

CAYMAN ISLANDS



CRIMINAL PROCEDURE CODE (AMENDMENT) LAW, 2020

(Law 24 of 2020)

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PUBLISHING DETAILS



CAYMAN ISLANDS

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I Assent,

**Martyn Roper**
Governor

Date: 22nd day of May, 2020

CRIMINAL PROCEDURE CODE (AMENDMENT) LAW, 2020

(Law 24 of 2020)

A LAW TO AMEND THE CRIMINAL PROCEDURE CODE (2019 REVISION) TO PROVIDE FOR THE SEIZURE OF PROPERTY USED IN AN OFFENCE; TO EMPOWER A COURT TO SEIZE PROPERTY THAT CORRESPONDS IN VALUE TO PROPERTY WHICH HAS BECOME UNAVAILABLE AT THE TIME AN ORDER FOR SEIZURE IS BEING CONSIDERED; AND FOR INCIDENTAL AND CONNECTED PURPOSES

ENACTED by the Legislature of the Cayman Islands.

Short title

1. This Law may be cited as the Criminal Procedure Code (Amendment) Law, 2020.

Amendment of section 192 of the Criminal Procedure Code (2019 Revision) - seizure of property obtained by offence

2. The *Criminal Procedure Code (2019 Revision)* is amended in section 192 by repealing subsection (2) and substituting the following subsections —
 - “(2) A court may order the seizure of any instruments, materials or things where there is reason to believe that they are —
 - (a) provided or used, or intended to be provided or used, wholly or in part, for the commission of an offence; or

- (b) prepared or are being prepared with a view to the commission of an offence,

and may direct them to be held and dealt with in the same manner as property seized under subsection (1).

(2A) Where there is evidence that any instruments, materials or things referred to in subsection (2) are unavailable at the time an order under this section is being considered, the court may —

- (a) order the seizure of any property of corresponding value to the instruments, materials or things; and
- (b) direct that the property be held and dealt with in the same manner as property seized under subsection (1).”.

Passed by the Legislative Assembly the 20th day of May, 2020.

Hon. Barbara Conolly
Deputy Speaker

Zena Merren-Chin
Clerk of the Legislative Assembly

