

Criminal Assets Recovery Amendment Act 2014 No 9

[2014-9]



New South Wales

Status Information

Currency of version

Repealed version for 14 May 2014 to 14 May 2014 (accessed 27 December 2024 at 16:21)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Repeal**

The Act was repealed by sec 30C of the [Interpretation Act 1987 No 15](#) with effect from 15.5.2014.

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

File last modified 15 May 2014

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New South Wales

An Act to amend the *Criminal Assets Recovery Act 1990* to make further provision with respect to the recovery of proceeds of illegal activities from persons associated with the perpetrators, and for other purposes.

1 Name of Act

This Act is the *Criminal Assets Recovery Amendment Act 2014*.

2 Commencement

This Act commences on the date of assent to this Act.

Schedule 1 Amendment of *Criminal Assets Recovery Act 1990 No 23*

[1] Section 4 Definitions

Insert “(including, without limitation, an increase in the value of an interest in property)” after “benefit” in the definition of **proceeds** in section 4 (1).

[2] Section 4 (1), definition of “proceeds”

Omit paragraph (b). Insert instead:

- (b) by another person if the person engaged in the activity:
 - (i) intended for the other person to derive or realise (whether directly or indirectly) the interest, service, advantage or benefit, or
 - (ii) knew, or ought reasonably to have known, that the other person would be likely to derive or realise (whether directly or indirectly) the interest, service, advantage or benefit.

[3] Schedule 1 Savings and transitional provisions

Insert at the end of clause 1 (1):

any other Act that amends this Act

[4] Schedule 1, Part 6

Insert after Part 5:

Part 6 Criminal Assets Recovery Amendment Act 2014

26 Application of amendments

- (1) The amendments made to this Act by the *Criminal Assets Recovery Amendment Act 2014* extend to:
 - (a) activities engaged in, and to proceeds that were derived or realised, before the commencement of those amendments, and
 - (b) applications for orders under this Act made (but not yet determined) before the commencement of those amendments.
- (2) Nothing in those amendments affects the validity of any order made under this Act before the commencement of the amendments.