



New South Wales

Confiscation of Proceeds of Crime Amendment (Victorian Law) Regulation 1998

under the

Confiscation of Proceeds of Crime Act 1989

His Excellency the Governor, with the advice of the Executive Council, has made the following Regulation under the *Confiscation of Proceeds of Crime Act 1989*.

J W Shaw

Attorney General

Explanatory note

The object of this Regulation is to declare the *Confiscation Act 1997* of Victoria to be a law that corresponds to the *Confiscation of Proceeds of Crime Act 1989* of New South Wales and to declare orders in force under the Victorian Act to be interstate orders for the purposes of the New South Wales Act. The *Confiscation Act 1997* repealed the *Crimes (Confiscation of Profits) Act 1986* of Victoria, which is presently a corresponding law within the meaning of the New South Wales Act.

This Regulation is made under the *Confiscation of Proceeds of Crime Act 1989*, including the definitions of ***corresponding law***, ***interstate forfeiture order***, ***interstate pecuniary penalty order*** and ***interstate restraining order*** in section 4 (1).

Confiscation of Proceeds of Crime Amendment (Victorian Law) Regulation 1998

1 Name of Regulation

This Regulation is the *Confiscation of Proceeds of Crime Amendment (Victorian Law) Regulation 1998*.

2 Amendment of Confiscation of Proceeds of Crime Regulation 1996

The *Confiscation of Proceeds of Crime Regulation 1996* is amended as set out in Schedule 1.

3 Notes

The explanatory note does not form part of this Regulation.

Schedule 1 Amendments

(Clause 2)

[1] Clause 3 Definitions

Omit the definition of *the Victorian Act* from clause 3 (1).
Insert instead:

the Victorian Act means the *Confiscation Act 1997* of Victoria.

[2] Clause 6 Interstate forfeiture orders: section 4

Omit "section 7" from clause 6 (f).
Insert instead "section 33 or 38".

[3] Clause 7 Interstate pecuniary penalty orders: section 4

Omit "section 12" from clause 7 (e).
Insert instead "section 59 or 64".

[4] Clause 8 Interstate restraining orders: section 4

Omit "section 16" from clause 8 (f). Insert instead "section 14".