.I. 2024/62 rule 7\(f\)\(iii\)](#)
- rule 15.9(c)-(e) rule 15.9(b)-(d) renumbered as rule 15.9(c)-(e) by [S.I. 2024/62 rule 7\(f\)\(ii\)](#)
- rule 18.8(2)(d)(e) inserted by [S.I. 2024/62 rule 8\(c\)\(ii\)](#)
- rule 33.53(5) inserted by [S.I. 2024/62 rule 9\(n\)](#)
- rule 44.3(1)(c) inserted by [S.I. 2024/62 rule 10\(c\)](#)
- rule 45.7(1)(a)(vi) inserted by [S.I. 2024/62 rule 11\(c\)\(iii\)](#)
- rule 45.7(6) inserted by [S.I. 2024/62 rule 11\(c\)\(vi\)](#)
- rule 47.24(c) word omitted by [S.I. 2024/62 rule 12\(l\)\(iii\)](#)
- rule 47.24(d)(e) substituted for rule 47.24(d) by [S.I. 2024/62 rule 12\(l\)\(iv\)](#)
- rule 47.4(f) word omitted by [S.I. 2024/62 rule 12\(a\)\(ii\)](#)
- rule 47.4(f) word substituted by [S.I. 2024/62 rule 12\(a\)\(i\)](#)
- rule 47.4(g) word substituted by [S.I. 2024/62 rule 12\(a\)\(iii\)](#)
- rule 47.4(h)(i) inserted by [S.I. 2024/62 rule 12\(a\)\(iv\)](#)
- rule 47.24(iii)(iv) inserted by [S.I. 2024/62 rule 12\(l\)\(ii\)](#)
- rule 47.9(1)(h)(i) inserted by [S.I. 2024/62 rule 12\(c\)\(ii\)](#)
- rule 47.20(2)(g) renumbered as rule 47.20(2)(f) by [S.I. 2024/62 rule 12\(k\)\(iii\)](#)
- rule 47.13(2)(g) rule 47.13(2)(f) renumbered as rule 47.13(2)(g) by [S.I. 2024/62 rule 12\(g\)\(iv\)](#)