

GUERNSEY STATUTORY INSTRUMENT

2009.No. 39

**The Forfeiture of Money, etc in Civil Proceedings  
(Designation of Countries)  
(Bailiwick of Guernsey) Regulations, 2009**

*Made* , 2009  
*Coming into operation* , 2009  
*Laid before the States* , 2009

**THE HOME DEPARTMENT**, in exercise of the powers conferred on it by section 53 of the Forfeiture of Money, etc in Civil Proceedings (Bailiwick of Guernsey) Law, 2007<sup>a</sup> and all other powers enabling it in that behalf, and after consultation with the Policy and Finance Committee of the States of Alderney and the General Purposes and Advisory Committee of the Chief Pleas of Sark, hereby makes the following Regulations –

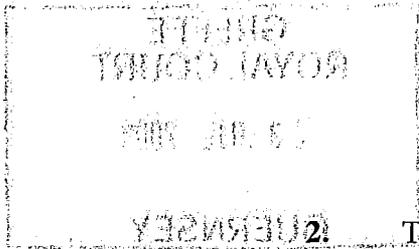
**Designation of countries.**

1. The United States of America is a country designated for the purposes of the Law.

**Designation of persons, bodies or authorities.**

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<sup>a</sup> No. XVII of 2008; amended by the Forfeiture of Money, etc in Civil Proceedings (Bailiwick of Guernsey) Law, 2007 (Amendment) Ordinance, 2008.



The Attorney General of the United States of America, acting in the exercise of his functions in respect of *in rem* proceedings conducted in the Federal Courts of the United States of America, is designated as a person in the country designated by regulation<sup>1</sup> on whose behalf any action under the Law may be taken.

**Interpretation.**

3. (1) In these Regulations "the Law" means the Forfeiture of Money, etc in Civil Proceedings (Bailiwick of Guernsey) Law, 2007<sup>b</sup>.

(2) Words and phrases in these Regulations have the same meanings as in the Law.

(3) The Interpretation (Guernsey) Law, 1948<sup>c</sup> applies to the interpretation of these Regulations.

(4) Any reference in these Regulations to an enactment is a reference thereto as from time to time amended, re-enacted (with or without modification), extended or applied.

**Citation.**

4. These Regulations may be cited as the Forfeiture of Money, etc in Civil Proceedings (Designation of Countries) (Bailiwick of Guernsey) Regulations, 2009.

**Commencement.**

5. These Regulations shall come into force on the 20<sup>th</sup> July 2009 .

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<sup>b</sup> No. XVII of 2008; amended by the Forfeiture of Money, etc in Civil Proceedings (Bailiwick of Guernsey) Law, 2007 (Amendment) Ordinance, 2008.

<sup>c</sup> Ordres en Conseil Vol. XIII, p. 355.

Dated this 20 July 2009  
G.H.M.

*G. H. Mahy*

Deputy G. H. Mahy

Minister of the States Home Department

For and on behalf of the Department

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EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations designate, for the purposes of the Forfeiture of Money, etc in Civil Proceedings (Bailiwick of Guernsey) Law, 2007 -

- (a) The United States of America is a country which appears to the Home

Department to have legislation or law in force corresponding to the provisions of Part III of that Law relating to the forfeiture in civil proceedings of monies which are the proceeds of unlawful conduct or intended for use in unlawful conduct, and

- (b) the persons, bodies or authorities in the United States of America on whose behalf any action under that Law may be taken.