

**PROCEEDS OF CRIMES (CIVIL CONFISCATION)
(AMENDMENT) BILL, 2022***(Bill No. 28 of 2022)***OBJECTS AND REASONS**

This Bill seeks to amend the Proceeds of Crime (Civil Confiscation) Act, 2008 (Cap. 298) to —

- (a) repeal the definition of “police officer”;
- (b) insert a definition for “law enforcement officer”;
- (c) insert a definition for “law enforcement agency”.

The repeal of the definition of “police officer” and the insertion of the definition of “law enforcement officer” seeks to remove the aspect of rank that the current definition indicates. The insertion of the definition “law enforcement agency” seeks to provide consistency between the Act, Cap 298, and the Anti Money Laundering and Countering the Financing of Terrorism Act 2020, (Act 5 of 2020).

Dated this 27th day of October, 2022.

**ERROL FONSEKA
MINISTER OF INTERNAL AFFAIRS**

**PROCEEDS OF CRIMES (CIVIL CONFISCATION)
(AMENDMENT) BILL, 2022**

(Bill No. 28 of 2022)

ARRANGEMENT OF SECTIONS

SECTIONS

1. Short title
2. Amendment of Section 2 Cap 209
3. Amendment of Section 9 Cap 209
4. Amendment of Section 23 Cap 209

**PROCEEDS OF CRIMES (CIVIL CONFISCATION)
(AMENDMENT) BILL, 2022**

(Bill No. 28 of 2022)



A BILL

FOR

**AN ACT TO AMEND THE PROCEEDS OF CRIME (CIVIL CONFISCATION) ACT,
2008 (CAP. 298).**

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Proceeds of Crime (Civil Confiscation) (Amendment) Act, 2022.

Amendment of section 2 Cap 209

2. Section 2 of the Proceeds of Crime (Civil Confiscation) Act, 2008 (Cap. 298) (hereinafter referred to as the “principal Act”) is amended by —

- (a) repealing the definition of “police officer”;
- (b) inserting in alphabetical order the following new definitions —
 - (i) “law enforcement officer” means a duly authorised officer of the law enforcement agency;
 - (ii) “law enforcement agency” has the same meaning assigned to it in the Anti Money Laundering and Countering the Financing of Terrorism Act 2020, (Act 5 of 2020).”

Amendment of section 9 Cap 209

3. Section 9 of the principal Act is amended in subsection (1) by repealing the words “police officer” and substituting with “law enforcement officer”.

Amendment of section 23 Cap 209

4. Section 23 of the principal Act is amended in subsection (1) by repealing the words “police officer” and substituting with “law enforcement officer”.