

LEGAL NOTICE NO. 2

REPUBLIC OF TRINIDAD AND TOBAGO

THE PROCEEDS OF CRIME ACT, CHAP. 11:27

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 56(1)(h) OF THE PROCEEDS OF
CRIME ACT AND SUBJECT TO NEGATIVE RESOLUTION OF PARLIAMENT

THE PROCEEDS OF CRIME (PRESCRIBED FORMS)
REGULATIONS, 2015

1. These Regulations may be cited as the Proceeds of Crime ^{Citation}
(Prescribed Forms) Regulations, 2015.

2. In these Regulations, “the Act” means the Proceeds of Crime ^{Interpretation}
Act.

3. The forms required to be prescribed under the sections set out in ^{Prescribed}
Column 1 of the following Table are indicated in Column 2 of the said ^{Forms}
Table and set out in the Schedule:

COLUMN 1	COLUMN 2
<i>Section</i>	<i>Form</i>
38(2)	A
38(3)	B

SCHEDULE
FORM A

[Section 38(2)]

REPUBLIC OF TRINIDAD AND TOBAGO

COUNTY OF

..... MAGISTRATES' COURT
(District)

IN THE COURT OF SUMMARY JURISDICTION

IN THE MATTER OF AN *EX PARTE* APPLICATION BY

..... FOR DETENTION ORDER PURSUANT TO
(Name and Rank/Grade)

SECTION 38(2) OF THE PROCEEDS OF CRIME ACT, CHAP. 11:27

A.B.—Applicant

v.

C.D.—Interested Party

Notwithstanding the seizure under any other written law of the cash referred to below, the applicant hereby applies for a detention order pursuant to
(Name and Rank/Grade)
section 38(2) of the Proceeds of Crime Act, Chap. 11:27 in respect of cash in the sum of
..... seized, pursuant to section 38(1) of the Proceeds of Crime Act,
(Amount and Description)
Chap. 11:27 from of at on the
(Interested Party) (Address) (Place of Seizure)
..... day of 20, on the following grounds:

[State particulars of belief (s. 38(1A)]

- 1.
- 2.
- 3.

and I therefore have reason to believe that the cash directly or indirectly represents any person's proceeds of a specified offence, or is intended by any person for use in the commission of such an offence and its further detention is justified.

(Signed)
Applicant

Before me this day of, 20, at

(Signed)
Magistrate/Justice

FORM B

[Section 38(3)]

REPUBLIC OF TRINIDAD AND TOBAGO

COUNTY OF

..... MAGISTRATES' COURT
(District)

IN THE COURT OF SUMMARY JURISDICTION

IN THE MATTER OF AN APPLICATION BY FOR AN
(Name and Rank/Grade)

ORDER FOR FURTHER DETENTION PURSUANT TO SECTION 38(3) OF THE
PROCEEDS OF CRIME ACT, CHAP. 11:27

A.B.—Applicant

v.

C.D.—Interested Party

Notwithstanding the seizure under any other written law of the cash referred to below,
the applicant hereby applies for an order for further detention
(Name and Rank/Grade)

pursuant to section 38(3) of the Proceeds of Crime Act, Chap. 11:27 in respect of cash
in the sum of seized, pursuant to section 38(1) of the Proceeds
(Amount and Description)

of Crime Act, Chap. 11:27 from of
(Interested Party) (Address)

at on the day of 20, and for which a
(Place of Seizure)

detention order was last made by a Magistrate in the district of
on the day of 20, on the following grounds:

- [State particulars of belief (s. 38(1A)]
- 1.
 - 2.
 - 3.

and I therefore have reason to believe that the cash directly or indirectly represents any
person's proceeds of a specified offence, or is intended by any person for use in the
commission of such an offence and its further detention is justified.

(Signed)
Applicant

Before me this day of, 20, at

(Signed)
Magistrate/Justice

NOTICE—This application must be served as soon as reasonably practicable on the person by, or on whose behalf the said cash was being imported or exported (if known) or the person from whom the cash was seized. This application will be heard before the Magistrate’s Court on the day of, 20, at a.m./p.m. **IF YOU DO NOT ATTEND THIS HEARING AN ORDER MAY BE MADE IN YOUR ABSENCE.**

.....
(Name of Interested Party in Block Letters)

.....
(Signature)

.....
(ID/PP/DP #)

.....
(Date)

Dated this 6th day of January, 2015.

L. HOWAI
Minister of Finance and the Economy