

No. S 30

**CONSTITUTION OF BRUNEI DARUSSALAM
(Order under Article 83(3))**

**CRIMINAL CONDUCT (RECOVERY OF PROCEEDS)
(AMENDMENT) ORDER, 2007**

ARRANGEMENT OF SECTIONS

Section

1. Citation.
 2. Amendment of section 30 of S 52/00.
 3. Insertion of new section 34A.
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(AMENDMENT) ORDER, 2007**

In exercise of the powers conferred by Article 83(3) of the Constitution of Brunei Darussalam, His Majesty the Sultan and Yang Di-Pertuan hereby makes the following Order —

Citation.

1. This Order may be cited as the Criminal Conduct (Recovery of Proceeds) (Amendment) Order, 2007.

Amendment of section 30 of S 52/00.

2. Section 30 of the Criminal Conduct (Recovery of Proceeds) Order, 2000 (S 52/2000), in this Order referred to as the principal Order, is amended —

(a) in subsection (5),

- (i) by inserting in paragraph (a)(i) "and drug trafficking" immediately after "criminal conduct",
- (ii) by inserting in paragraph (a)(ii) "and drug trafficking" immediately after "criminal conduct",
- (iii) by inserting in paragraph (a)(iii) "and drug trafficking" immediately after "criminal conduct".

(b) by inserting in subsection (8), the following 2 new definitions immediately after the definition of "asset-sharing agreement" —

"confiscation order" means a confiscation order made under this Order or under the Drug Trafficking (Recovery of Proceeds) Act (Chapter 178), or an external confiscation order registered under this Order or under the Drug Trafficking (Recovery of Proceeds) Act (Chapter 178);

"drug trafficking" has the same definition as "drug trafficking" in section 2 of the Drug Trafficking (Recovery of Proceeds) Act (Chapter 178);".

Insertion of new section 34A.

3. The principal Order is amended by inserting the following new section immediately after section 34 —

"Certificate of Attorney General.

34A. Where, in relation to any designated country, no authority has been specified in any order made under 31, a certificate made by the Attorney General by notification in the *Gazette* to the effect that any authority specified therein is the appropriate authority for the purposes of that section and of any other provisions of this Order as modified by this Order, is sufficient evidence of that fact."

Made this 21st. day of Jamadilawal, 1428 Hijriah corresponding to the 7th. day of June, 2007 at Our Istana Nurul Iman, Bandar Seri Begawan, Brunei Darussalam.

HIS MAJESTY
THE SULTAN AND YANG DI-PERTUAN
BRUNEI DARUSSALAM