

GUERNSEY STATUTORY INSTRUMENT

2023 No. 121

**The Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Specified Jurisdictions) Regulations, 2023**

*Made* 23<sup>rd</sup> November, 2023

*Coming into operation* 24<sup>th</sup> November, 2023

*Laid before the States* , 2023

**THE POLICY & RESOURCES COMMITTEE**, in exercise of the powers conferred on it by section 8 of the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) (No. 3) Ordinance, 2023<sup>a</sup>, and paragraph 25 of Schedule 8 to the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999<sup>b</sup>, hereby make the following Regulations:-

**Commencement of remaining provisions of Ordinance.**

1. The Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) (No. 3) Ordinance, 2023 shall come into force for all remaining purposes on 24<sup>th</sup> November, 2023.

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<sup>a</sup> Ordinance No. XVIII of 2023..

<sup>b</sup> Ordres en Conseil Vol. XXXIX. p.137; this enactment has been amended.

**Specified Jurisdictions.**

2. (1) For the purposes of paragraph 25(1) of Schedule 8 to the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999, the jurisdictions in paragraph (2) are specified as jurisdictions that impose requirements as to fitness and propriety that the Policy & Resources Committee is satisfied are appropriate minimum standards.

(2) The jurisdictions specified for the purposes of paragraph (1) are -

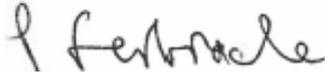
- (a) England and Wales,
- (b) Scotland,
- (c) Northern Ireland,
- (d) South Africa,
- (e) New Zealand,
- (f) Australia,
- (g) Canada,
- (h) The British Virgin Islands.

**Citation and commencement.**

3. These Regulations may be cited as the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Specified Jurisdictions) Regulations, 2023, and shall

come into force on 24<sup>th</sup> November, 2023.

Dated this 23<sup>rd</sup> day of November, 2023



P. T. R. FEBRACHE

President of the Policy & Resources Committee

For and on behalf of the Committee

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EXPLANATORY NOTE

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

These Regulations bring into force all remaining provisions of the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) (No. 3) Ordinance, 2023 not already brought into force by the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) (Amendment) (No. 3) Ordinance, 2023 (Commencement) Regulations, 2023.

These Regulations also specify jurisdictions which impose appropriate minimum standards as to fitness and propriety for the purposes of paragraph 25 of Schedule 8 to the Criminal Justice (Proceeds of Crime) (Bailiwick of Guernsey) Law, 1999 ("**Schedule 8**").

Where a person is subject to requirements as to fitness and propriety imposed by one of the jurisdictions specified and undertakes non-local legal services primarily from or within a jurisdiction outside the Bailiwick, then that person is not a specified legal services person for the purposes of Schedule 8. This means that persons who fall within the scope of these Regulations may be involved in the management of a non-

local legal services business but will not need to comply with the requirements of Schedule 8 if they do not carry on, or hold themselves out as carrying on, business in, or from within, the Bailiwick.

These Regulations come into force on 24<sup>th</sup> November, 2023.